# TO BE PROTECTED

Rival Companies May Not Lay Pavement Called "Just as Good."

MANY COMPLICATIONS ARISE

cerns Occupy Time of Street Comat Lengthy Session. Hassam Co. in Limelight.

The street committee of the City Executive Board, composed of Isaac Swett, P. E. Sullivan and H. M. Esterly, held a lengthy session yesterday afternoon, presided over by Mayor Lane. Most of the time was consumed by the Mayor and members of the committee in discussing compileations regarding streets in the Irvington district and in discussing complications regarding streets in the Irvington district and the laying of Hassam pavement, a patented article, by other concerns than the company controlling the patent rights. The Irvington matter was referred to the City Attorney for an opinion, but the Hassam matter was decided conditionally. If the Oregon Hassam Paving Company, owner of the patent for this territory, puts in a proper bid for maintenance, it is altogether probable the contract for five East Side streets will be given to it. Mayor Lane and members of the committee expressed themselves as highly displeased at the system in vogue, which compels the awarding of contracts in cases where there is no competition whatever, and Mayor Lane suggested that it might be a good idea to send the matter back to the City Council for a remedy, the Council being the only city authority that can change the article specified for paving a given street. This was not done, however.

There was considerable discussion of the question as to whether "just as good" inserted in a bid for a certain

the question as to whether "just as good" inserted in a bid for a certain kind of improvement is legal, and Assistant-City Attorney Grant ruled that such a specification cannot be con-sidered. This was done by the Cascade Paving Company, a local concern which is endeavoring to enter into competi-tion with the asphait, bitulithic and Hassam companies.

### War of Paving Companies.

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The controversy in regard to a bid of the Barber Asphalt Paving Company and the Cascade Paving Company, on East Seventeenth, from Knott to Siskiyou streets, brought forth much debate from all concerned. The Barber Company's bid is for \$12,85, and that of the Cascade Company is \$12,656. Being the lowest bidder, the latternamed company is making a hard fight for the work, but the allegation is made that the Barber Company is trying to stop the award on technical grounds.

F. N. Ray, representing the Cascade Company, charged that the effort of Lawyers L. A. McNary and R. R. Duniway to secure delay in the matter "is simply to head off competition."

"There are to be complications in all bids other than those of the Barber Asphalt Company," said Mr. Ray. "There will be complications in all competitive bids just to keep out competitive bids fust to keep out

competitive bids just to keep out com-petitive bidders. It is a question of whether you members of the commit-tee intend to give competitors a chance

to get into business in Portland."

Lawyers McNary and Duniway set forth that the property-owners wish Elwood Miles as contractor to do the, work, because, they said, he is better prepared to do it. Mr. Miles said he objects to another contractor receiving the award, and declared he will contest it if the Board lets it.

### Harmony Not Wanted.

"Harmony" seemed to be the desire of the lawyers, and Mayor Lane said he does not care for too much of such harmony. He said that all work must be awarded to the lowest responsible bidder, as called for by the charter. Assistant City Attorney Grant advised the committee that it is illegal to improve a street and leave any break on an intersection, such as there will be at Stanton street. Attorney Duniway at Stanton street. Attorney Duniway declared that, if the contract is award-ed to Wiles, all legal technicalities will be avoided, but otherwise there will be a contest. Wiles has been employed to

a contest. Wiles has been employed to put in all water and gas mains, as well as the paving.

Mayor Lane asked why the property-owners did not get a private sermit, instead of silowing the calling for bids through the Executive Board. Mr. Duniway replied that they wished to take advantage of the bonding act, and that they cannot do so under a private permit.

Mr. Day said that, as lowest bidder, he questioned the right of the Execu-

he questioned the right of the Executive Board to award the contract to the highest bidder, in this case being the Barber Company.

"Well, the courts of this state have

"Well, the courts of this state have had the termity to disagree with you on that," retorted Mr. Grant.

Isaac Swett declared he believes there is collusion to the end that the work may be let to "a certain man," meaning Wiles. Mr. Swett said he would not be a party to this kind of business and Mayor Lane expressed the same sentiment. The matter was finally referred to the City Attorney. Harold M. Sawyer, representing the Oregon Hassam Paving Company. Warned Mayor Lane and the members of the committee against awarding any contracts for Hassam paving to the Cascade Contract Company or to J. M. Sweeney, who bid with the Hassam Company on five East Side streets. The Cascade Company bid on a pavement "just as good" as Hassam. Mr. Sawyer formally notified the committee that the Hassam Company holds Unit-

Sawyer formally notified the committee that the Hassam Company holds United States patents and that no one can lay it without permission.

O. A. Ritan sent in a letter, objecting to the cost of Hassam, and declared to the committee that the pavement is nothing but concrets. Mr. Sweeney declared he is ready to fulfill his contract, having a certified check posted. Mayor Lane said he believes that, if the Hassam is patented, it cannot legally be laid, under the charter.

Mr. Day, speaking for the Cascade Company, said he will lay a pavement "just as good" for 40 cents a square yard less than the bid of the Hassam Company, which bid \$1.20 a square yard. The committee decided, to hold over the bids until the Hassam Company.

The committee accided to hold over the bids until the Hassam Company puts in a hid for maintenance. If this bid is put in, it is understood the con-tracts will be awarded at the next session of the Executive Board.

### TRADES CLOTHES IN NIGHT

Rancher, Victim of Circumstances, Tried for Wearing Uniform.

F. A. Cunningham, of Springwater, Or., appeared in the Municipal Court yester-

day forenoon spic and span in the uniform of an infantry private, the charge against him being that of wearing the service uniform wrongfully and without being enlisted. But Cunningham made it plain that it was no fault of his that he had on the uniform for a crafty infantryman named Private Garry, who was fired of the service, traded clothes with the young farmer while Cunningham was asieep, thus making it possible for the deserter to leave the city and discontinue his military connection without attracting attention.

attention.

Cunningham, it seems, came in from the little berg out by the Clackamas to view the metropolis and met Garry, from the First United States Infantry, stationed at Vancouver Barracks. The two men roamed about town together, spending Cunningham's money. Late at night they took a room together. In the morning Cunningham awoke to find his soldier acquaintance had vanished. So had Cunningham's clothing, but the uniform was left behind.

ningham's clothing, but the uniform was left behind.

The uniform fit well enough but Cunningham sagged at the shoulders and bent in at the chest and did not look even like a recruit. So it wasn't long before a few soldiers from the post saw him, began wondering where such an appearing soldier came from, questioned him on the subject, and after finding he was not a soldier called Patrolman Manning. There seemed no doubt as to the veracity of Cunningham's lament so Judge Van Zante dismissed the charge against him.

## Amusements

What the Press Agents Say.

"When Knighthood Was in Flower" will be given three more performances at the Bun-galow, this evening, tomorrow afternoon and night. During the performance tomorrow evening the election returns will be read be-tween the acts. "When Knighthood Was in Flower" is an ideal matines attraction and one which all the matines patrons will enjoy.

"At the Old Cross Roads." The Lyric Stock Company is making a hit this week in the famous play of Southern life. "At the Old Crosroade," which has made thousands laugh and weep throughout the country. All the favorites are in the cast. Special children's makines Saturday. Tonight and tomorrow night at 8:15.

AT THE VAUDEVILLE THEATERS. Lulu Beeson Trio-Orpheum.

One of the eleverest singing and dancing acts that have appeared for some time is by the Lulu Beeson trio. Their little skit is called 'A Night in El Paso.' The mechanical and electrical skiting is one of the most elaborate in vaudeville, while the dancing of Miss Beeson is little short of marvelous.

Colored Comedians, King and Balley, the colored comedians, from the Williams & Walker show, are the headliners on the bill at the Grand, assisted by four pretty colored girls, who can dance and sing. It is one of the brightest acts of the season and is the star act of a particularly interesting vaudeville entertainment.

The Pantages Theater is packed to its fullest capacity at each performance this week. The "Gainsboro Girl," eupported by a first-class aggregation of advanced vaudeville artists, is responsible for the increased attendance at the popular Fourth-street house. The Pantages Theater gives three performances dully, at popular prices.

COMING ATTRACTIONS.

"Merely Mary Ann." For the coming week the Baker Stock Company will present Zangwill's greatest play, "Merely Mary Ann," the story of a siavey who becomes an heiroza. It was in this play that Eleanor Robson established her international reputation and this will be the first stock production of the drama in the West. First performance Sunday.

Next week, beginning Sunday matines, the popular Lyric Stack Company will be seen in the great temperation play. "Ten Nighte in a Barroom." Every child should see it. Matiness Sunday, Tuesday, Thursday and Saturday.

Frank Coombs, who has been called "The minstrel with a voice," will be seen at the Orpheum next week in a little comedy offering, "The Last of the Troupe." Miss Murie; Stone is associated with Mr. Coombs, Miss Stone is clever, while Mr. Coombe himself is a comedian of more than ordinary ability.

"A Wild Rose." Mr. and Mis. Forbes, favorities in vaude-ville, will lead the new programme at the Grand next week. In their latest playlet, "A Wild Rose." There will be six other big features on the new bill and every one is a guaranteed attraction.

Charles Dickens-Next Week Mr. and Mrs. Edward H. Lucas, the well-known English artists, will be the feature act at Pantages next week. They will present scenes from Charles Dickens books, with appropriate scenery. Two scenes from "Martin Churalewit" will be shown, followed by an impersonation of the hypocritical Urlah Heep.

HURT JUMPING FROM CAR

Unhappy Wife Injured Trying to Avoid Her Spouse.

Mrs. Hattie Mace's efforts to avoid an interview with her husband, Thomas Mace, caused the woman to jump from moving car at Front and Morrison streets, early yesterday afternoon. She sprained her ankle severely and created much excitement. Incidentally, her husband's efforts to talk with her resulted in his arrest. He was released as soon as he had an opportunity to explain.

The Maces are engaged in a divorce

The Maces are engaged in a divorce suit. Mrs. Mace is suing because of Mace's alleged mistreatment of her. Yesterday's mixup occurred over the disposition of the children.

The Maces met at First and Morrison streets at 1:30-P. M. yesterday, Mace attempted to speak to his wife. She avoided him, walking rapidly to Front street and boarding a car. He got on the car. too, and she jumped off while it was in motion. She felt and her ankle was sprained.

Mace was arrested on a charge of disorderly conduct. He was released when he said he was merely seeking to talk with her about their children. Mrs. Mace was taken home in the Red Cross ambulance.

Hamilton, farmers' institute specialist of the Department of Agriculture at WashIngton that Portland has been chosen for the next annual meeting of the American Association of Farmers' Institute Workers. This will be held August 16-17. At the same time the Association of American Agricultural Colleges and Experiment Stations will be held here.

This will be the first time.

Stations will be held here.

This will be the first time the Association of Farmers' Institute Workers has met on the Pacific Coast. A special effort is to be made to have all the institutes in the various states represented. Owing to the fact that many members will come West to the Seattle Exposition, it is expected that this meeting will be largely attended.

### A SURPRISE PARTY.

The suits we sell at \$15 are pleasant surprises to those who see them the first time. No wender, for they are real \$20 and \$25 values. J. L. Bowman & Co., Fifth and Alder.

Japanese Officers to Be Elaborately Entertained Here.

Distinguished Orientals Will Attend Banquet, Inspect City and View · Some of the Rose Festival Events.

The feting of 12 Japanese officers the cruiser fleet visiting Pacific Coast ports, in Portland June 7 and 8, is expected to furnish the best possible dence that a genuine "entente cordiale" exists between the United States and

Headed by Admiral Ijichi, the officers will arrive in Portland the morning of June 7, the first day of the Rose Fes-tival. It is proposed to give them a brief education in the industrial possi-bilities of this city. They will be taken to inspect some of the largest factories

to inspect some of the largest factories while they are driven around in automobiles.

Everything possible that can be displayed of Portland in a scenic way will be shown the visitors. Consul Numano, of Portland, is ver. proud of his adopted city, and he intends to see that the visitors go away with pleasant memories. The feature of the visit will be a banquet to be given by representative citi-The feature of the visit will be a banquet to be given by representative citizens at the Portland Hotel. W. D. Wheelwright, William MacMaster, T. B. Wilcox and Tom Richardson have the matter in hand. These gentlemen, acting as a committee, will co-operate with the Chamber of Commerce in its efforts to make the visit memorable.

Three hundred guests are expected to attend the banquet. The entire lower portion of the hotel will be prepared for a reception to follow, being decorated with flags of the two nations. Prominent men in the city and state life are expected to be present.

Following the banquet, a reception will

ected to be present.

Following the hanquet, a reception will
be held by Consul Numano in honor of
this countrymen. To this reception the
Consul said 5000 invitations would be is-

Consul said 5000 invitations would be issued, in order that representatives of every rank of Portland business and social life might be present.

Arrangements for the afternoon will be taken in hand by Ralph W. Hoyt, of the Rose Festival Association, who has promised to entertain the sons of Nippon during the time that may be at their disposal.

posal.

The visiting party will probably consist of Admiral Ilichi, commander of the squadron; Captain Sato, of the Soya; Captain Ishil, of the Aso; two Captains of Engineers and other staff officers; President C. Takashishi, of the Washington State Japanese Association, and T. T. Tanaka, Imperial Japanese Consul at Scattle.

WILLIAM BARCLAY ACCUSED OF KILLING WHITE MAN.

Eastern Oregon Brave Who Will Appear in Federal Court Said to Have Told of Deed.

Witnesses in The Dalles and vicinity will be subpensed today by Deputy United States Marshals for the murder trial of William Barclay which is set for May 27 in the Federal Court. Barclay is an Indian who is accused of killing John Jacobson last Fall on the Warm Springs Indian reservation.

According to testimony taken before the Coroner's jury Barclay told an Indian woman he was going to take Jacobson out and kill him and it was also testi-fied that when Barclay returned from the butte he remarked that the white man was a hard one to kill as he had to cut his throat. Barclay left the country after the trouble and was arrested in California. It is presumed he will plead self-

defense.

Another Indian murder trial will follow Another indian murder trial will follow directly after the close of the Barclay case. Carl Logsdon is the defendant and is accused of shooting and killing Grover Cleveland White, another Indian. The evidence in this case is wholly circumstantial. Logsdon was the last man seen

### SHE OUIT But it was a Hard Pull.

It is hard to believe that coffee will put a person in such a condition as it did an Ohio woman. She tells her own

"I did not believe coffee caused my trouble, and frequently said I liked it so well I would not, nor could not quit drinking it, even if it took my life, but I was a miserable sufferer from heart trouble and nervous prostration for four years.

four years.
"I was scarcely able to be around at all. Had no energy and did not not when he said he was merely seeking to talk with her about their children. Mrs. Mace was taken home in the Red Cross ambulance.

CITY GETS CONVENTION

Farmers' Institute Workers Will Meet in Portland.

Angouncement has been made by John Hamilton, farmers' institute specialist of the Department of Agriculture at Wash-

use of being sick all the time and buying medicine so that I could indulge
myself in coffee?

"So I thought I would see if I could
quit drinking coffee and got some
Postum to help me quit. I made it
strictly according to directions and I
want to tell you that change was the
greatest step in my life. If was easy to
quit coffee because I had the Postum
which I like better than I like the old
coffee.

which I like better than I like the old coffee.

"One by one the old troubles left, until now I am in splendid health, nerves steady, heart all right and the pain all gone. Never have any more nervous chilis, don't take any medicine, can do all my housework and have done a great deal beside.

"My sister-in-law, who visited me this Summer, had been an invalid for some time, much as I was. I got her to quit coffee and drink Postum. She gained five pounds in three weeks, and I never saw such a change in any one's health."

Good Spring Medicine.

Van Haren's Liver Beans 25c bottle.

Van Haren's Liver Beans 25c bottle.

# WILL FETE VISITORS Seasonable Specials Friday and Saturday Boys' Department

WILL ARRIVE ON JUNE 7

Long Pants Suits, new Spring styles, sizes 2 to 19, regular \$12.50 value; special price ...........\$8.65

Nobby Felt Hats in the newest green and tan shades, regular price \$2.00; special price .....\$1.35

Negligee Shirts, new shades and patterns, in all sizes from 12 to 14, regular 75c value; special at ..... 45¢

EXTRA - 1000 Baseball Caps to be given away Free. Come and get one.



### Apollo Club Gives Its First Concert.

BT JOSEPH M. QUENTIN.
ELL done, the Apollo Club of this city, a male voice organization that gave its first concert Wednesday night in the assembly room of the Masonic Temple, before a large audience, representing musical and society circles. It was in every way a distinguished suc-

cess.

The Apollo Club was only recently organized and this is the first time it has appeared before the Portland public, and for a shy debutante, it has scored first place. The last time Portlanders heard such well sung male voice music was when the male voice section of "The Silver Silver" Company carfured our Silver Slipper" Company captured our young affections at the old Marquan theater, about five years ago. The writer professes to know real male voice music when he hears it, as he was an active member of the Mendelssohn Club of Toronto, Canada, during the first section of the season of 1900-01, the club which of the season of 1900-01, the club which was pronounced by Adolph Rosenbecker, conductor of the Chicago Symphony Orchestra, to have reached "as near perfection as human voices, can hope to reach in this world." The second basses of the Apollo Club, especially when they reached and held a note somewhere near low D, deserve especial praise, and the much abused tenors are all right.

The best chorus was "The Sword of Ferrara," which was so grandly sung that it nearly swept the audience off its feet. Any old time that America gets into a war seare with a foreign power. feet. Any old time that America gets into a war scare with a foreign power, if the Apollo Club would only sing "The Sword of Ferrara," there would be no difficulty about recruits. Especially pleasing was "De Coppah Moon," with its refrain of dainty humor. The Chorus got two encores, and the director, W. H. Boyer, deserves more congratulations. The two plano accompanists were E. E. Coursen and W. C. McCulloch, who played excellently.

The active membership of the Apollo Club:

Tenors—J. W. Alstock, John F. Barrett

made a fine appearance, and pleased especially in W. F. Heasche's "Love Song." Miss Glance is now one of our foremost contraltos. Mr. Monteith sang with fine spirit in the "The Ruby Pennant." One especially pleasant feature: The concert was concluded before 10 P<sub>1</sub> M.

re Havans

NDRES FINO

·Livesley Accused of Larceny.

George F. Livesley is on trial in the Circuit Court on a charge of larceny by embezzlement. A jury in Judge Morrow's department is hearing the evidence. In the Fall of 1905, it ap-pears, John Salagaber, of Meadville, Jacobson last Fall on the Warm Springs
Indian reservation.

The two men were stopping at the house of another Indian and quarrelled, but apparently made up afterwards. The thouse of another Indian and quarrelled, but apparently made up afterwards. The lill, W. F. Greer. William G. Hodson, next day, it is charged, at the invitation of Barclay the two men climbed a butte where Barclay shot Jacobson in the back of the head, and cut his throat.

According to the word of the warm Springs

Club:

Tenors—J. W. Alstock, John F. Barrett, Edward L. Bayly, John D. Carson, Louis Dammasch, John Gaites, John Gall, W. J. Glill, W. J. Glill, W. F. Greer. William G. Hodson, Is now under indictment on a charge of forgery for the alleged mutilation, F. S. Peirce, Frank B. Riley, R. A. Schram, C. H. Sundby, W. A. Waiters.

H. Sundby, W. A. Waiters.

Basses—Clyde B. Altchison, J. W. Bick
Livesley received, as agent for Sals-

Mason, Ehrman & Co.

DISTRIBUTORS

Portland, Seattle, Spokane

A yard of tobacco for fifteen

cents. Cobs are full grown, full made, full qual-

ity, four-inch Havana cigars, rough looking and plainly packed.

You can't smoke anything but the cigar, so we've left off gold bands

and we haven't lithographed the box. We haven't paid for fancy

shapes which would add to the price, without adding anything

to the taste. Nine of them laid on end measure a full yard.

You can buy this full yard of pure Havana,"

measured off in four-inch lengths, for 15 cents.

FOR SALE EVERYWHERE

gaber, \$3000 from Reinstein, in payment for the hops. He is alleged to have retained this money for his own use. Attorney John Manning, representing Livesley, endeavored to show that Reinstein is now under indict-

Extra particular cooks always demand this brand. There's such enticing crispness to pure lard-it smacks of the good old times when flaky pies and juicy fruit cobblers knew no other shortening. .





# The Swine or the Flower?

Oh me! I saw a huge and loathsome sty, Wherein a drove of wallowing swine were barred, Whose banquet shocked the nostril and the eye; Then spoke a voice, "Behold the source of LARD!"

I fled, and saw a field that seemed at first One glistening mass of roses pure and white, With dewy buds 'mid dark green foliage nursed; And as I lingered o'er the lovely sight, The summer breeze that cooled that Southern scene, Whispered, "Behold the source of COTTOLENE!"

"Nature's Gift from the Sunny South"

COTTOLENE is a pure and wholesome frying and shortening medium, made from refined cottonseed oil. There is not an ounce of hog fat in it to make food unwholesome, greasy and indigestible.

As evidence of its superiority, COTTOLENE received Grand Prize (highest possible award) at the Louisiana Purchase Exposi-

tion; and Gold Medals (also representing highest awards in each case) at the Charleston Exposition, the Paris Exposition, and the Chicago World's Fair. In fact, in every case where COTTO-LENE has been exhibited in competition with other cooking fats, it has invariably been granted the highest award.

Made only by THE N. K. FAIRBANK COMPANY, Chicago.