

# TAKE STIGMA OFF SUTTON'S MEMORY

### Davis Agrees That Suicide Verdict Was Hasty and Against Facts.

## URNS ATTACK ON ADAMS

### Birney Makes Savage Assault on Sutton as Whipped Coward and Contrasts Sorrow of Mrs. Sutton and Others.

ANNAPOLIS, Aug. 13.—The largest crowd that has attended the session thus far was present at the beginning of the session of the court of inquiry investigating the death, on October 13, 1907, of Lieutenant James N. Sutton, Jr. The attraction was the summing up by Henry E. Davis, counsel for Mrs. Sutton, and A. E. Birney, counsel for Lieutenant Adams.

Mr. Davis' statements led the Judge Advocate, Major Leonard, to speak, though briefly, and what he said was not in the nature of argument touching the case.

Mrs. Sutton was not present at the afternoon session. It was explained privately that she had been so affected by the touching reference to her dead son that she did not feel able to appear. Mrs. Rose Sutton Parker, her daughter, was present throughout the proceedings, however.

The court will sit tomorrow in private to discuss the findings, which will, when reached, be forwarded to the Navy Department at Washington for its announcement of the result of the inquiry will be made.

Mrs. Sutton said tonight that, if the findings of the court declared, as did those of the former board, that her son committed suicide, she would carry the case still further.

Mr. Davis went back to the coming of Lieutenant Sutton to Annapolis, and alluded to him as a "mother offering to her country's service." He referred to the Lieutenant's hopes and aspirations, as shown by letters to his mother and brother, and to the events of the day before the tragedy, arguing that everything tended to negate the idea that Lieutenant Sutton committed suicide.

He criticized the composition of the original board of inquiry, of which the recorder was Lieutenant E. S. Willing, but for whose conduct he did not speak. Lieutenant Sutton might still be alive. The board of inquiry, he said, acted with indecent haste, with no notice to Lieutenant Sutton's family, and upon him the brand of suicide, thus denying him Christian burial according to the family faith, and consigning him to an unconsecrated grave, stripping his parents of hope of a reunion with him hereafter, and condemning him, as they were compelled to believe, to eternal punishment.

No Course but Open Inquiry.

Mr. Davis alluded to the interviews had by Sutton's sister, Mrs. Rose Sutton Parker, with her brother's fellow-officers, Lieutenant Wiley's brutal accusation of hatred against Lieutenant Sutton, and to her plea to have Lieutenant Adams' help only to remove the stigma of suicide from her brother's name. He said the only recourse of the family was an inquiry such as the one just closed, and he outlined the months of effort on the part of Sutton's mother and sister to bring this about. Mrs. Sutton's suspicion, he said, grew with the delay.

Mr. Davis said the tragedy did not follow a drunken brawl, that Sutton's alleged former escapades shed no light upon the case, and that other matters should not have been brought into the case. He sketched the events of the evening and night as shown by what he declared were "uncontroverted facts" and criticized that part of the finding of the first board of inquiry.

Stories Do Not Harmonize.

Mr. Davis declared the fights immediately preceding Sutton's death were not fought by Sutton but by the others who have on the witness stand, acknowledged bitter enmity against him. He pointed to the marked difference in the testimony of Lieutenant Adams, the Lieutenant's brother and others, and declared that after going to camp and arming himself for self-protection, returned to the scene of the fight merely to recover his clothing. He ridiculed the idea that Sutton killed Roeker because he thought he had killed Roeker, saying the evidence shows there was no appreciable interval between the exclamation "Roeker is dead" and the fire of the fatal shot.

Mr. Davis declared that parts of Lieutenant Adams' testimony were pure inventions and pointed out contradictions in the testimony of the other Lieutenants, Adams, he insisted, had to all intents and purposes admitted his guilty relation to the death of Lieutenant Sutton.

Hand Stained With Blood.

Sergeant Dehart, he charged, committed the most flagrant perjury. The mystery as to the whereabouts of the weapon belonging to Lieutenant Sutton between the time of the fatal shooting and its coming into possession of Colonel Deyen, he declared, was connected with the crime and he declared the hand that gave the revolver to Sergeant Dehart was stained with blood. According to Dehart's testimony, only Lieutenant Adams or Willing could have handed him the revolver, the lawyer said.

There was, Mr. Davis declared, a manifest conspiracy of suppression and falsehood to help the living and blacken the dead.

Suicide Not Possible.

Taking up the description of the fatal wound, given in the testimony of Surgeons Pickett and Cook, Mr. Davis contended that the infliction upon himself of such a wound by Sutton was absolutely impossible. He maintained it was not his place to point out the hand that killed Sutton, that action belonging to the court, but simply to show he did not kill himself.

A. E. Birney, for Lieutenant Adams, compared the honor of an officer to the honor of a woman and declared the young Lieutenants involved would be relieved of all responsibility for Sutton's death. He said the charges were based entirely on the "frantic ravings of a woman."

After Mr. Birney concluded, Major Leonard in a few words protested against certain parts of Mr. Davis' arguments. The public proceedings in the case then closed. The findings of the court will be forwarded to Washington and announced there.

Attacks Mrs. Sutton Severely.

Mrs. Sutton, Mr. Birney declared, had earned the designation of an accuser. He reviewed half a dozen published statements as to what caused Sutton's death and said these had been based on the contents of letters written by Mrs. Sutton. He denied the possibility of Lieutenant Sutton having been beaten to death and then shot to conceal the crime, which, he said, Mr. Da-

vis had charged, by imputation at least. Mr. Birney attacked Mrs. Sutton and declared she had pursued his client and his associates with malvolent hatred, not with evidence of maternal sorrow inspiring her.

Mr. Birney placed Lieutenant Sutton in the attitude of a whipped coward. He declared Sutton had gone to camp and armed himself with the deliberate purpose of doing murder.

Mr. Birney strongly praised Lieutenant Adams for his bravery, when, as he testified, Lieutenant Sutton first attacked him. He fully justified the treatment to which, according to his client and his brother officers, Lieutenant Sutton had been subjected.

Grief of Other Mothers.

Mr. Birney contrasted the grief of the mothers of the other young lieutenants with that of Mrs. Sutton. He then attacked Sutton as a breaker of regulations and a man of objectionable habits. The evidence of crime in this case, he said, rested entirely upon Mrs. Sutton's "preternatural vision" and upon the flimsy evidence of Dr. Schaeffer, the expert on gunshot wounds, which, he said, admitted every strong contradiction as to give it weight only in the mind of an imbecile.

That Lieutenant Sutton shot himself accidentally while drawing the pistol, Mr. Birney said, was quite impossible. Either he deliberately committed suicide or shot himself while attempting to shoot someone who was above him, perhaps upon him.

Censures Sutton Women.

Major Leonard, the judge-advocate, said he rose to protest against two points in Mr. Birney's argument. He himself came here, he said, with every good wish for and willingness to help Mrs. Sutton and Mrs. Parker to bring every possible possibility before the court. They had not, as they should have done, given him all the facts in their possession.

MAZAMAS SCALE MT. BAKER (Continued From First Page.)

reached the top since the club pitched its tent is 41.

The start was made at 6:45 o'clock Wednesday morning. At no time had the weather been more perfect for a climb, and the sun was just peeping over the left shoulder of the peak as the long line of climbers trailed past the snow line.

The Mazamas, who had been divided into three parties, zigzagged up the slopes in order to obtain good footing. The day was perhaps the hottest of the summer, and the heat was successfully defied only by grease paint, veils and goggles. The widest crevasse crossed was about 18 inches, and all of the dangerous holes were easily avoided.

At noon the party reached the crater. Heat From Crater Is Felt.

A thousand feet below the crater, fumes from the heated interior of the mountain were noticeable. They became more pronounced as the crater was approached. Streaks of sulphur-covered snow were visible where the steam and smoke settled. On the north side of the saddle, however, the sun had uncovered a small area of sloping earth and rock, and this was used as the lunch table for the Mazamas. Canteens containing water, warm but delicious, were opened. The weaker links of the chain of climbers sprawled upon the rocks to rest.

At the end of half an hour the climb was resumed. The party swung to the left of the crater, and from there began the ascent of the steepest part of the route. The first bench was reached in about three-quarters of an hour. The incline was found to be not so steep as the second bench, the "foot" of the summit, was somewhat more difficult to reach. The slope was found to be 35 per cent. The top of the mountain is shaped somewhat like a flat-top, with the point on the north, the highest on the mountain. This can be seen about a quarter of a mile away.

Party Photographed on Summit.

The Stars and Stripes, which had been made by the women in camp out of red and blue handkerchiefs and white cloth, was planted in the snow, at 11:45 o'clock. The wind was blowing from the north, but was not very cold. Some of the climbers did not get on the inside of their coats. The picture of the Mazamas on the summit was taken.

As the ascent was being made the view of the surrounding mountains was magnificent. At about 11 o'clock in the morning the party stopped to view the scenery. The valleys below were filled with clouds, but the chain of the Olympic could be seen. Mount Rainier was visible, but the smoke and haze almost obstructed the view. Index Peak and other mountains in the Cascade range could be seen. The Twin Sisters, although nearly 8000 feet high, and red, loomed up below. They seemed but a short distance away. Glaciers and waterfalls and rivers could be seen in the canyons. A part of Puget Sound and the islands were visible.

When the summit was reached, however, the heaped-up clouds, which had been noticed in the valleys, had risen high enough to cut off a view of the surrounding mountains. The cloud effect, however, was beautiful. The cumulus clouds, below and far away, seemed suspended in the air. Above the sky was of an intense blue. The atmosphere seemed almost visible. The shade of blue had reached an intensity never seen near sea level. The white snow, glistening under the rays of the sun, was in direct contrast.

South Slope Best to Climb.

As no accidents of any kind marred the climb, and as 12 women succeeded in reaching the summit of the mountain from the south slope, it is likely that practically all routes in the first climb made by way of the Deming-Mount Baker trail. That this is the easiest route that can be followed is readily recognized by any one who stands on the crest of the mountain. On the north and northwest are numerous serrated—broken ice and snow banks, which make the peak almost inaccessible from that side.

The ascent was made by six Mazamas over this route.

Although there are numerous crevasses on the slopes of the mountain, they are not dangerous when the days are clear and they can be seen by the ascending party. The south slope of the mountain branches off into three separate glaciers. On the south and southwest are two which have not been explored or named. The ascent of the mountain is made partly over the Deming glacier and thence over the snowless snowfields which feed the three ice rivers.

All the Mazamas will not return immediately, but will complete their side trips and explorations. It is expected to break camp next Monday, though a few of the party will probably start homeward before that time.

Aged Farmer Is Buried.

FOREST GROVE, Or., Aug. 13.—(Special.)—The funeral of the late Joshua H. Powers, aged 88 years, who died Tuesday at his home one mile east of Forest Grove, was held this morning and the interment took place in the Forest View Cemetery. Mr. Powers was born in Wayne County, Ind., and came to Oregon 21 years ago from Missouri. He leaves a widow and the following children: Louis Powers, living near Hillsboro; Mrs. Mary Thrapp, of Warrenburg, Mo.; Miss Sallie Powers, on home place; and W. R. Powers, of De Loma, Idaho.

Store Keeps Open Tonight Until 9:30—The New Ladies' Home Journal Style Book Is Here

Long Silk Gloves 69c Saturday Is Children's Day Here, Children's Wear Cut Substantial Reductions on Waists, Oxfords, Notions

50c Value in Novelty Rib'n 23c New line of Novelty Ribbons, in checks, plaids, stripes, dresses, and plain taffetas; values up to 50c; on special sale Saturday, yard... 23c

# Olds, Wortman & King

Spool Silk 100-yd Spools 5c Child's Dresses Less Than Half 25c Face Cream 17c

Assortment of Sewing Silk, all the desirable colors, full 100-yd. spools, special Saturday... 5c Pearl Buttons, all sizes, variety of designs, special, the card... 5c Skirt Binding, warranted 5 yards in piece, all shrunken, sp'l, piece... 8c Tooth Brushes, large assortment; value 25c, special price... 10c Hair Barrettes, carved and plain, extra heavy, stray-lock-fast, warranted not to break; regular value 35c, special price... 25c

Fresh and dainty frocks for the little folks Special Saturday. Colored and white Wash Dresses in all the new materials and styles, ages from 6 to 12 years. \$2.25 values at the very low price of... 98c \$6.00 values at the low price of... \$2.98 \$4.00 values at the low price of... \$1.97 \$10.00 values at the low price of... \$4.95

Woodbury's Facial Cream clears and beautifies the complexion, a delight to mankind after shaving; regular value 25c, special price... 17c Rubber Face Sponges, clean the pores and beautifies the skin; reg. val. 25c, special... 19c Spotless Hair Brush, Pennants, several different colors, raised letter effect; reg. value \$1.00, special... 79c Hurd's Writing Paper, the celebrated "Swastika" brand, beautifully tinted; reg. val. 25c, special price... 17c Envelopes to match, special, per pack... 12c

Bathing Suits at Less Especially attractive Bathing Suits for women and children greatly reduced for Saturday Special Sale.

Men's Stylish Oxfords Values to \$6 at \$2.98 Sweeping Sale of men's high-grade Oxfords, in patent, gunmetal calf, plain kid, tan, Russia calf and brown kid leathers, button, blucher and plain lace styles, variety of styles and sizes. Values up to \$6.00 the pair, at this exceptionally low price of... \$2.98

Great Sale of Season's Daintiest Waists \$3.97 A sale that is bound to take Portland by storm. These Waists are some of the best from our regular stock, combined with a startling special purchase, and a wondrous value is the result. Materials are messaline, taffeta, combinations of lace and net, silk and lace, and net over china silk. Colors are white, blue, gray, pink, lavender, yellow, red, green, brown, etc. Worth to \$18, Saturday \$3.97

Buy Parasols Today You will need a pretty parasol for that trip to the beach. We have just what you want, and at reduced prices.

Oxfords Values to \$5 at \$1.98 A great many odd and broken lines of the better grades, as well as the medium priced, in patent, calf, plain kid, tan, Russia calf and brown. Very good assortment of styles and sizes. Values right \$1.98 up to \$5. Special for Saturday. \$1.98 ALL WOMEN'S OXFORDS REDUCED Women's Canvas Oxfords... \$1.00 No reserve. All Women's Oxfords (except bronze) greatly reduced.

30c Sunbon'ts 15c Women's Sunbonnets in all colors and variety of materials. Values to 30c, special price, each... 15c

New Middy Waists \$1.50, \$1.75 Large shipment of the popular Middy Waists just received. They come in all sizes, from the miss of 6 years to size 40 for women, in white or khaki colors, collars of light or dark blue. Sp'l, \$1.50, \$1.75

Mother Hubbards A lot of slightly soiled Misses' and Infants' Mother Hubbards, special for Saturday's selling: \$1.00 val. .39c \$2.25 val. .97c \$1.50 val. .68c \$7.50 val. \$2.98

## Enameled Ware, Wash Tubs

At Sensational Price Cuts Saturday Only

Large line of Kitchen Utensils. Every housekeeper should secure a supply now while the prices are so very low: 20c Granite Sauce Pans, 3-quart, special price only... 15c 13c Granite Pudding Pans, special price during this sale... 10c Galvanized Wash Tubs 85c Galvanized Wash Tubs, medium size, at the low price of... 60c \$1 Galvanized Wash Tubs, large size, on sale at this price... 75c

## Laundry Baskets at Great Cut

\$1.50 Square Willow Baskets, small size, this sale... \$1.19 \$1.85 Square Willow Baskets, medium size, this sale... \$1.45 \$2.15 Square Willow Baskets, large size, this sale... \$1.70 50c Oval Willow Baskets, small size, marked for this sale at... 39c 85c Oval Willow Baskets, medium size, now selling at only... 68c \$1.00 Oval Willow Baskets, large size, at the low price of... 79c \$1.15 Oval Willow Baskets, large size, now selling at only... 90c \$1.35 Oval Willow Baskets, extra large size, this sale at... \$1.05

## Haviland Decorated China

Now at Extremely Noteworthy Reductions

Special Bargains, Haviland Decorated China Sets. 60-piece dinner sets, value \$44.50, special sale price... \$29.35 60-piece dinner sets, value \$39.50, special sale price... \$31.50 100-piece dinner sets, value \$53.25, special sale price... \$35.17 100-piece dinner sets, value \$58.75, special sale price... \$46.90 117-piece dinner sets, value \$89.50, special sale price... \$59.00 112-piece dinner sets, value \$88.25, special sale price... \$70.60

## Fine China Just In

Fall lines now being opened in French China and English Pottery, also new Fall lines of Brasses, Jardinier Vase, Candle Sticks, Fern Dish Library Sets, Book Racks, Gongs, Kettles and Stands, Trays and a large line of new novelties.

## UNION PACIFIC AT 215

HARRIMAN STOCK MAKES NEW HIGH MARK ON 'CHANGE.

No Authoritative Information for Cause of Advance, but New Fiscal Plans Are Due.

NEW YORK, Aug. 13.—Union Pacific common stock touched 215 in the stock market today and the preferred stock rose to 118, advances over night of 8 points for the common and 10 points for preferred.

No authoritative information could be had to account for the rise, but conjecture was very busy with the form to be taken by the plan for the segregation of the investment holdings of the company in the stocks of other railroads. The formation of this plan was put into the hands of a committee two years ago, but a long period elapsed without discussion of it, and this gave rise to an assumption that it had been abandoned.

It was rumored today that the preferred stock would be retired on advantageous terms and leave the claims of

the common stock to share in the assets free and clear.

The close was decidedly weak, except Union Pacific, and prices were down 1 to 2 points all through the stock list.

## AUTO CUTS DOWN SOLDIERS

One Man Dead, One Dying, and Only 30 of Column Not Hurt.

LONDON, Aug. 13.—Reports have reached London of a peculiar motor accident near Trowbridge, Wiltshire, where military maneuvers are being held. A motor car belonging to a London newspaper ran into a column of territorial troops, who were on the march, mowing them down more readily than a volley from a battery of artillery could have done.

The accident had less serious results than was at first reported, although with fuller accounts it seems wonderful that the fatalities were not many.

The men were formed in a column of four. They had just let one automobile pass when the newspaper car, running down hill, struck the rear column and plowed its way through the whole column, leaving only about 30 men on their feet.

Only one man was killed and but one was so badly injured that he is not expected to recover. Two were seriously and six slightly injured. Many were cut or bruised.

## STRIKING PRINTER AMUCK

Shoots Three Men After Having "Walked Out" From Job.

HISBEE, Ariz., Aug. 13.—William Pfannkuche, a striking printer, shot and killed Asa T. Hoy, former business manager of the Review, a morning paper of this city, and William Beckholtz, of Covington, Ky., early today. Union printers on the Review struck several days ago, and Hoy and Beckholtz were operating the linotype machines in their places.

Pfannkuche is said to have killed a man at Fort Riley, Kansas, and to have been sentenced to 99 years imprisonment. He was pardoned by the Governor several years ago. After shooting Hoy and Beckholtz, Pfannkuche, seriously wounded Policeman Jay Wilmoth, who attempted to arrest him.

Hacketts Still at Out.

NEW YORK, Aug. 13.—James K. Hackett, whose attorney announced Tuesday night that Mrs. Hackett (May Manning) had withdrawn her suit for divorce, made this additional statement yesterday:

"From this announcement some persons deduce the theory that there has been a reconciliation. I do not wish my attorney's statement—and I gave none whatsoever myself at any time, for publication—to be misunderstood. And I therefore wish to state that up to date I regret this deduction is incorrect."

For trunks go to the Harris Trunk Co.

# Columbia Lard

The purest, most nutritious shortening. Always mild and reliable regardless of weather. Order today—Specify Columbia Brand

# Union Meat Co

Pioneer Packers of the Pacific PORTLAND, OREGON