

LOSS OF CHECK IS NEW HITCH IN SALOON CASE

Witness Admonished to Look More Diligently—Testify Harris Said He Sold Out.

Proceedings in superior court came to a halt about 4:30 o'clock yesterday afternoon, because Roy Edelstein was unable to produce a check which the defense was anxious to have exhibited in court and put in evidence. Edelstein had already been a witness for the plaintiff in the fight over the Brunswick saloon license and business, 924 North Fifth street, in which Jacob Harris endeavors to establish part ownership in a business which, it is alleged by plaintiff, pays a net profit of \$2,000 per month or more. Yesterday Edelstein was subpoenaed by the defense to appear in court and produce his check stubs and canceled checks for the months of June and July, 1917.

On the witness stand Edelstein stated that he had placed his check book stubs and canceled checks in an envelope and laid it upon the desk in his office, intending to take it to the court house. However, when he was called to appear as witness and went to get the envelope, it was gone and he was unable to find it in the short time allowed him.

Asked if he had made out a check for \$537.40 on June 28, Edelstein said he thought that he had. He denied that it had been made out to Barkovitch, however, but to Harris.

Wants Check Produced.

Judge W. M. Steele for the defense told the court that they had ascertained that the American Exchange bank had charged Edelstein's account with \$537.40 on July 18, and said that it was important to have that check introduced in evidence. The court then admonished Edelstein to make a diligent search and try to produce the check in court this morning at 9:30 o'clock.

Earlier in the day Isadore Dorf, Peter Jaffa's representative in the business, was called as witness and testified that on June 28 Harris had sold his interest in the business to Barkovitch for \$537.40, representing the \$500 he had paid out for license fee, \$5 for bonds, \$7.40 for advertising and \$25 profit. Asked if Harris had given any reason for selling, witness stated that Harris had been dissatisfied with the location; that he wanted to be on Tower avenue and that he did not think the business would pay.

Harry Barkovitch and Charles Arnovitz corroborated the evidence given by Dorf.

Peter Schroeder, manager of the Corrigan Liquor company, testified that some day after June 28, Harris had told him that he had sold out his interest in the saloon business.

Harry Medworth, cashier of the Northern Brewing company, testified that on June 29 or 30 Harris had called at the office and asked for the manager. When told that he was not in, Harris had left a note for that official, and when witness had asked what it was about, Harris had said that he had sold out his interest in the saloon business, witness testified.