

RIGHTS CLEARED IN BURKHART CASE

Policeman Held to Have Acted Within His Rights in Shooting.

DAMAGE SUIT DISMISSED

Action Brought by Herman G. Burkhardt for \$10,632 Against Patrolman N. H. Suttler, Alleging Injury Without Cause Fails.

United States Judge Wolvorton yesterday found for the defendant in the suit of Herman G. Burkhardt against Patrolman Nathan H. Suttler for \$10,632 for personal damages. While resisting arrest last November, Burkhardt was shot by Officer Suttler and for several weeks the injured man was confined in a Portland hospital. The defendant in the suit was the same officer that fatally shot Fred Shaffer, a longshoreman, on the East Side several weeks ago.

By agreement between opposing counsel the damage suit was heard before Judge Wolvorton without a jury yesterday. The defense first sought to have the suit dismissed from the Federal Court, alleging that Burkhardt was a resident of this state and not of an Eastern state, as he had represented in his complaint. Suttler, who was represented by Attorney John C. Shillock, failed to support his motion with sufficient proof and Judge Wolvorton ruled that the case should proceed.

It was contended by Burkhardt and his witness that Suttler acted without justification and shot the plaintiff without proper cause. Suttler, on the contrary, on the stand in his testimony, stated the circumstances attending the arrest and subsequent shooting of Burkhardt. The officer said that early in the morning of the day of the shooting he had been called to the apartments occupied by Burkhardt and his wife to place under arrest Burkhardt, who was intoxicated and had threatened his wife with bodily harm.

After placing Burkhardt under arrest the officer testified that he started with his prisoner for the police station. He had gone but a short distance when Burkhardt broke away and attempted to escape. Overtaking his prisoner, Suttler alleged that a personal encounter took place, in which he was wounded. Burkhardt again running down the street in an effort to escape, Suttler said he gave pursuit, and as he was about to overtake Burkhardt, the latter apparently drew a knife and threatened further to assault the officer, whereupon Suttler declared he shot his would-be assailant, believing that he was in personal danger.

After hearing the testimony, Judge Wolvorton dismissed the suit in favor of the defendant, holding that the officer had acted entirely within his rights as a peace officer. H. Sargent appeared as attorney for Burkhardt.

Libel Against Ship Dismissed.

In the United States Court yesterday Judge Wolvorton dismissed the libel of William Matting, a longshoreman, against the steam schooner Yosemite, for personal damages sustained by him when the schooner with lumber, Matting attempted by his witnesses to prove that the machinery with which he was working was defective and that the captain of the boat had knowledge of the defect. There was much contradictory testimony on this point and in dismissing the libel, Judge Wolvorton held that Matting had failed to fix the responsibility for the accident on the owners of the vessel.

Revenue Case Must Proceed.

In the suit of Frederick de Bray & Co. against Colonel D. M. Dunne, Collector of Internal Revenue, for the recovery of about \$200 revenue tax allegedly unlawfully to have been collected, Judge Wolvorton yesterday overruled defendant's motion to dismiss the suit which will be tried out in the court as is contended by the plaintiff company that it paid the license by mistake under the provision of the Internal Revenue laws which requires the payment of a license by all wholesale and retail liquor dealers doing business within the state. The plaintiff company alleges that it is not located in this state and that its business is retail nor a wholesale business in this territory.

Asks Pardon for Her Son.

Mrs. H. A. Salmave yesterday filed with United States Attorney McCourt an application for the pardon of her son, Bert Salmave, who is serving a sentence of 180 days in the Multnomah County Jail for having sent objectionable letters through the mails. Salmave resided at Prineville, Crook County, and was indicted by the Federal grand jury last Spring for improper use of the mails. Being arraigned before Judge Wolvorton, Salmave entered a plea of guilty and on March 17 was sentenced to serve the term in the county jail. The three counts set out in the indictment.

Grange Date Changed.

Multnomah County Pomona Grange, Patrons of Husbandry, meets Wednesday, June 17, at 10 A. M., with the Pleasant Valley Grange, in Pleasant Valley, and not Monday as formerly announced. Those attending by the Gresham electric railway will leave the cars at Sycamore station.

LETTER BOXES SCARLET

Color to Be Changed in All Cities of the Country.

Word has reached Portland from the Postoffice Department at Washington, that all street letter-boxes in all cities of the United States are to be painted a bright scarlet. The principal reason assigned for the use of the bright and attractive color is that these mail deposit boxes may be discerned more readily. These boxes are now painted in an aluminum color and are not easily located in the streets by many persons desiring to deposit letters.

GRAND LODGE OF PYTHIANS

About 300 Delegates Already Here. Many Features Planned.

One hundred and three subordinate lodges in the domain of Oregon are represented in Portland and will assemble at Pythian hall, Eleventh and Alder streets, at 10 o'clock this morning to attend the grand lodge, Knights of Pythians. There are approximately 300 delegates present and more are expected this morning. Also at 10 o'clock the grand lodge

NO INTERFERENCE IN CAMPMEETING

Mayor Lane Will Do Nothing About Tongues of Fire at Mount Tabor.

SPECIAL OFFICERS ARMED

Many Protests Come From Residents Regarding This and the Noise of Worshipers Continuing Far Into the Night.

COMES TO DIRECT SINGING

Malcolm C. Martin, of Minneapolis, to Aid at White Temple.

Malcolm Martin, a noted soloist and choir leader, arrived last night from Minneapolis to take charge of the singing.

DIRECT'S CHORUS AT WHITE TEMPLE

Malcolm C. Martin, of Minneapolis.

In connection with the evangelistic meetings being conducted in the White Temple, Mr. Martin is widely known throughout the East and Middle West as a singer and director of unusual ability. He has just resigned the pastorate of his church in Minneapolis to give his whole time to evangelistic singing. During the special services at the White Temple Mr. Martin will have charge of a chorus of 100 voices.

SUPPORT LOCAL CONCERNS

City Council Asked to Buy Supplies in Portland.

The Iron Trades Council, of Portland, has undertaken to secure the influence of the push clubs on the East Side in inducing the City Council to let contracts for manufacturing fire hydrants and other work to Portland concerns. The Mountavilla Board of Trade has adopted resolutions which were also submitted to the United East Side Push Clubs. The resolutions are as follows: Whereas, it is laudable to encourage the giving of all the work of the city to its home manufacturers and laborers and is a proven fact that fire hydrants shipped to Portland from the East have proven defective, while those made in this city have been found satisfactory and a superior article to the Eastern product, and Whereas, other cities, notably San Francisco, are known to have adopted the plan of keeping all work of the above mentioned character at home as a matter of local business policy and patriotism to its home enterprises and workmen; therefore, be it Resolved, that this organization respectfully petition the honorable Mayor and Council of the city of Portland to confine the bidding on contracts for fire hydrants and all other products that can be reasonably secured from some manufacturer to the manufacturers of said city of Portland, and be it further Resolved, that this organization urge the adoption of similar resolutions by all labor and other organizations which will approve the material upbuilding of the city, and in this way give the support and encouragement of her laboring people.

HOLD UP OYSTER HOUSE

Three Thugs Go Through Cash Register and Escape.

Holding revolvers to the head of Z. Alex, chef at an oyster-house at 408 East Alder street, three thieves went through the cash register, securing \$10.10. Then they ran away. The police arrived on the scene within five minutes, having been attracted by Alex, who was vigorously blowing a police whistle. They made an immediate search of the vicinity in which the hold-up occurred, but failed to get a trace of the thieves. According to Alex, three men, clad like hobos, entered his place at 3 o'clock in the morning and asked for a drink of water. While he was getting the cash register Alex darted forward, whereupon he was knocked to the floor. After going through what papers were in the till the men ran out of the door. Alex then grabbed a police whistle and began blowing it.

CLOSING-OUT SALE.

Dress Goods, Silks, Hosiery, Corsets, Mullins, Underwear, Waists, Parasols, Skirts, Table Linens, Blouses, Comforters, Lace Curtains, Wash Goods, etc., at regular wholesale prices. McAllen & McDonald, Third and Morrison.

Kruse's Beach Hotel, now open.

For reservations and rates apply to J. D. Kruse, lessee, Gearhart Park, Or.

Spring styles Hanan shoes at Rosenthal's.

HELPFUL ADVICE

You won't tell your family doctor the whole story about your private illness—you are too modest. You need not be afraid to tell Mrs. Pinkham, at Lynn, Mass., the things you could not explain to the doctor. Your letter will be held in the strictest confidence. From her vast correspondence with sick women during the past thirty years she may have gained the very knowledge that will help your case. Such letters as the following, from grateful women, establish beyond a doubt the power of

LYDIA E. PINKHAM'S VEGETABLE COMPOUND

to conquer all female diseases. Mrs. Norman R. Barndt, of Allentown, Pa., writes: "Ever since I was sixteen years of age I had suffered from an organic derangement and female weakness; in consequence I had dreadful headaches and was extremely nervous. My physician said I must go through an operation to get well. A friend told me about Lydia E. Pinkham's Vegetable Compound, and I took it and wrote you for advice, following your directions carefully, and thanks to you I am today a well woman, and I am telling all my friends of my experience."

FACTS FOR SICK WOMEN.

For thirty years Lydia E. Pinkham's Vegetable Compound, made from roots and herbs, has been the standard remedy for female ills, and has positively cured thousands of women who have been troubled with displacements, inflammation, ulceration, fibroid tumors, irregularities, periodic pains, backache, that bearing-down feeling, flatulency, indigestion, dizziness, nervous prostration

At St. John for the purpose of choosing a school director for that district.

S. H. Greene was elected over E. W. Robinson by a majority of 75 votes out of 261 cast. This election also decides that there shall be a full high school course in St. John during the coming year. It was also decided not to employ a superintendent for the two schools in that district. A saving of from \$1200 to \$1500 is made thereby. St. John district now has two school buildings, employing 23 teachers. The number of pupils enrolled last year was 1184.

DAMAGE SUIT THROWN OUT

Constable Lou Wagner Gets Verdict in Nicholas Case.

One of the three damage suits which have been brought in the Circuit Court against Constable Lou Wagner was thrown out of court yesterday when Judge O'Day directed the jury to return a verdict for the constable. This particular suit was brought by Carrie Nicholas to recover \$232.50 from the constable for unlawfully taking possession of her household goods, and having them placed in storage. It appears that the property Wagner was looking for was that of Ross Nicholas, her brother, he being the defendant in an action brought by a local department store. Miss Nicholas said that Wagner broke some of the goods in removing them. She secured possession of them by putting up a bond to secure the constable against loss in case her contention was not sustained.

School Election at St. John.

At the annual election held yesterday

Like Holy Rollers.

Those who have examined the queer actions of persons under the influence of Tongues of Fire leaders or studied their queer beliefs declare the sect to be merely a continuation or branch of the Holy Rollers. John Glasgow, the burly negro leader of the present movement, lays claim, it is declared, to the same powers, divine and human, that were claimed by Creffield, for years leader of the Holy Rollers. Methods of worshiping are practically the same, and the deep, convulsing fit of hysteria into which converts or penitents are thrown are strange features of each. The babel of voices, or speaking in unknown tongues, is another characteristic of both religions. A large majority of the converts of both the Holy Rollers and Tongues of Fire have been recruited from the ranks of women and children.

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Bulletin No. 5

FROM WATERFALL TO CARWHEEL

If a question were asked the average rider as to the source of the propelling power for the electric cars, the answer would be "the batteries." In fact, the power-house at Muscatine, Iowa, where he delivered the annual sermon at the Iowa Wesleyan University. Hanan shoes at Rosenthal's.

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TRUNKS—BAGS—SUITCASES

Tourists and those intending to travel are invited to inspect our exclusive showing of Suitcases, Bags and Trunks. We carry the famous "Likely" Trunks, known the world over for their strength and distinctive air. Prices from \$4.00 to \$75.00.

A special feature in this department is an entirely new line of Bamboo and Wicker Suitcases and Handbags. They are strongly made of selected reed, well-bound, locked, strapped, bolted and attractively lined. Prices range from \$2.50 to \$15.00.

Cross London Gloves and Leathers

BIG RAZOR SALE

\$2.50 - \$3.00 RAZORS \$2 Self-Honing STROP

97c HOLLOW GROUND 97c SET READY TO USE

1000 Razors—They are Pipe, Wade & Butcher I. X. L., Brandt, Wostenholm, and dozens of other well-known brands—this week 97c

1000 Brandt Self-Honing Razor Strops—the only one that hones and strops your razor at the same time. This week 97c

ALL GOODS GUARANTEED See Expert Razor Man in the Window

WE DO ARTISTIC PICTURE FRAMING

CAMERAS FOR SUMMER OUTINGS

Don't start on your Summer vacation without a Camera—many delightful hours can be spent looking over views taken during outing trips, and dozens of interesting incidents are recalled that would otherwise be forgotten.

Anso, Jr., Camera—Takes picture 2 1/4 x 4 1/4; auto-focusing; brilliant viewfinder; vertical or horizontal; pocket style \$12.00

Anso No. 4—Takes picture 3 1/4 x 4 1/4; set focus; auto 5-speed shutter; bulb or finger release; vertical or horizontal \$14.50

Anso No. 5—Takes pictures 4x5; double rapid rectilinear lens; auto shutter; folding style \$18.50

Anso No. 9—Postal-card size, 3 1/4 x 5 1/4; vertical or horizontal; all modern improvements \$20.00

Printing and Developing Done in 24 Hours

WOODARD, CLARKE & CO. DRUGGISTS

Exchange 11 Home A6171 Fourth and Washington

March 15, Wagner came forward with the assertion that Deputy Constable Crowley was not deputized to act for him at that time, therefore he (Wagner) could not be held for damages.

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THE WILEY B. ALLEN CO.

Portland, Ore. Gentlemen—Please furnish me with full particulars of your co-operative plan of placing Pianos.

Name Address

The \$137 Pianos Have Arrived IN OUR OPENING ANNOUNCEMENT OF JUNE 6TH, SUNDAY'S ISSUE OF THIS PAPER, WE STATED THAT, WITH THE ADVANTAGES OF OUR CO-OPERATIVE PLAN, WHERE WE WERE SELLING ONE HUNDRED PIANOS TO ONE HUNDRED INDIVIDUAL PURCHASERS IN ONE BUNCH, MAKING IT A WHOLESALE INSTEAD OF A RETAIL TRANSACTION, WE WOULD PLACE ON SALE A GOOD, SUBSTANTIAL NEW UPRIGHT GRAND PIANO FOR \$137.00 FREIGHT DELAYS AT THAT TIME, THE EFFECT OF THE RECENT RAILROAD WASHOUTS, PREVENTED US FROM SHOWING THE GOODS; FORTUNATELY A BOATLOAD OF THESE BEAUTIFUL INSTRUMENTS JUST ARRIVED, AND WE ARE PLEASED TO STATE THAT WE NOW HAVE THE \$137 PIANOS ON OUR SAMPLE WAREHOUSE FLOOR, AT YOUR DISPOSAL, ON EASY MONTHLY PAYMENTS, AT THE COR. 5TH AND OAK STS., PORTLAND, OR.