# COURT DECLINES

Judge Kavanaugh Holds Mount Hood Line Hasn't Proved Property Destruction.

C. W. Fulton, Representing Railway, Calls Attorney W. M. Davis Pettifogger and Disgrace. Many Affidavits Filed.

Presiding Judge Kavanaugh refused yesterday afternoon to make permanent an order issued last week tempor arily restraining striking linemen from Interfering with employes of the Mount Hood Railway & Power Company, who have taken their places. The question came up on an order to the union men to show cause why the injunction should not be made permanent.

The proceeding was enlivened by bitter verbal warfare between C. W. Fulton, appearing for the company, and W. M. Davis, representing the strikers. Attorney Davis declared that the Southern Pacific and all the cor-porations of the city are assisting in the effort to break the linemen's strike and referred to Mr. Fulton as an ex-United States Senator who was seek-ing to grind down laboring men un-der the Iron heel of oppression.

Attorneys' Clash Bitter.

Senator Pulton retaliated by referring to Mr. Davis as a pettifogger and demagogue and a disgrace to the legal profession. Attorney Davis, Mr. Ful-ton asserted, was leading astray men who otherwise would be peaceful and law-abiding American citteens and only law-abiding American citizens and only for the purpose of collecting his fee. When Mr. Davis attempted to stem the torrent of wrath which Senator Fulton was pouring forth, Mr. Fulton turned to him several times and remarked: "I'm not talking to you, sir." The two attorneys clashed again when Mr. Davis insisted on referring to the strikebreakers as "scabs." Senator Fulton called upon Judge Kavanaugh to order his opponent to desist from the use of the term. Attorney Davis read the definition of the word from Webster's dictionary and declared from Webster's dictionary and declared that if there was any apology to be made it should be demanded from the publishers and compilers of the dic-tionary. Judge Kavanaugh refused to interfere and Mr. Davis continued using the term with great vehemence all through his address to the court.

#### Company's Showing Lacking.

In giving his decision Judge Kavanaugh referred to the Supreme Court decision to the effect that injunctions decision to the effect that injunctions should be issued with extreme caution. He held that the company had falled to show destruction of property and said he had no right to presume that the police officials, who had reported that police protection was not necessary to the company and the magistrates who had acquited almost a score of the strikers brought before them, had been remiss in their duty. He cautioned the strikers not to in-He cautioned the strikers not to in-dulge in acts of violence and to refrain from using epithets and advised them that the only way to win a strike is to conduct it peaceably.

Senator Fulton presented fully 30 afsmployes of the company setting forth that the strikers had been guilty of acts of violence. Attorneys Farrell and Davis filed a sheaf of counter affi-davits in which the union men denied that they had been the aggressors and laid all the responsibility on the shoulders of the strikebreakers, who were referred to as "hired thugs."

#### Business Men Attacked.

Attorney Davis attacked the business men who had signed the affidavits presented by the company, declaring that they are men who earn their liveli-hoods through corporation favor and who are, to his personal knowledge, alwho are to his personal knowledge, al-ways ready to do anything to curry favor with the corporations. He re-ferred to several of them by name. Senator Fulton said he had no ob-jection to the strikers doing picket work. All he saked of the court, he

said, was an injunction restraining the union men from using vile and opprobrious epithets and resorting to violence. Attorney Farrell declared that 13 strikers have been tried without a conviction and that two strikebreakers have been held to the grand jury, one for cutting off a picket's nose with an ax hurled from a distance of 30 feet and the second for burying an ax in a striker's leg.

#### Police Luxity Alleged.

union men's attorneys asserted that Mayor Rushlight, Police Commis-sioner Coffey, Acting-Chief of Police Slover and various other officials have varily importuned C. B. Smith, gen-eral manager of the Mount Hood Com-pany, to treat with the men.

pany, to treat with the men.
One of the affidavits, signed by a
foreman of the company, declared that
one of the strikebreakers, W. E. Stanton, had been intimidated by a striker, named Dodge, into quitting his job and leaving the city on ten hours' notice. In all of the affidavits it is said that the police had not only refused to in-terfere to protect the strikebreakers but had actually encouraged the union nen in their alleged acts of lawless-

Attorney Davis told the court that the company had violated the verbal contract with the union men as soon as they had saved a valuable light as they had saved a valuable light franchise by getting the wires con-nected up 15 minutes before the con-tract time expired. Many of the line-men had, he said, worked 16 to 20 hours a day to get the power to Al-pers Bros.' mill on time. He also as-seried that the men had been paid only time and a half for overtime in the face of an agreement that they were to be credited with double time. "That's what you might expect." said

That's what you might expect," said senator Fulton, when Attorney Farrell was making frequent reference to the fact that the strikers had been acquitted in the municipal and Justice of the Peace courts.

#### BUMPS CAUSE OF DIVORCE

Husband and Wife Phrenologist Separated-Dozen Ties Severed.

Objection to his wife's estimate of Als mental capacities was one of the principal grounds on which Samuel B. Mack sought a divorce from Olive B. Mack, whom he left in Nova Scotia, 13 years ago. Mack told Judge Kavanaugh that his wife laid claim to being something of a phrenologist and was in the habit of examining his head and informing him that he was men-

frene Trumbull Wolf, who was of the star witnesses in the Webb of the star witnesses in the Webb murder trial, obtained a divorce from Robert J. Wolf. She accused him of having raised a check and asserted that
she had been forced to make the
amount good on two hours' notice to
save him from prosecution. The couple married last January. Mrs. Wolf.
at that time Miss Trumbull, danced
with Webb at a roadhouse the night
of the murder of William Johnson. To
her he made admissions connecting
himself with the crime.
Other divorces granted were:
Ollie L. Henning from William J.
Henning, cruelty.

Ollie L. Henning from William J. Henning, cruelty.

Margaret Louise Neille from Curtis J. Neille, cruel and inhuman treatment. fallure to support and intoxication. They married in Portland in June. 1967. Gertrude Haynes from Leon L. Haynes, cruel and inhuman treatment and failure to support. They were married in Idaho in 1966.

Nallie Roe from Ecter Roe, cruelty. The couple married June \$, 1916.

Myrtle Pearl Bachum from Harry L. Bachum, continuous drunkenness. They were married in Portland in June, 1969.

Marie Bugner from Gustave A. J.

were married in Portland in June, 1969.
Marie Bugner from Gustave A. J.
Burner, cruel and inhuman treatment.
They married in Colorade in 1890.
Sophia Johnson from John Johnsen,
cruel and inhuman treatment. They
married in November, 1969.
Julia Miller from John B. Miller, desection.

Marion L. Cumby from James E. Cumby, cruel and inhuman treatment.

#### CIRCUS DUE NEXT MONTH

Ringling Brothers' Show to Be Here August 18-19.

Ringling Brothers' circus is to hold forth in Portland for two days, commencing Friday. August 18, on the grounds at Twenty-fifth and Raleigh streets. The circus is said to have 1280 men, women and children, from every clime; a menagerie embracing 108 cages of wild jungle creatures, and 40 elephants, 680 horses in silver-mounted harness, and a thousand other eye-

harness, and a thousand other eyebuiging wonders.

The aggregation will come from Centralia in \$5 double-length railroad cars,
and be presented here identically as
given in New York City and Chicago,
declares the press agent.

The programme is made up of 125
numbers, which concern 400 performers. There are 300 arenic stars who
have never before appeared in this
country. An athlete from England describes a triple somersault while flying from one trapeze to another. Then
there is Schuman's school of educated
horses, from Berlin, Germany. The
horses make their entrance in a novel
manner. They are secreted in huge
barrels and loaded on a brewery wagon. The audience does not see them barrels and loaded on a brewery was on. The audience does not see them until they kick the barrel heads out and jump into the ring. They seat themselves at table. Another horse taps a keg of beer, fills large glasses with the amber liquid and serves his companions. They all stand on their hind legs and drink to the health of the audience.

A street parade introducing three miles of novelties will be given Friday morning at 10 o'clock. This feature is said to be the greatest pageant ever offered by a circus management.

#### RAILROAD FILES APPEAL

Southern Pacific Contends That State Commission Exceeds Power.

W. D. Fenton, general counsel for the Southern Pacific lines in Oregon, yes-terday perfected an appeal in the rate suit controversy between the Harriman lines in this state and the Oregon Rall-read Commission.

The railroad comapny brought suit in the United States Court to restrain the Railroad Commission from enforcing its orders modifying the rates charged over Its lines and between points in this state. The company's application for an order restraining the commission from enforcing the new rates was argued be-fore Judges Gilbert, Bean and Wolverton

and by them denied.

The Railroad Commission then filed a demurrer to the complaint, which, upon

demurrer to the complaint, which, upon being argued and submitted, was sustained by United States Judge Bean. It is from this ruling in the case Mr. Fenton has appealed.

It is the contention of counsel for the railroad company that the Railroad Commission exceeded its jurisdiction in this particular instance for the reason that while it undertook to change certain rates between points within the state, the effect of its order was to disturb rates from other states into Oregon. It is urged by the railroad attorney that this is an interference with interstate this is an interference with interstate commerce that exceeds a state commission's right.

#### SCARED HORSES HURL TWO

Mr. and Mrs. S. H. Sheller Thrown When Team Runs Away.

When the team behind which they were driving ran away. Mr. and Mrs. S. H. Sheller were thrown from the buggy on Ladd avenue late yesterday afternoon and shaken up and bruised. afternoon and shaken up and bruised. Mrs. Sheller sustained a badly-bruised hip and Mr. Sheller was severely

hip and Mr. Sheller was severely shaken up.

The couple who live on route No. 1, Gresham, were driving along Ladd avenue when the horses became frightened at a passing automobile and ran away. The horses swerved into the curb, throwing Mrs. Sheller out on the parkway. Mr. Sheller was also thrown from the buggy and dragged several rods before he got on his feet and stopped the team. The buggy was badly smashed. Mrs. Sheller was taken to Good Samaritan Hospital. Mr. Sheller refused medical attendance and took the horses to a stable. took the horses to a stable.

#### OAKS CHILDREN'S MECCA Little Ones Invited to Big Park by

Manager Cordray. The day for children has come at

Every little toddler and every big toddler, too, who is under 12 years of age, is invited by Manager Cordray, of the Oaks, to visit the big park this afternoon absolutely free of charge. Children should be attendants of the

Portiand public schools.

There's a capital car service nowadays. The fare is a cents from any part of the city to the famous amusement park. Launches make rapid runs from Morrison-street bridge.

#### CAKE BOX.

Harvard men will be pleased to learn that we carry in stock "Cake Box" to-bacco and cigarettes and will recom-mend it to their friends. Sig Sichel & Co., \$2 Sd, branch 2d and Wash.

Store Open Tonight Until 9:30—Special Prices on Sporting Goods, Hammocks, Etc., 5th Floor Special \$1 Dinner, Tonight 5 to 8-7th Floor Restaurant-Music by Heilig Theater Orchestra

"Rag With No Name," 10c

EAR Warren Camp, the composer of "Rag With HEAR Warren Camp, the composer of "Rag With No Name," give his interpretation of this popular piece—from 3:30 to 5:30 today, in the Fifth Floor Music Section. Our price for this catchy com-position today—offered at low price of, copy 10c



### Coffman Candy Specials

40c Turkish Caramels—They're delicious. 20c

Coffman's 40c Fig Paste—A delightful con-fection. On special sale for today at, the pound 28c

## A Third Less on All Summer Clothing



The Sale That's Made Us Thousands of Friends! And Broken Every Record!

MEIER & FRANK'S-THIRD FLOOR. SEVEN DIRECT ELEVATORS.

"GIVE the values—that's the only real way to make friends," exclaimed our new Clothing chief when he assumed charge of this big department several months ago! Has he "made good" in this assertion? Ask the thousands of men who have bought suits in our

Great July Sale. They have realized the BEST CLOTHING SAVINGS THAT HAVE EVER BEEN OFFERED IN PORTLAND ON MAKES OF QUALITY. Adler-Rochester, A. B. Kirschbaum, "Sampeck"—they are names which stand for the topmost in style, tailoring skill and all-around excellence.

Not too late to profit by this event! Remember, only our staple plain blues and blacks are withheld-they go at 15 per cent less. Come in today!

\$10 Summer Suits at \$6.35 \$12.50 Summer Suits \$8.35 \$15 Summer Suits for \$10 \$18 Summer Suits for \$12 \$20 Summer Suits at \$13.35 \$22.50 Summer Suits \$14.95 \$25 Summer Suits at \$16.65 \$28 Summer Suits at \$18.65

All Our Boys' Clothing for 1/3 Less

Norfolk and Double-breasted Knicker Suits in scores of the snappiest patterns of gray, brown, tan-even plain blue serges are included. And every Woolen Juvenile and Wash Suit also goes now at one-third less former marked price.

\$2.50 Knicker Suits at \$1.67 \$3.00 Knicker Suits at \$2.00 | \$9.00 Knicker Suits at \$6.00 \$3.50 Knicker Suits at \$2.30 \$4.00 Knicker Suits at \$2.67 \$4.50 Knicker Suits at \$3.00 \$5.00 Knicker Suits at \$3.34 \$6.00 Knicker Suits at \$4.00 \$7.00 Knicker Suits at \$4.67

Finisher Suits at \$5.67 | \$3.00 Wash Suits now \$1.95 \$10.00 Knicker Suits, \$6.67 \$14.00 Knicker Suits, \$9.34 WASH SUITS Boys' 50c Wash Suits at 38¢ Boys' 75c Wash Suits at 49c Boys' \$1.00 Wash Suits 67¢ \$4.50 Wash Suits now \$2.95

\$2.00 Wash Suits now \$1.30 \$2.50 Wash Suits now \$1.69 \$1.50 Wash Suits now \$3.50 Wash Suits now \$2.30 \$4.00 Wash Suits now \$2.69 \$5.00 Wash Suits now \$3.20 7.50 Knicker Suits at \$5.00 Boys' \$1.25 Wash Suits, 85¢ \$6.00 Wash Suits now \$3.90



### Great Sale of Famous Shirts Cont'd Today











UST a step inside the Morrison street entrance, and you may select from hundreds of beautiful patterns in I these famous trade-marked Shirts at about regular wholesale prices! Plaited or plain fronts—coat style with cuffs attached. Also outing styles, with or without collars attached. All sizes and sleeve-lengths, of course.

All \$1.50 Shirts, reduced to \$1.15 All \$2.00 Shirts, reduced to \$1.35

All \$3.00 Shirts, reduced to \$1.95

All \$3.50 Shirts, reduced to \$2.55 All \$2.50 Shirts, reduced to \$1.75 All \$4.00 Shirts, reduced to \$3.25 Men's \$3 Bathing Suits-shirt | Men's Silk Knitted Ties-kind | Men's \$1.25 Underwear - fine |

porosmesh shirt and nainsook drawers, all one

and trunks of blue wool worsted. that most stores show at \$1. Ac- silk-finished lisle Shirts and Boys' 50c Union Suits-Combination style, with

Men's 35c Lisle Socks-highly mercerized, look like silk and "V" neck, plain and \$2.25 | cordion plaited effects. 45c | Drawers, in blue or 79c | wear even better. Black 23c and all new shades, at 23c \$3.00 to \$4.00 Sweater Coats-Finest lambswool, in all colors. Styles for men and women. Today only, \$2.39.



### Silk Gloves 53c

Gotham Pajamas-Samples, only one suit of a kind, in all styles and colors. From \$2 to \$10,



exactly HALP PRICE.

THINK of getting long Silk Gloves — mousquetaire style at only 53c a pair! Broken assortment, odd styles and colors, 'tis true, but still good choice. Gloves that sold regularly at \$1 53c and \$1.25 a pair, today, at

To 75c Gloves, Today for 37c Short Silk Gloves-2-clasp style, black and colors, though an incomplete assortment of shades and sizes. Our usual 50e and 75c qual-ities, special today, a pair, 37c

\$1.25 Chamios Gloves for 93c For women and children-one and two-clasp Chamois Gloves, white and natural shades. Splendid quality gloves selling in the regular way \$1.25 a pair. 93c

\$1.50 and \$1.75 Chamois Gloves, special, a pair \$1.33

Entire Stock Straw To 75c Hosiery 38c Hats at Half Price



MEIER & FRANK'S, FIRST FLOOR. ORDER BY MAIL.

Panama Hat in entire stock at exactly half price. Stiff and soft strawsevery style. \$2.00 Straw Hats, for \$1.00

\$2.50 Straw Hats, for \$1.25 \$3.00 Straw Hats, for \$1.50 \$3.50 Straw Hats, for \$1.75

\$5.00 Straw Hats \$2.50 | \$8.00 Panama Hats \$4.00 \$6.50 Panama Hats \$3.25 \$9.00 Panama Hats \$4.50 \$7.50 Panama Hats \$3.75 | \$10 Panama Hats \$5.00 Women's Outing Hats, trimmed silk 'kerchiefs, 98¢



S PLENDID wearing hose of fine gauze, cotton and silk lisleblack, white and colors, in plain, embroidered and lace boot styles. Reinforced soles and wide garter top.

This 50c, 65c and 75c Hosiery, 38c special, 3 pairs for \$1, a pair Women's 25c Hose Full fashioned, with either black and cream half sole. All sizes in these Sum'r weight hose. pairs at only 60c

white, tan, sky and pink. Light weight quality, seamless feet. 3 pairs 20c

Children's 25c

Lisle Hose, in black,

Infants' 25c Hose-Mercerized lisle and silk plaited, black, white and colors. Size | and garter top. Special, 3 4 to 6. Three pairs 20c pairs for \$3.00, \$1.09

Women's Black Silk Hose, out-sizes-double lisle soles

### Big Saturday Sale in New Women's to \$1 All Girls' Wash Delicatessen Department

VOU'LL never think of cooking over a hot stove these warm days when you see what delicious, ready-to-serve foods we sell in this newly-enlarged section. Everything kept in airtight, ice-chilled compartments. Our

French Pastry and Bakery section has also been enlarged. Choicest Boiled Ham, special today, per pound 34¢

Unoicest Boiled Ham, special today, per pound 34¢

Delicious salads.
Lobster Salad, pound, 60c.
Crab Salad, pound, 50c.
Shrimp Salad, pound, 40c.
Potato Salad, pound, 12c.
DOMESTIC AND IMPORT CHEESE.
Imported Swiss, pound, 36c.
Pimento Cheese, jar, 13c.
Comestic Swiss, pound, 20c.
Limberger, pound, 21c.
Cream Brick, pound, 21c.
Cream Brick, pound, 21c.
Walnut Cheese, jar, 13c.
Peanut Cheese, jar, 13c.
Olive Pimento Cheese, jar, 13c.
Bakery Special—30c Layer Cakes, priced today at only, 25¢

Neckwear at 39c

N EW group of pretty Neckwear for Women -fancy silk sailor and Dutch collars, both round and square styles, as well as a large variety of silk novelties. 39c

35c and 40c All-Silk Ribbons 19c

Lovely, high-grade, All-Silk Taffeta, Moire and Satin Ribbons, in wide variety of light and dark shades, 6 inches wide. 35c and 40c Ribbons, 19c special, the yard, at 19c

## Dresses on Sale!

MEIER & FRANK'S-SECOND FLOOR.

E NTIRE stock of Girls' Colored Wash Dresses at remarkable reductions for the Clearance Sale! Splendid variety of styles and all colors. Materials-ginghams, percales, lawns, batistes and linens.

For the Girl of For the Girl of \$1.75 Dresses \$1.28 \$2.00 Dresses \$1.68

From 2 to 5 Yrs. From 6-14 Yrs. \$1.25 Dresses 98¢ \$4.00 Dresses \$3.00 \$1.50 Dresses \$1.18 | \$5.00 Dresses \$3.75 \$6.00 Dresses \$4.50 \$2.25 Dresses \$1.68 \$2.50 Dresses \$1.85 \$3.00 Dresses \$2.18 \$10 Dresses, \$7.50 \$3.00 Dresses \$2.18 19.00 Dresses \$6.75

