

60 TO 75 PER CENT GIVING BROKERS REBATES

Chicago & Alton and Two ex-Officials Convicted in United States Court at Chicago.

FINE MAY BE VERY HEAVY

Refund to Schwarzhild & Sulzberger Employees of Money Paid Out for Transportation Delivered by Court No Offense.

CHICAGO, July 6.—The Chicago & Alton Railroad and John N. Falthorn and Fred A. Wain, formerly officials of the road, were today convicted in the United States District Court of Illinois of illegally granting rebates to the Schwarzhild & Sulzberger Packing Company. No sentence was imposed today by Judge Landis, pending the arguments for a new trial for the defendants, which will be heard tomorrow morning.

It was alleged by the Government that officials of the railroad company had allowed the employees of the packing company to travel free of expense, by refunding to them all money expended for transportation. It was declared by the court that this did not comprise a rebate and he instructed the jury that a verdict of not guilty should be returned as to the defendants, which will be heard tomorrow morning.

In the other eight counts of the indictment, on all of which the defendants were found guilty, two offenses against the Elkins law were alleged. It was shown by the Government that the railroad company had charged \$4 per car for handling the products of Schwarzhild & Sulzberger at Chicago City and had then paid the packing company \$1 on each.

The Government alleged and the court held that the failure of the railroad to publish in its tariff sheet the fact that the \$1 was repaid made in fact a secret rebate. It was alleged by the attorneys for the defendants that the refund of the \$1 per car was free because the packing company owned the railroad track near its plant and compelled the railroad company to haul the amount for trucking to haul the cars away.

Under the law the maximum sentence of the court may be a fine of \$10,000 for each of the three defendants. No imprisonment provision appears in the law. There are two specific allegations of rebating alleged in the indictment under the Elkins law by the court.

OPINION ON THE ELKINS LAW

New York Judge Sustains Fine, but Decides Against Imprisonment.

NEW YORK, July 6.—Judge Holt, in the United States Circuit Court today, handed down an opinion, the effect of which is to dismiss the indictments against Nathan Guilford, vice-president, and C. F. S. Pomeroy, traffic manager of the New York Central Railroad, and C. G. Edgar and Edwin Earle, the latter sugar merchants of Detroit, charging them with conspiracy to violate the provisions of the Elkins rebating act punishable by imprisonment. The court, however, holds that the indictments against the New York Central road, Guilford and Pomeroy, found under the Elkins act, are good, and sustains them so far as they are punishable by fine. In sustaining the demurrer to the conspiracy indictments and dismissing the demurrer to the other indictments, the court holds that Congress did not intend violations of the Elkins law to be punished by imprisonment. Judge Holt further holds that the amendment to the Elkins law, which provides a punishment by imprisonment was not retroactive, and therefore could not include the men charged with conspiracy.

The American Sugar Refining Company, jointly indicted with the New York Central, pleaded not guilty, but interposed no demurrer to the indictment preferring evidently to stand trial under the indictments as returned.

"The public," said United States Attorney Stimson today, commenting on the decision, "must not misunderstand Judge Holt's decision. The Government charges the defendants with two distinct crimes: one for conspiring to commit an offense against the Government, and the other for the actual commission of that offense. The conspiracy indictment was returned under a Federal enactment separate and distinct from the Elkins act."

"By this decision Judge Holt merely holds that Congress did not intend a violation of the Elkins law to be punished by imprisonment, and throws out that indictment. The indictments returned under the Elkins act are sustained in their entirety by Judge Holt, and shall proceed to try the accused forthwith or as soon as possible."

Judge Holt's decision only affects the form of punishment to be administered, if the accused are found guilty."

Mayor Rose Fined for Contempt

PEKA, Kan., July 6.—The State Supreme Court today handed down a decision holding Mayor Rose, of Kansas City, Kan., in contempt for having assumed the office of Mayor after the court had ousted him for the non-enforcement of the prohibition law and the law against gambling. In the order today, Mayor Rose is ordered to relinquish the office and is fined \$1000 for contempt. The court further orders, if Mayor Rose fails to pay the fine within 30 days, he shall be committed to jail until such time as it is paid.

Mayor Rose's attorneys immediately filed a writ of error. If this is not granted, the case will be appealed to the United States Supreme Court. After being ousted last January, Rose was re-elected at a special election.

Prevents Scalping of Tickets.

BALT LAKE CITY, July 6.—In the Federal Court here today Judge John A. Marshall made permanent an injunction restraining 11 ticket brokers doing business in Salt Lake City and Ogden from dealing in railroad tickets at inflated prices. The Rio Grande Western Railroad and the Southern Pacific Railroad Company. The order of Judge Marshall is sweeping in character, and in effect prohibits the scalping of railroad tickets anywhere in Utah. The decision was rendered after a hearing extending over several days.

Want to Drop Investigation.

DENVER, July 6.—Attorneys for the League for Honest Elections today asked leave to withdraw their petition in the Criminal Court for a grand jury to investigate alleged frauds in the vote on franchises at the city election, May 15. They made a formal statement setting forth their reasons, the purport of which was that they wanted to have a jury drawn by others and the investigation conducted by special prosecutors, and that as the Supreme Court had forbidden District

Judge John I. Mullins, sitting in the Criminal Court, to oust District Attorney Stinger and Sheriff Nisbe, they had decided to drop the matter. The court took the request under advisement and probably will announce its decision tomorrow.

Young Zelaya Jumps Bail.

WASHINGTON, July 6.—When the case of Alfonso Zelaya, son of the President of Nicaragua, who was arrested on a warrant charging petit larceny, was called today, the collateral, amounting to \$10, which was put up to secure his release, was forfeited, the accused not appearing.

PLAY IS NOT CRIMINAL

Decision of New York Court on "Mrs. Warren's Profession."

NEW YORK, July 6.—The production of George Bernard Shaw's play, "Mrs. Warren's Profession," in this city during the last theatrical season was not a violation of the penal code according to a decision handed down by the Justices of the Court of Special Sessions today. The decision was given in the cases of Arnold Daly and Samuel Gumpertz, who were arrested at the time the play was ordered discontinued by the Police Commissioner. The two defendants are acquitted by the decision announced today.

The court rules that there is nothing in the words themselves, or in any particular phrase or expression in the play, which can be said to be indecent. The decision goes on:

"While the court may hold decided opinion regarding the fitness of the play as a stage production, when it comes to consider a question of criminality of the acts of these defendants in publicly producing it, it must make application of the principle of law laid down by the Court of Appeals as the test of criminality."

"Making such application in the case at bar, it appears that instead of exciting impure imagination in the mind of the spectator, that which is really excited is disgust; that the unlovely, the repellent, the disgusting in the play are merely accessories to the main purpose of the drama, which is an attack on certain social conditions relating to the employment of women, which the dramatist believes, as do many others with him, should be reformed."

PERRY MITCHELL'S STORY

(Continued From Page 1.)

father was God and that she had no father on earth.

"After a few months, though, she got more sensible, and we thought she was cured. We let her go back to Oregon after Creffield had been put in jail. But as soon as he got out she got back into his power again. George was very angry that we had let her come away from home, and said he would never speak to either father or me if Creffield succeeded in getting control of Esther."

Brother's Insanity Ruled Out.

Witness then testified that his brother Fred had committed suicide in Portland three years ago as the culmination of an unfortunate love affair. This testimony, introduced for the purpose of showing the family taint of insanity, was ruled out by Judge Prater.

In conclusion Perry told of the day his brother started out to kill Creffield.

"It was in April last," he said, "and George had been released from the Good Samaritan Hospital at Portland, after getting over an attack of measles. He was very weak, and had little money, but said he was going to find Creffield, even if he had to walk from place to place in order to get him. He also told me he had been talking with the spirits and that God had commanded him to deliver up the spirit of Creffield."

On cross-examination Perry admitted that he made no effort to talk his brother out of the idea of killing the Holy Roller.

Mr. Berry, the principal witness of the forenoon session, admitted having given some heed to Creffield's teachings at one time, at Corvallis.

Needed Money for Tabernacle.

"He told me," the witness testified, "that he needed money to build a tabernacle. He told me that I must sell all my valuables, including my automobile, and give the money to him. He said God had told him I must do these things, and that he had also been told by God to tell me to quit work and devote myself to the church. Then Creffield and I had a falling-out, as I would not do the things he said."

Berry, in conclusion, substantiated the things that have been told by a dozen witnesses regarding Creffield's practices.

Louis Sandall, of Seattle, brother of Miss Otile Sandall, who followed Creffield to the beach, early this year, told of Creffield's control over the girl. He also told unprintable things of what he had learned concerning Creffield's Holy Roller orgies.

He saw Mitchell in Seattle the day before the shooting, and Mitchell told him he had been commanded by God to put Creffield off the earth.

Was as Crazy as a Loon.

"I could see at the time that Mitchell was crazy as a loon," said Sandall. Similar testimony regarding Mitchell's mental state was given by John A. Baldwin, box-maker and fellow-workman of Burgess Starr at the Portland branch of the Standard Oil Company. Baldwin met Mitchell in April through Starr. At the time Mitchell could talk of nothing but his intention to put an end to Creffield, witness said.

Dr. F. W. Brooks, of Portland, testified regarding Mitchell's good reputation. He had known him for five years, and attended him when he had the measles. At that time he talked of messages from the spirits directing him to kill Creffield. Dr. Brooks' testimony was corroborated by Mrs. Harriet Magee, who nursed Mitchell through his illness. Further corroborative evidence in the same strain was presented by Emery Harris, a former roommate of the accused, and by Peter View, a Portland mill owner and former employer of Mitchell.

All Important Testimony In.

Considerable interest centers in the testimony to be presented tomorrow by Prosecuting Attorneys Manning and Bryson. After that, however, there will probably be a falling off in interest until the case goes to the jury, as the balance of the testimony will be principally corroborative and cumulative.

The defense hopes to conclude by the middle or latter part of next week.

Fatal Explosion at Saginaw.

SAGINAW, Mich., July 6.—Three persons were killed and six injured, two of them seriously, by the explosion of a large gasoline tank at the Cosmopolitan Works here today. The dead: E. A. Fohl, George Cosmopol, George Sigelko.

Every window in the block was broken by the explosion. The building was consumed by the flames which followed the explosion. Loss, \$50,000.

Carl Cosmopol died this afternoon at St. Mary's Hospital, making the death list four.

The "Different Store" Fifth, Sixth and Washington Streets

OLDS, WORTMAN & KING

Store OPENS at 8 A. M.—Store CLOSES at 6 P. M.

The Saturday Shopper's Handy Guide: A Ready Reference of End-of-Week Needs of Vacationists and Stay-at-Homes

Women's Cool and Dainty Summer Apparel at Underprices Some at Less Than a FOURTH of Worth:



Months ago we planned these July sales—and everything helped—even the bad weather that set the garment-makers wild because it hurt their business for the time. But the makers never dreamed while they were planning these garments how little they'd be sold for. Prices on these—

Morning Kimonos Summer Dresses and Beautiful Shirtwaists

Don't Begin to Cover Cost of Making! Women's Pretty White Summer Dresses Worth to \$12.50 at \$2.98

These to close—only a few—and, need we say, "Better come early for these?" In the offering are dainty shirtwaist styles and fancy effects. Suits prettily and tastefully trimmed with insertions and laces. Regular length sleeves that any woman with deft fingers, a pair of scissors, with needle and thread, can quickly transform to modish elbow length. A remarkable bargain offer—values to \$12.50, to close \$2.98

Handsome Jap Kimonos \$3.78 Instead of \$5

Very dainty and charming—these fetching, beautiful Oriental creations. Fashioned from the picturesque imported Japanese silks in quaint designs typical of the denizens of the "Flower Kingdom." Trimmings of plain silks set off the patterned grounds. Yokes are daintily shirred behind and before. The model is a 24-inch length. These \$5.00 beauties are—today—but \$3.78

Exquisite White Shirtwaists Worth \$2, \$2.25, \$2.50, \$2.75, for \$1.79

One of the Store's Typical Waist Sales on Today!

Come early—there'll be a rush for these. The waists are new, charming, chic, cool and deliciously inviting in their snowy white beauty and "frotings" of dainty lace. All the newest of the Summer's brightest, smartest conceptions. Materials of sheer lawn, models give choice of elbow and regular sleeve lengths; ten separate and distinctly smart styles in the choosing; trimmings of lace and pretty embroideries—some in the allover effects; insertions in cobwebby effects and dainty hemstitchings, some have yokes of embroidery. Plaited and tucked styles, beauties, all. The lowest priced in the lot is at the \$2.00 post; others are hatched at \$2.25 and \$2.50, while many are in the \$2.75 class. However, today, they're all alike in the running, choice \$1.79

Special Sale of Men's Vacation Toggerly:

Sixth-Street Annex—First Floor.

We provide a seasonable group of special values for our men patrons today. Shop here and save something to help defray other vacation and outing expenses.

- IN THE "HABERDASHERIE"—TODAY. Men's 50c Underwear 37 1/2c—A line of Men's Summer-weight ribbed and flat Balbriggan Underwear in eoru and flesh color; regular value 50c, special, garment 37 1/2c Men's \$1.50 Golf Shirts 97c—Men's New Golf Shirts in tan, plaids and blue and gray figured effects; regular \$1.50 value, special 97c Men's 35c Hose 19c—A line of Men's Silk Lisle Hose in black, tan, blue, mode and plaids; regular value 35c, special, pair 19c Men's 50c Silk Handkerchiefs 35c—Men's Japanese Silk Handkerchiefs, with plain centers and colored borders; also plain centers, colored borders and initials; regular value 50c, special 35c Men's 50c Underwear 39c—Men's fine combed balbriggan drop-stitch Underwear in salmon color; regular value 50c, special, garment 39c Men's 12 1/2c Hosiery 7c—Men's plain black and tan colored Hose; sold by other dealers for 12 1/2c; our special price, pair 7c Men's \$1.00 Golf Shirts 55c—Men's Golf Shirts, white, with white silk figures; regular value \$1.00, special 55c Men's 50c Neckwear 35c—Windsor Ties, in a large variety of patterns; regular value 50c, special 35c

Housework Helps in Summer Homes Saturday Specials to Interest Housewives

COTTAGE OR SEASIDE DINNER SETS—These Dishes are Colonial shape and have a pretty green decoration. Are specially adapted for use in the Summer home—50-piece set, \$7.20 value, special \$5.78; 60-piece set, \$9.60 value, special \$7.68; 100-piece set, \$14.40 value, special \$11.52—Third Floor.

Needfuls for the Summer Outing Paper Plates, special at the dozen 3c Wood Plates, special at the dozen 6c Tin Teaspoons, special at the dozen 6c Can Openers, good quality, special at, each 8c Tin Cups, special at, each 2c White Enameled Cups, special at, each 10c

COFFEE POTS, KNIVES AND FORKS, FRYING PANS, ETC.—All at Special Sale Prices.

GREYOLA CARPOIDE, for cleaning carpets, rugs, lace curtains, clothing, silks and ribbons. Try a sample package—it has no equal. Full directions on each package. A trial will prove to you its merits. 20c 1 1/2-pound can, special at 40c

Seasonable goods shown in our big third-floor stores—Refrigerators, Ice Cream Freezers, Ice Picks, Chisels and Shavers, Lemonade Straws—Lawn Mowers, Garden Hoses and Sprinklers—Gas and Oil Stoves—all at Money-Saving Prices.

The Sale of Handbags Continues:

Leather Goods Aisle—Annex, First Floor. WOMEN'S \$2.00 HANDBAGS \$1.15

A sale of handsome Handbags, made of best walrus-grain leather, with best stitched leather handles, riveted frames, thoroughly leather lined and fitted with coin purse, in black or brown, gilt or gunmetal trimmings; regular \$2.00 value, special \$1.15

Going to the Shore, "Bandy's" or "The Oaks"? Take Along a Bathing Suit of Your Own



Bathing Suits, Caps and Shoes Headquarters

This store is ripe with suggestions of things for outings and vacation wear and use. There are prices to help, too, in most cases—especially Bathing Suits, Caps and Shoes. There's no excuse for unbecomingness either. A section in the Underwear Shops, First Floor, is devoted to and literally filled with inexpensive and very fetching garments to wear when bathing. Hints of what's to pay. When you go "swimming" take along a bathing suit of your own. No need to wear a hired frock when you may purchase a neat-fitting suit for your own at trifling cost. As modest as you like, as expensive as you wish—they're equally tasteful and pretty, sure to give good service.

Women's black cotton Bathing Suits, V-shaped front, 3 rows white braid trimming, all sizes, at, suit \$2.00

Women's dark blue S. S. Mohair Bathing Suits, sailor collar, 4 rows white braid trimming, special \$2.25

Women's black cotton Bathing Suits, trimmed with fancy braid and red duck sailor collar, special \$2.75

Women's navy blue Mohair Bathing Suits, round neck, V front, fancy white braid trimmings; special \$3.00

Women's black and navy blue Mohair Bathing Suits, round sailor collar, six rows white braid trimming, at \$5.00

A big line of women's black and navy blue Bathing Suits, fancy braid trimming, sailor collar, square and round-neck, V front; special at \$3.50, \$3.75 and \$4.00.

Women's fine Mohair Bathing Suits in blue, brown and black, beautifully trimmed and made, sailor collars, round or square neck, special at \$6, \$7.50 and \$9

Women's extra fine Bathing Suits in blue and black at \$10, \$12.50, \$13.50

Bathing Shoes at, pair 25c to 65c

Bathing Caps at 15c to \$1.25

A big assortment of Children's Bathing Suits priced from 75c to \$5.00

Closing Day of the Sale of the Monster Hosiery Purchase!

Hundreds, aye, thousands, of eager, happy shoppers thronged the Hosiery Shops yesterday and vied with each other for a share in the matchless values distributed there—First Floor.

AN IMMENSE LINE OF Handsome Hosiery A Wholesale Stock of Samples Selling for a Song!

The song is pitched in five keys, or, to make it plainer, the lot is divided for convenience in selling into five parts, priced as printed. See how low we've set the prices—"get the pitch." Not all could be put on sale yesterday. New values, equal to or better than those of the first day, will be brought forward for Saturday shoppers. Read a bit of detail:

The values are remarkable. Hosiery is all of finest quality, only standard makes of leading mills renowned for quality of their product. Splendid wearing goods. All wanted colorings, embracing tans, browns, champagnes, navys, French blues, pinks, cardinal, reds, emeralds, grays, blues, wines, mandarin and fancy combinations. Textures give wide choice, running the gamut of lisle, gauze, cobweb and gossamer weaves, lace effects, mercerized materials in daintily embroidered and plain styles, and—but, come. See the wonderful display. A gigantic gathering of the master-hosiery looms of the world—The monster lot is spread out

On Five Great Tables Running Through Center of Entire Ground Floor of Main Building—For Saturday Only

And for convenience to the throngs divided the entire immense lot into five lots. EVERY LOT AN UNPRECEDENTED BARGAIN.

VALUES UP TO \$1.25 A PAIR

- Counter No. 1—Choice of any Hosiery on this counter, pair 19c
- Counter No. 2—Choice of any Hosiery on this counter, pair 29c
- Counter No. 3—Choice of any Hosiery on this counter, pair 39c
- Counter No. 4—Choice of any Hosiery on this counter, pair 49c
- Counter No. 5—Choice of any Hosiery on this counter, pair 59c

Of Interest to Dress Goods Buyers:

Colored Dress Goods Department—Winding up the Summer season. Goods must go; the new early Fall goods are on the way. Neat checks, stripes and gray stuffs.

Regular \$1.00 values, special at, yard 54c

Regular \$1.25 values, special at, yard \$1.04

Regular \$1.50 values, special at, yard \$1.24

Regular \$1.75 values, special at, yard \$1.47

Regular \$2.00 values, special at, yard \$1.68

Summer Silks at Lessened Price

White India Silks for the warm weather at special prices.

27 inches wide, regular \$1.25 grade; special, yard \$1.02

27 inches wide, regular \$1.50 grade; special, yard \$1.21

28-inch Silk and Wool Bengalines, Poplins and 19-inch Green and Blue Check Louises, all good colors to choose from; regular 85c and \$1.00 value only, yd 45c

Novelty Suit Silks—A grand collection of down-to-date new silks, all the new colors and weaves, divided in two big lots on bargain tables in Silk Annex; regular values \$1.00, \$1.25 and \$1.50, at, yard 77c and 81c

"Penny Savers"—First Floor

A little thing to get is often a big thing to want. Don't go away without providing for all the "little needs" here, today, you may fill all the "wants" large or small, at little prices that create big savings. Examples:

- 25c box Bathasweet, special 17c
- 25c bottle Williams' Toilet Water, special 49c
- White Waxed Paper, 24 sheets in roll, special 4c
- 8 double sheets Fly Paper, special 17c
- 25c package Allen's Footsweat, special 10c
- 15c box Lettuce Toilet Soap, special 10c
- 25c box fine fabric finish white Writing Paper, special 15c
- 25c fine fancy crepe paper Lunch Sets, special 15c
- 25c thin Foreign Mail Writing Tablet, special 5c
- 15c Postcard Writing Tablet, special 9c
- 5c cabinet box wire Hairpins, special 2c
- 25c Pair the plain Shell Side Combs, special 25c
- Best English Needlebooks, special 15c
- Card of 1 dozen white-headed Hatpins, special 5c

Embroideries Far Below Value

First Floor.

If you need embroideries for fine white lingerie blouses; if you need dainty patterns in exquisite blind work, eyelid work, fine veining and featherstitching that almost persuade you it is handwork, for chemisettes, the coquettish half sleeves every other woman is wearing; if you want beautiful flouncings, sheer and fine, for lovely Summer gowns—in short, if you have embroidery needs of any kind, come today and supply them at less than you'll pay elsewhere for inferior goods.

SPECIAL TODAY—Thousands of yards of assorted Embroideries, made with the best buttonhole edges, will wash nicely without fraying. In nainsook, Swiss and cambric, assorted widths and insertions; worth from 35c to 65c, special, yard 25c