

# TAZWELL DEFENDS HIMSELF AGAINST COFFEY'S ATTACK

## Police Commissioner Takes Self Too Seriously, He Says; Official Would Dictate to Court in Chinese Case.

Denying that he followed any but the usual procedure in assessing fines on the large number of Chinese gamblers arrested in the raid of August 13, Municipal Judge Tazwell this morning issued, in reply to Police Commissioner Coffey's criticism of his action, a statement, giving a brief resume of the case and the facts as to his connection with it. Judge Tazwell explains that it is unusual to gather in such a large number of men at one time, and that the handling of 70 or 80 cases in district court would clog the wheels of justice for a long time, to the detriment of litigants whose cases would be delayed. The statement follows:

**Judge Tazwell's View.**  
"Referring to the article published in your Sunday issue, wherein J. B. Coffey criticises a decision made by me in the Chinese gambling cases, I beg to say that my attention was called to the article appearing in the Oregonian, and to which I made no reply. I did not know at that time that it was a carefully prepared article. Mr. Coffey was having published in the newspapers. Neither did I know or suppose that he was undertaking to control the judgment of the municipal judge in judicial investigations."

"I am unable to understand what Mr. Coffey refers to or what his object is, unless it is that the municipal judge should allow himself to be advised by Mr. Coffey in advance as to what judgment shall be pronounced in a particular case and in advance of trial. If that be Mr. Coffey's view of the matter, it seems to me that the municipal court should be eliminated, and Mr. Coffey should be allowed to make midnight raids, arrest any person he thinks should be arrested, send them to the chief of police, and dictate what fines and punishment shall follow."

**Who Is Judge?**  
"Is not Mr. Coffey taking himself a little too seriously? If I have to suit him at to what judgment I shall render, then Mr. Coffey is the judge of the municipal court, instead of myself."

"The fact is that in regard to the particular case criticised there were some 75 or 80 Chinamen arrested in this raid. The jail was too small to hold all these Chinese; and it is customary in important cases to consult me as to bail. In this instance I was telephoned to by Mr. Banks, attorney for practically all the Chinese arrested. I then talked with Acting Captain Keller, in charge of the police station, and I told him to fix the bail at \$20 each. These Chinamen had a right to plead not guilty and demand a trial, and if I had fined them in accordance with what Mr. Coffey thinks I should have done, they would have had the right to appeal to the circuit court, and that court would have had to try these 80 Chinamen."

"In the event of a trial, each of these Chinamen would have to be identified beyond a reasonable doubt, and the probability is that only a very few could have been identified at all, to say nothing of proving other facts necessary to convict them."

"So when the proposition was made that they would all plead guilty, if the fine was not too severe, I acquiesced in that disposition of the case. The fine of \$5 each suggested by the defendants' counsel I considered too low, and I made it \$7.50 each. In any event I was the one to fix the fine—I was to act upon my judgment, and not upon somebody else's."

**Fair to All.**  
"In the event these cases had been applied to the circuit court I do not suppose the judges of that court would have consulted Mr. Coffey as to what disposition to make of them. Now I am not making any attack upon Mr. Coffey, nor upon the city administration, but I am the judge of the municipal court; I have taken a solemn oath to well and faithfully perform my duty; I am trying to carry out that oath, and all persons, whether rich or poor, or of whatever nationality, receive at my hands a fair and impartial trial; and if in exercising my judicial functions and in deciding cases according to what I think is justice in each particular case, I do not satisfy Mr. Coffey, I cannot help that; but I will not swerve from my sense of duty to please him or anybody else."

**Facts Misstated.**  
"When Mr. Coffey says I have given the Chinamen special privileges, he either does not know what the facts are, or if he does know, he willfully misstates those facts. The trial of the cases was set only after agreement with the city attorney, defendants' attorney and the officers. It seems to me that if Mr. Coffey has any complaint to make, in all fairness he should have come to me, instead of rushing into print."

"In conclusion, I wish to say that I am as much in favor of having a clean, moral town as anyone, and I believe I have done more while in office to further that end than Mr. Coffey has done or will do. I am ever ready to cooperate with the executive branch of the city government to suppress all kinds of evil in the town, and I purpose to do whatever I think is necessary to make this city a clean, moral town. Because I have at all times conducted myself and undertaken to carry out this policy, I resent Mr. Coffey's insinuation that my judicial action has not been in furtherance of the policy I have indicated."

**PROSECUTION OF SHOE TRUST TO BEGIN**  
Boston, Aug. 21.—The federal prosecution of the giant United Shoe Machinery company, alleged to be the strongest trust in the United States, will begin here tomorrow.

**COREY SUCCEEDS GATES? STEEL MEN ARE EXCITED**  
Pittsburg, Aug. 21.—Steel men here are excited over the report that William Ellis Corey, former president of the United States Steel corporations, may become the successor of the late John W. Gates in heading the Republic Iron & Steel company.

**Winona Bible Conference.**  
Warsaw, Ind., Aug. 21.—Rev. Billy Sunday, Dr. G. L. Robinson of McCormick Theological seminary, and Dr. John Timothy Stone of Chicago are among the well known religious workers of the program of the annual young men's Bible conference which opened at Winona Lake today. The conference will continue until August 30.

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# WALLA WALLA GETS NEXT SAENGERFEST

## Consolidation of Three Coast Saengerbunds Agreed on by Delegates.

(Special to The Journal.)  
Seattle, Aug. 21.—Walla Walla is awarded the 1913 Saengerfest. Los Angeles came with a strong representation, but after considerable debate decided to withdraw and have its Saengerfest in 1914. The whole matter was settled with good feeling.

Thirty delegates were present, the only societies unrepresented being Tacoma Edelweiss and Salem, Or., German Speaking society. A. M. Birkel, president of the bund, presided and all the officers were present with the exception of the second vice president.

An important action was the preliminary step toward consolidation of the three great Saengerbunds, the North Pacific, with headquarters at Seattle; the South Pacific, with headquarters at San Francisco, Dr. Max Magnus, well known in Saengerbund circles, and Robert Lorentz, president of the Pacific Saengerbund, and Joseph Blust, president of the South Pacific Saengerbund, backed by strong delegations, came for the express purpose of urging this step.

It was ultimately decided to consolidate and the following committee was appointed with the other two bodies: C. W. Fromhold, Tacoma; A. M. Birkel, Seattle; Alfred Baehold, Walla Walla; Herman Bringman, Portland, and J. H. Benkendorf, Kallispell.

This plan will keep the individuality of the different Saengerbunds, but in addition will provide a united Saengerfest on the Pacific coast.

The following officers were elected: President of the Saengerbund, A. Baehold, Walla Walla; first vice president, Christ Best, Kallispell; second vice president, O. Wegel, Vancouver, Wash.; secretary, J. Hauser, Walla Walla; treasurer, David Zimmerle, Seattle; standard bearer, Carl Arnold, Tacoma.

The Saengerfest cost, it is estimated, over \$10,000, of which \$7500 had been subscribed before the event. The receipts at the Moore are expected to take care of the remainder.

**FINDS ANCESTORS' NAMES ON TURTLE**  
Providence, Aug. 21.—George L. Stillman of Westerly, while strolling about a farm that he owns, came across a huge turtle. On the turtle's back was carved "Paul Maxson, 1793."

Next was the name of Adam Stillman, grandfather of the present owner of the farm, with the date 1808, and under this was the name of Mr. Stillman's father, Joseph Stillman, dated 1815.

That these names and dates are authentic is not doubted, as Mr. Stillman says it is a matter of family history that the turtle was marked by his father and grandfather and that the history of the town shows that Paul Maxson lived on the farm in 1799.

Mr. Stillman exhibited the turtle for the edification of his friends and completed the exhibition today when he added his own name and the date 1911 to the family record. Then he turned the turtle adrift to return to a Stillman of the next generation.

**INSURANCE BROKERS MEET IN MILWAUKEE**  
Milwaukee, Wis., Aug. 21.—With prominent insurance men from all parts of the country and the insurance officials of practically every state in the union here, all indications today point to one of the most important meetings in the history of the organization, when the forty-second annual session of the National Convention of Insurance Commissioners convenes tomorrow.

**READ for PROFIT**  
Use for Results  
**FOLEY KIDNEY PILLS**  
They work directly on the KIDNEYS, BLADDER and URINARY PASSAGES, and their beneficial effect is felt from the start. For BACKACHE, KIDNEY and BLADDER TROUBLE, RHEUMATISM, CONGESTION of the KIDNEYS, INFLAMMATION of the BLADDER and annoying URINARY IRREGULARITIES they exercise a permanent benefit.

**SAN FRANCISCO EAGLES BOOST OWN CANDIDATE**  
San Francisco, Aug. 21.—The fight for president of the Grand Order of Eagles, is the absorbing topic today of the thousands of delegates gathered from all parts of the United States.

**TO MEASURE TREE TRUNKS.**  
Resembling the familiar implement used in shoe stores to measure a customer's feet is a tool that a Texan has patented for measuring the diameter of a tree trunk at any point.

# CATHOLIC DAY IS MAGNET FOR GREAT CROWD AT ASTORIA

## How McLoughlin of Old Oregon Became a Catholic and How He Lost His Land Told by F. V. Holman.

(Special to The Journal.)  
Astoria, Or., Aug. 21.—Catholic day ceremonies began punctually at 9 o'clock and the huge audience was held by the solemnity of it during the two and a half hours the exercises lasted. The day began with a special high mass, which was celebrated by his grace, the Most Rev. Alexander Christie, archbishop of Oregon City. He was assisted by Catholic divines of Portland, as well as the Rev. Father John F. Waters of this city.

Miss Irene Flynn of the Portland Cathedral choir, was soloist at the solemn high mass, sung in St. Mary's Star of the Sea Roman Catholic church. The music was under the direction of Frederick W. Goodrich of Portland and the mass was celebrated by an attendance that overflowed the church.

The speakers at the public exercises in the Stadium at the Centennial grounds on Coxcomb hill, included his grace, the archbishop, Frederick V. Holman, formerly president of the Oregon Historical society; Judge J. P. Kavanaugh, and former Senator C. W. Fulton. Father Walters acted as chairman of the great open air celebration.

Excursions were run from the near by beach resorts and one of the largest crowds of the Centennial was in attendance. Father John F. Waters and the Knights of Columbus worked hard to make the day the great success it was.

**Loss of McLoughlin's Claim.**  
In 1829 Dr. McLoughlin had taken for himself as a land claim, the water power and land where Oregon City is now situated. I cannot in this address go into details of how he was deprived of his part of his land claim by some of the early missionaries whom he had befriended and protected, and by their associates. Through a conspiracy composed of some of these early missionaries and their associates and by means of the Oregon donation law of September 27, 1850, all the rest of his land claim, not disposed of by him prior to March 4, 1849, was given to the Territory of Oregon to found a university.

"Nor can I at this time discuss his rights to take up a land claim under the treaty of joint occupancy by which British subjects had exactly the same rights as American citizens. Some of these conspirators received personal profits from this transaction in which avarice was superior even to their religious pretensions. Their names now survive largely because of the publicity which their unworthy actions toward Dr. McLoughlin has given them. But I recall with pride that in 1862, after Oregon had become a state, five years after Dr. McLoughlin's death, the state of Oregon restored to his heirs a large part of the land claim of which he had been so unjustly deprived."

**A Confession of Injustice.**  
"Without such action, the state of Oregon would forever be considered an accessory after the fact to so gross, so unjust and so cruel an act as congress imposed under the donation land claim law through the machinations of these conspirators. This restoration of his land claim was an official acknowledgment of the state of Oregon of the injustice done to Dr. McLoughlin, a recognition of his claims under the treaty of Oregon, and what Oregon owed to him."

**Made a Knight of St. Gregory.**  
"And though so unkindly treated by some of those he had befriended and saved from privation, his name had spread as far as Rome and in 1846 Pope Gregory XVI made Dr. McLoughlin a Knight of St. Gregory the Great of civil grade. While he accepted the honor which he could not well refuse, I know of no instance in which Dr. McLoughlin ever used the title or even mentioned it."

**San Francisco Eagles Boost Own Candidate.**  
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**Winona Bible Conference.**  
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# RUSTY NAIL TEARS HAND, SAVES LIFE

## Fisherman's Cries Drowned for Hours by Tolling of the Bell Buoy.

(Special to The Journal.)  
Seattle, Aug. 21.—Clinging to a rusty nail in the keel of his overturned boat near the bellbuoy opposite Duwamish Head, every wave bringing fresh agony to his lacerated fingers, Axel Skogstrom, 35 years old a member of the West Seattle fishing fleet, was rescued after shouting himself hoarse, by Captain Fred Reeves of the steamer Mohawk, bound from Silverdale to Seattle, yesterday. Skogstrom had been in the water for three hours when picked up by the passing steamer.

Skogstrom had gone out with his nets for early fishing. Heavy waves from a passing steamer upset his boat when he was attempting to disengage his nets, and with the mesh entangled about his legs he was thrown overboard.

Unable to swim, Skogstrom plunged desperately toward the overturned boat. It had sunk to about half its depth, and fearful that it would go to the bottom and remove his last hope of saving his life if he climbed upon it, the fisherman groped along the slippery keel for some object to which he could cling.

A rusty nail, projecting about two inches, caught his eye, and seizing this he remained in the water to his neck and began calling for help. The bellbuoy, performing its mechanical duty, drowned his cries, the clapper tolling off the strokes of danger with every passing craft.

Skogstrom said after the rescue that the bellbuoy which at first only annoyed him, became uncanny in its clangs, and before the first hour of his struggles had ended, it seemed to be tolling his death knell.

**DETROIT, Aug. 21.**—In the darkened chambers of Undertaker Nuendorf's morgue in Wyandotte lies the small body of a fair-haired fisher lad. In a brown blouse and dull gray pantaloons, the captain of a passing freighter espied it floating in lower Detroit river Friday afternoon. Through a tin megaphone the seafarer notified the keeper of the Mamajuda light, Xavier Rains. The lighthouse man in his tender took the river's prey ashore.

When the word was flashed up the shore, cityward, little doubt was left that it was the body of Johnny Sycinski, 10 years of age, who was drowned at the foot of McKinsley avenue Wednesday afternoon.

A slip of a boy Johnny's companion, brought the news to the home. In the terrible excitement the small lad said that John had reached for his fallen hat from a pile and fallen into the water. Surrounded by tiny youngsters with gaping mouths and horror stricken faces, he afterward said that John had been pulled in by a great fish, but there was no doubt juvenile imagination gaining full play.

But that is not the story. Johnnie is to be buried in the potter's field. Hoary, slow-thinking Stanislaus Sycinski, the father, employed on Michigan Central section gangs, will not go to the down-river city limits to claim the body.

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# SPANISH WAR VETERANS MEET

## Oklahoma City, Okla., Aug. 21.—Spanish-American War Veterans from practically every state in the union are attending the annual encampment of their national organization, which began its sessions here today. The Spanish-American War Nurses are also in session.

Elaborate entertainment has been provided for the visitors. John Lewis Smith of Washington, D. C., is being boomed for commander in chief of the Veterans. Tampa, Fla., is an applicant for next year's encampment.

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# Ladies' New Fall Suits

## An extremely attractive showing of Ladies' and Misses' New Fall Suits and Coats

## We are specially introducing Junior Sizes in Suits which promise to be very popular this Fall

## Take the elevator to the Third floor

# BEN SELLING LEADING CLOTHIER

What's the use of going to look at him?" rumbled the parent at his home, 29 Addison street, last night.

Apparently, all the traditions of a father-love and mother-love were being violated. The man who came to notify Johnnie's father and mother was dumfounded.

A man asked the father if he would go to Wyandotte where the car fare would be 35 cents.

Through an interpreter the proposition was put up to the incredulous parents. Man and woman jabbered to each other with many shrugs of the shoulders, and then the father said, "Ya."

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**Compartment-Observation**  
**Cars to Denver, Kansas City St. Louis**

The Compartment-Observation Car is the "living room" on a train—the place to lounge, to read, to chat, to view the scenery, to relax and rest. For travel-comfort it surpasses any other form of coach in use. It makes the journey a pleasant diversion.

# The Southeast Express

The Great-Northern Railway's through train to Kansas City, Denver, St. Louis and points south and east via Billings and the "Burlington Route" carries luxurious new Compartment-Observation Cars, Dining Cars and Day Coaches.

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