

DEFENSE OF LAWYERS AND LAWS IN CASE OF CRAWFORD'S LOT

G. A. Benedict Undertakes to Put Full Burden of Responsibility on Hapless Victim.

Portland, Feb. 13.—To the Editor of The Journal.—In your issue of January 26 you published an editorial entitled "An Outrage," which dealt with the troubles of one E. D. Crawford, of McMinnville. It was one of many in which you have paid your respects, in terms not to be mistaken, to the law, and especially, to the lawyers. The essential injustice of your article, and more particularly, of the attitude and viewpoint therein shown, move me to a response thereto.

Do not mistake me. I hold no brief for the lawyers, as a whole. The profession, in Portland, is in a deplorable state, embracing within its personnel many members who are a disgrace not only to the profession, but to the city, and to society, as well. A spirit of fair play, however, prompts this reply.

What had the lawyers to do with the wrongs which befell Mr. Crawford? Nothing whatever. What had the processes of the law, so much railed against, to do with the wrongs? Such a situation as that described could result only from the operation of the mechanic's lien law. And the lien law is supposedly adopted for the benefit of labor, and of the material men, and with the intent that he, whose material, or whose labor, enriches, or who enriches another, shall receive compensation therefor. It is axiomatic, known to everybody, that the enforcement of any law, made for the benefit of the many, works occasional hardship to the individual or to the few. Surely The Journal does not intend to be understood as opposing such legislation as the law allowing a laborer a mechanic's lien. Material men, and laborers, no matter what The Journal may think of lawyers, are presumably worthy members of the community.

The "Shoestring" Element.
The article in question mentions as a shoestring proposition the attempt of the purchaser from Mr. Crawford to build without sufficient funds, a similar error by Mr. Crawford himself, was responsible for the very troubles of which The Journal complains. In selling his property for cash payment, Mr. Crawford sold on a "shoestring" proposition, indeed.

Had he sold it and made out a deed to one to whom he extended credit, and the purchaser failed, Mr. Crawford would have lost his lot just as effectually; and neither the processes of the law, nor the lawyers would have had a thing to do with the matter. What he did do was equally lacking in business foresight. He sold the lot, on contract, to an irresponsible who could not pay for it. At the time Mr. Crawford clothed his purchaser with the powers of an agent, gave to the latter the status and standing of a property owner, and made it possible for him to purchase material and to employ labor, for the purpose of building a house on the lot. Would it have been any more pleasing to The Journal that the artisan who performed the labor, and the men who furnished the materials for the house, should have gone entirely without their pay, when the purchaser and builder failed?

When One of Two Must Suffer.

It is an ancient doctrine of the law that when one of two equally innocent men must suffer, through the negligence, or wrong of a third, he who made the fraud or wrong possible, shall be the one to suffer. In there anything wrong with such a doctrine? When Mr. Crawford sold his lot to the purchaser, thereby enabling the latter to buy materials and supplies, and to employ labor, and thereafter said purchaser failed, either Mr. Crawford, or the laborers and the material men, must suffer loss. And it was Mr. Crawford, who made such a state of affairs possible, who suffered.

Yet again, the materials furnished and the labor employed must have been expended and used on the lot. If they were not, no loss could have been forced against him, for them. They were presumably worth what they cost and added that much of value to the lot. Mr. Crawford could have saved his lot, and avoided all his troubles by paying the material men for their labor, and the laborers for their labor, at their face value alone, and not one cent would have gone to the lawyers, nor would the processes of the law have been invoked.

"No Fault With the Law."
Much as we deplore Mr. Crawford's anxiety to sell, his overconfidence in his fellowman, his lack of business sagacity, which resulted in the loss of his property, we can find no fault with the processes of the law, which permitted it, and certainly none with the lawyers.

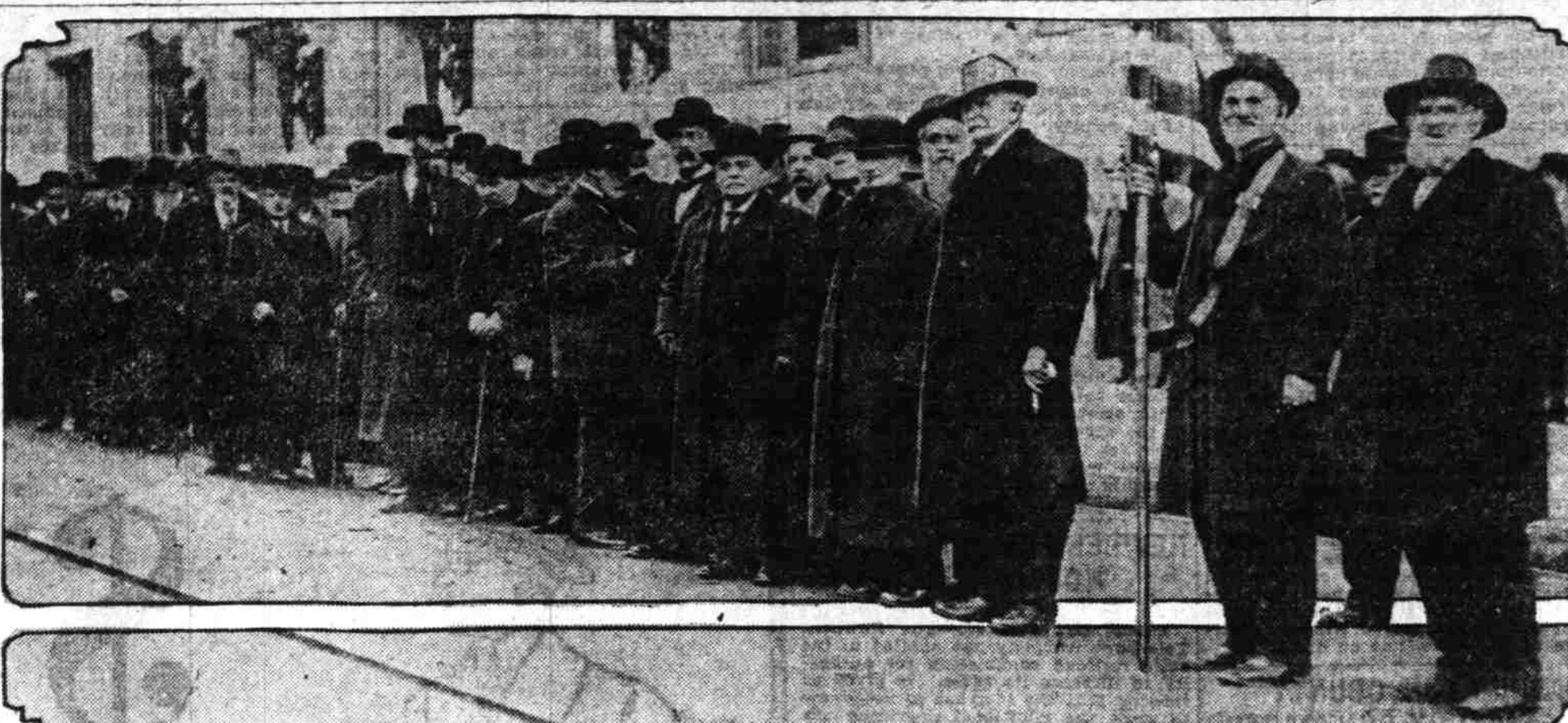
In general, and despite a widely spread belief to the contrary, the law is founded on reason and good sense, and an analysis of the real situation, in instances like this one, will show such to be the fact. Articles such as this give misleading impressions to the public, and are to be decried. Let The Journal devote its usually excellent and well-taken criticisms to points on which there is real cause for reform.

G. A. BENEDICT.
[Crawford, who lives at McMinnville, bought a lot in Portland. It was worth about \$1000. He advertised it for sale. A buyer appeared and paid Crawford's agent \$25 toward purchase, and on the receipt for the money was a condition which made the transaction subject to the approval of the owner.

Crawford was notified and came to Portland. To his surprise, when he visited the lot, he found it partly completed dwelling was on the premises. Because he failed to post a notice, he became responsible for material liens, and in the litigation that ensued, he lost his lot by a court decision. He received nothing but the \$25. It is such a transaction that Mr. Benedict defends. The editorial makes no apology for its position. The connection of the lawyers with the business is that most of the legislation in every state is made by thimbering lawyers. A sample is J. H. Upton, of the 13th session, who was in evidence in the proceedings of that session more than almost any other member. The court process is also made by lawyers, and of these processes Charles H. Carey of Portland, recently said to an assembly of lawyers: "They make justice a second-hand article. The upshot of it all is that Crawford lost his lot in much the same manner that a lone traveler loses his purse to highwaymen, and it is done in the name of the law which Mr. Benedict defends.

Meanwhile there are many splendid men in the legal profession and it is not to them that these remarks apply. When the average man has a headache he realizes what an aching void is.

PATRIOTIC CITIZENS REVERE NAME OF LINCOLN



Veterans forming in front of courthouse to march to meeting at Armory.

Paying its meed of respect to Abraham Lincoln, Portland yesterday held the most elaborate Lincoln day celebration in its history. It was a full day, from the forenoon when volunteer speakers addressed the children of every public school in the city, to late in the evening when the banquets and dances came to a close.

The most impressive function of the day was the general Lincoln day program given in the afternoon at the Armory. Marching behind the drums of the Sons of Spanish War Veterans, members of the G. A. R., Women's Relief Corps, Lincoln Memorial society, Spanish War Veterans and national guard paraded from the courthouse to the Armory at Tenth and Davis streets, there to be escorted to seats of honor in the big drill hall.

Judge Guy C. G. Corlies, former member of the supreme court of North Dakota, delivered the address of the afternoon, taking several of Lincoln's outstanding characteristics as his theme. He decried the present day tendency toward pure intellectualism and stated there was a danger of the nation squandering its ideals. "Greatness is not learning," he said, "remember Lincoln and be warned."

J. D. Lee, as president of the Lincoln Memorial society, under the auspices of which the meeting was held,

presided and explained the purposes of the society. The most impressive numbers on the program were those in which old veterans took part. The veteran quartet was called back again and again to sing the old songs, while the campfire talk with its personal reminiscences of Lincoln told in quavering voices brought mist to many an eye. The course of the afternoon was presided over by Mrs. J. N. Morse, Dr. E. J. Hall, A. W. Mills and Professor Z. M. Parvin. Professor Wheeler played the accompaniments.

During the course of the campfire those who had ever seen Lincoln were asked to stand. Fully half a hundred gray haired veterans rose in their places. One had heard him speak, another had been stationed at a fort he inspected, one had known him in Illinois and another worked with him on the Saginaw river. The Rev. W. T. Kerr presided at the campfire. Among those who spoke were Levi W. Meyers, A. E. Borthwick, Professor M. L. Pratt, H. S. Fargo, Joseph Buchtel, V. M. Teets, John Barton, S. A. Creech and Oscar Pelton.

Captain J. P. Shaw read Lincoln's Gettysburg address, while vocal solos by Arthur Harbaugh and the singing of "The Star Spangled Banner" by Miss Grace Dawson were other features of the program. Martial music

was furnished by the Musicians' union volunteer band led by G. Tignano. The program was concluded by the distribution of prizes among winners in the Lincoln prize essay contests held in the public schools. A La Barbur city auditor, made the presentations. Messages were read during the course of the afternoon from Mrs. Sarah Todd of Eugene, 103 years old and sister-in-law of the martyred president, and the Honorable E. L. Smith of Hood River, who attended the convention of 1860 at which Lincoln was first nominated.

At the banquet of the Lincoln Memorial society held at the Multnomah hotel last night L. D. Mahone presided. Speeches were made by Colonel Robert A. Miller, J. D. Lee, Captain James P. Shaw, who spoke of the Gettysburg reunion last summer; Mrs. Abigail Scott Duniway, A. H. Harris, Hamilton Johnstone, Gus C. Moser, Olson and Seid Back Jr.

William D. Wheelwright gave the address of the evening at the banquet and dance of the Progressive Business Men's club held at the Multnomah hotel. Mr. Wheelwright spoke of Lincoln's mission and the lessons he had handed to posterity. Jacob Kaniser, president of the club, presided. Dances of fraternal orders and the

Jackson club luncheon yesterday noon, as well as many smaller functions were also held yesterday in way of Lincoln day celebrations.

GUN TOTER IS GIVEN ROCKPILE SENTENCE

One hundred days on the rockpile was the sentence Municipal Judge Stevenson yesterday afternoon gave Thomas O'Brien for carrying a loaded revolver. Patrolman Schad arrested the man Tuesday night. O'Brien offered no excuse for carrying the weapon. He recently came from New York he says, and is 30 years old.

Journal Want Ads bring results.

PLANS OUTLINED FOR BURNSIDE EXTENSION

East Side Project Discussed at Luncheon by Commissioner Dieck.

Commissioner Dieck has ordered plans made for the establishment of a special assessment district for East Burnside street east from East Forty-third street, and property-owners involved will be informed later of the assessments and their consent secured before actual proceedings are started. He made a brief talk at the luncheon of the East Burnside District Improvement club yesterday at the Grand Union grill, explaining that this method had been pursued successfully in regard to the improvement of East Thirty-eighth and East Forty-seventh streets and the extension of East Fifty-second street. Where this method has not been followed, dissatisfied property-owners have in several instances gotten up remonstrances and blocked the work, causing a loss of time, effort and money.

Present at the luncheon were also Commissioner Bigelow, City Engineer Dater and City Attorney La Roche, who outlined the legal steps necessary for street extension. J. Oeder presided and later acted as conductor of the entire party on an automobile trip over East Burnside street, when the closed portions were pointed out.

The club seeks to have the street opened from East Forty-third to East Fifty-third street. When this is secured and one additional short stretch is opened, East Burnside street will connect with the Base Line road at Mount Tabor, at East Sixty-third. Establishment of a uniform width of the street from the east end of Laurelhurst to the city limits is also sought.

Crooked River Hearing.
Salem, Or., Feb. 13.—The state water board has filed its decree in the adjudication of water rights of Crooked river in crook county involving 3600 acres of land, and a hearing will be held before the Crook county circuit court, March 9. There are 250 claimants interested.

Saturday Offerings From the Boys' Store



Boys' \$8 One and Two-Pants Suits, Spec. \$5
—In fancy mixtures, diagonals, herringbones and checks. Also plain navy blue serges and corduroys. They are in Norfolk and sack styles, the Norfolk coming in two models, one with box pleats and the other with knife pleats.

To \$9.50 Boys' Suits, Special \$6.50
—Included in this assortment are light and dark mixtures, checks and diagonals. Also the new spring weights in fancy stripes and mixtures. Made in sack or Norfolk styles, in knife and box-pleated models. Sizes 6 to 18 years.

\$2.25 and \$2.50 Rain Capes, Special \$1.79
—Heavy black rubber capes, with storm collar and arm slits. In sizes 5 to 10 years.

\$1.00 Boys' Blouses and Shirts, Special 75c
—Fancy striped percales and madras, with attached golf collar. Blouses come in sizes 6 to 14 years. Shirts in sizes 12 1/2 to 14.
—Fourth Floor

Lipman Wolfe & Co. Merchandise of Merit Only



These Splendid New Waists at \$1.39
Are Made in a Number of Effective Styles

—You will certainly have no trouble in selecting one of these waists, for there is a large variety to choose from. —They are fashioned from fine voile and lingerie, having long sleeves, tucked and lace trimmed, and with either low or high collars. Some are trimmed with pleated frills around the neck and down the front, while others have turned-down collars. They also come with fancy yokes of lace insertion and panels of dainty embroidery.
—Third Floor

Saturday Sales for Juniors, Girls and Children

That Means Much Economy to Mothers Who Want Their Daughters Well Clothed Juniors' \$12.50 Serge Dresses, Special \$7.95

—Navy blue serge and combination serge and black and white checked dresses for girls from 15 to 19 years, in one or two-piece effects. Some made in belted style with deep drop yoke and shoulder, collar and cuffs of satin. Others with peplum and belted at waist, trimmed with black and white checked collar, cuffs and buttons.

75c-85c Children's Wash Dresses, Spec. 59c
—Made of chambray of striped and check gingham, in pink, blue and white. Made in straight or waisted styles, with pleated skirts, others hanging straight from the shoulder, with wide belts of material either stitched or loose. They are trimmed with embroidery edging or with bias bandings and pipings in contrasting colors.

\$7.50 to \$9.50 Serge and Challie Dresses for Children, Special \$4.95
—They are made in a variety of attractive styles for girls from 6 to 14 years of age.

\$1.75 Rain Capes for Children, Special \$1.25
—Striped rubber rain capes. Sizes 6 to 14 years.

\$12.50 to \$20 Sport Coats and 3-4 Coats for Juniors, Special \$6.95 to \$12.95
Children's Coats Specially Priced From \$3.75 to \$18.50

—Ages 8 to 14 years
Junior Girls' \$25 and \$30 Party Dresses Special \$19.00 and \$22.50

—Made of plain and Dresden chiffon and fancy brocaded silks, with round or square neck and elbow or short sleeves. With high or medium waistline. Skirts are draped and have little insets of lace or are trimmed with tiny frillings of the material. Colors are blue, pink and white. For girls from 13 to 15 years.

Children's Colored Coats Special \$1.25, \$3.75 to \$15.00
—Sizes 2 to 6 years

—Our entire stock of coats in light and dark colors, such as tan, blue, rose, red, black, green and fancy mixtures. Some in plain box style with large collar and cuffs of plush or self-trimmed. Also belted styles with deep low belt. Some trimmed with velvet ribbons and buttons. We also have them in corduroy, velvet and plush.

Odds and ends of corduroy and felt hats for children, priced regularly to \$1.75. Special 59c.
—Fourth Floor

Lipman Wolfe & Co. Merchandise of Merit Only

For Hosiery and Knit Underwear No Store is as Satisfactory as This Store Decided Reductions on Wanted Weights

Women's Knit Underwear

18c Vests, Special 12 1/2c
—Vests of white cotton, round neck, sleeveless, prettily trimmed.

20c Vests, Special 15c
—Of pure white cotton, made in the round low-neck style, with shield or V-neck, sleeveless style.

35c Vests, Special, 23c
—White, fine ribbed cotton vests, with mercerized tape and trimming. Made in the pretty round low-neck style and sleeveless.

25c Large Size Vests, Special 18c
—Extra size vests of white cotton, full in size and length. Round low neck, sleeveless, or with short sleeves.

35c Underwear, Sp'l. 25c
—Vests of medium weight white cotton. Dutch neck, elbow sleeves. Knee-length tights to match.

65c Union Suits, Sp'l. 43c
—Union suits of fine ribbed white cotton, perfect fitting, low neck, sleeveless, knee length. Mercerized tape and trimming.

\$1 Union Suits, Sp'l. 50c
—Of white cotton, light weight. Mercerized tape and trimming. Long sleeves, ankle length.

\$1 Union Suits, Sp'l. 69c
—Fine ribbed white lisle union suits, low neck, sleeveless, with pretty beaded edging around neck.
—Fourth Floor

FOR CHILDREN

25c Stockings, Special 17c
—Silk plated stockings for children 4 to 4 years, in white, pink, sky, cardinal and tan. Also pure wool with silk heel and toe, in white, pink, sky or tan.

35c and 50c Stockings, Special 24c
—Of full fashioned silk lisle, light or medium weight. Black, tan or pure white.

50c Hose, Special 35c
—Stockings made of pure thread silk mixed with artificial silk for weight, wear and economy. Fast black. Made with double garter tops, soles and extra toes.

\$1 and \$1.25 Stockings, Special 69c
—Thread silk stockings in fine gauge. Strong and serviceable, in black, white and colors. Splendid qualities at the little price.

18c Stockings, Special at 12 1/2c
—Of fast black cotton, medium weight, fine ribbed. Seamless, durable and elastic. For boys or girls.

Children's Stockings, 50c
—Pure silk, fine ribbed, seamless, in black, for ages 4 to 16 years.
—Main Floor

Wearwell Stockings, Special 25c
—Lipman-Wolfe's "Wearwell," the best stocking made at this price. Boys' or girls' fine ribbed cotton in black, tan or white. Ages 4 to 17 years. Boys' heavier weight in black.

—Hair Goods
of the Finest Qualities At Prices That Spell Economy \$5-\$6 Transformations, Sp'l \$3.45

—Transformations of natural, long, wavy hair, to be worn instead of a roll or wig. Can be washed and combed. A boon to women whose hair is thin.

\$7.50 Switches, Special \$5.95
—30-inch switches of natural wavy hair, mounted on short stems. All long hair. Three separate mountings.

20c Real Hair Nets, Special 2 for 25c
—For all over the head, in all shades excepting gray.

Silk Hair Nets, Special 3 for 10c
—With or without rubber, in all shades.
—Mezzanine Floor

Over 2000 Pairs of Shoes

For Women, Misses, Children and Boys

Will Be Found in the Great Sale

From the Standpoint of Price—A Most Unusual Sale From the Viewpoint of Style—A Magnificent Display

—Never has such an opportunity presented itself for you to buy the highest character shoes at these prices.

—More different kinds of the smartest midseason styles in shoes are in this sale than can be seen anywhere else outside of a special exhibition. Quality, correctness, style, workmanship—these are the material things that make our shoes good shoes, and that you will find in every pair of shoes in this sale.

Women's \$10 Button Boots \$5.95
—Of black satin, hand-turned soles, Louie heels.

Women's \$7 Walk'g Boots \$5.95
—Custom made, of tan Russian and demi-calf, lace style, medium round toe and tip.

Women's \$7.50 But. Boots \$5.95
—Of black buckskin in two models, with tip or plain toes and hand-sewed soles.

Women's \$5 Button Boots \$3.95
—Of patent colt, dull calf, black suede, velvets, satins. Choice models, with tips and tops of cloth or kid.

For Growing Girls and Misses
—Tan grain, high-cut shoes, in lace style, with buckle at the top and full round toe.

For Misses and Children
—Patent colt shoes and dull calf button shoes, with McKay sewed soles. Shoes that are made for service. Wide toe models.

Boys' \$2.75 Dress Shoes \$1.95
—Of patent colt and gunmetal calf, blucher style and lace style, medium high toe with tips.

Best Quality Boy's Loggers
—Tan grain, full double sole, wide toe model, nailed and sewed.

Boys' Shoes, Special, \$2.45
—Of gunmetal and box calf, blucher lace styles, with double sole and wide toe.
—Basement

Lipman Wolfe & Co. Merchandise of Merit Only