

DAVIS TESTIFIES IN BRIBERY CASE

Darrow's Associate Assails Statements Made by Bert H. Franklin.

HARRINGTON UNDER FIRE

Defense Presents Several Witnesses With Object of Impugning Word of Chicago Attorney—Bain Is Said to Oppose McNamara.

LOS ANGELES, July 26.—With his relations with Bert H. Franklin, former McNamara detective and confessed jury briber, the principal part of the inquiry, Leconte Davis, formerly assistant counsel for the dynamiters, occupied the witness stand the greater part of the day's session of the trial of Clarence S. Darrow, charged with jury bribing.

Davis was cross-examined by District Attorney Fredericka, who questioned the attorney about his part in the agreement for the McNamara brothers to plead guilty and accept penitentiary sentences. From that subject the interrogation was shifted to the arrest of Franklin, the prosecution endeavoring to show that the compromise in the McNamara case was not completed until three days after Franklin was arrested for bribery of a juror and a venireman in the trial of James B. McNamara.

Arrest Not Regarded Two-Edged.

"Did you think the arrest of Franklin might cast any reflection upon Darrow?" asked the District Attorney.

"I never gave it a thought," answered Davis.

The witness testified that he later had had a conversation with John R. Harrington, a Chicago attorney connected with the McNamara defense, who became a witness for the state in the present trial.

"Harrington said at that time," Davis testified, "that Franklin did not get the money with which he was trying to bribe Lockwood, from the office of the McNamara defense."

"Did you offer to pay Franklin's fine out of the \$10,000 put up as his bail?" asked Fredericka.

Objection of the defense was sustained.

"Were you willing to pay Franklin's fine out of the \$10,000 bribe money obtained from Vennerman Lockwood and Captain C. E. White, who was to be stakeholder, the day he was arrested?"

Davis Quotes Franklin.

"Why, yes," Davis answered. "Why not? It wasn't mine. I didn't know where it came from."

Davis testified that January 14, 1912, about a month and a half after Franklin's arrest, he had heard that Darrow and Davis that the former was the best friend he had ever had.

"Franklin told me shortly after his arrest that a job had been put up on him," Davis testified.

"He said he had planned to have Lockwood arrested after he had taken the money."

"Did you ever learn where he got it?" asked Davis.

"At the time of Franklin's preliminary examination he told me the party who gave it to him was not in the city and that they never would get him."

"I told you before," said Davis, addressing himself directly to Fredericka, "my reasons for thinking that if any person gave the money to Franklin it was a bribe."

Harrington's Word Attacked.

Fletcher Brown, a newspaperman, testified that John R. Harrington, a state witness, had told him he knew of no illegal action on the part of any person connected with the McNamara defense.

Mrs. Anne Hartenstein, formerly stenographer in Mr. Darrow's office, testified that she had heard Harrington say last December that he did not believe Darrow had ever attempted jury bribing or that there was any corruption in the trial of James B. McNamara.

C. E. Webb, a venireman in the trial of James B. McNamara, heard Robert F. Bain, a juror in the same trial who confessed he had accepted a bribe from Franklin, say that "they" (meaning McNamara) would get all that was coming to them as far as he was concerned.

Webb was regarded as a juror for three days until he failed to qualify and was excused.

His being placed on the stand was supposed to be an attempt of the defense to show that Bain, even though he had accepted Franklin's money, could not actually have been bribed, as he was evidently intended for the Reclamation instead of acquit James B. McNamara.

Court adjourned until Monday.

RESERVATION NEW RECRUIT

Klamath Indian Lands May Be Irrigated at Small Expense.

KLAMATH FALLS, Ore., July 26.—(Special)—The Reclamation Service is the latest addition to the recruits in the irrigation field. W. H. Helleman, field inspector of operation and maintenance for the Reclamation Service has been transferred to the Indian department for a short time, to give advice to the Agent, Edson Watson. Mr. Watson is of the opinion that 10,000 or 12,000 acres of fine lands can be irrigated at moderate expense. Mr. Helleman is an expert on soils and will advise as to the best crops to grow and what lands are suited for reclamation.

Over 200 allotments of lands remain to be made on the reservation, mainly children born since the first allotment and the Modoc Indians, who were deported to the Indian Territory after the Modoc War and who have not been provided with lands since their return.

\$6.50 JUDGMENT APPEALED

With-Rictor Case Involves Smallest Amount Before High Court.

SALEM, Ore., July 26.—(Special)—Appealing from a judgment of \$6.50, the case of Traugott With v. John Rictor, appealed from Yamhill County, involves one of the smallest amounts ever before the Supreme Court.

The case arose over the purchase of a horse. It is asserted that Rictor asked With to purchase a horse for him. This With did, and endeavored to sell it for more than he paid for it. When Rictor learned this he refused to pay the rest after he had already made a partial payment. With sued for \$50, the difference involved, but a judgment for \$6.50 was given Rictor as a counter-claim.

NEW YORK POLICE COMMISSIONER AND THREE GANGSTERS UNDER ARREST IN ROSENTHAL MURDER CASE.



Above, Left, "Jack" Sullivan, Implicated by Eye Witness, Right, Rhinelanders, Police Commissioner. Below, Left, "Bridgie" Webber, Gunner Pointed Out in Court as Principal Right, Sam Paul, New York Rowdy Who Refuses to Confess.

came after a bitter fight. The case arose out of the attempt of Butte Local, No. 81, to secede from the Western Federation and join the Montana Union. This attempt was frustrated and new officers were elected and installed. Mitchell, however, continued to draw his salary as secretary. Finally he was charged with misappropriation of funds, tried and removed.

Today's vote was preceded by a bitter fight, during which one of Mitchell's opponents shouted, "Let's bring Harry Orchard into the union now."

WAITER PICKS OUT 2 DEVELOPMENTS IN ROSENTHAL CASE STAGGER DEFENSE.

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RULE OF JAPAN IS SOMEWHAT BETTER

Emperor Resting Easily With Reduced Temperature and Respiration Easy.

SUBJECTS WAIT FOR NEWS

Great Crowd Massed in Park Near Palace With Bowed Heads and in Silence Hopes for Good Tidings From Bedside.

TOKIO, July 27.—A bulletin issued at noon today on the condition of Emperor Mutsuhito says:

"After a period of restlessness earlier in the day his majesty is resting easy. His temperature, taken at 9 o'clock this morning, was 98.7, pulse 100 and respiration easy."

The general condition of the patient is somewhat improved.

At 10 o'clock today the great park outside the entrance to the palace grounds presented a remarkable scene. Thousands of people are gathered under the dwarf pine trees, many praying and all showing sorrowful anxiety.

Among the upper branches of the magnificent pine trees surrounding the palace, high above the outer park, paper lanterns, showing a recognition of the homage of the multitude, occasionally swung as if showing that the vital spark still lingered and conveying a message of hope to the people.

A remarkable hush prevailed over this city this morning. Even during the business hours of the day almost the only sound heard was the occasional cry of the newsboy selling extras. Outside the palace, in the excitement of the day, the patient crowd waited with bowed heads for news of his majesty's condition.

Prince Arimoto Yamagata, president of the Privy Council; Marquis Kimmoto Saneaki, Premier and Councilor; and Aki Watanabe, Minister of the Imperial Household, held a conference today, during which they made preparations for the emperor's recovery.

The Crown Prince, after a long stay in the sick room, returned to his residence at 1:15 this afternoon.

GROWERS TO ASSEMBLE

HOOD RIVER ORCHARDISTS PLAN UNIQUE OUTING.

Families of Several Hundreds to Enjoy Outing and Chautauque Near Parkside in August.

HOOD RIVER, Ore., July 26.—(Special)—It will be a unique gathering when several hundred of the orchardists of the Hood River Valley and their families convene at the Horticultural Chautauque, which will be held at Woodworth Park, in the Upper Valley, a mile and a quarter from Parkside, the terminus of the Mount Hood Railroad.

The dates for the convention are August 1 to 15. A program has been arranged and noted horticulturists from different parts of the Northwest will participate.

The secretary of the Commercial Club, Ray E. Scott, has received communications from trustees of other districts who have expressed a desire to visit the valley with their families at the time of the chautauque, which it is planned to make a permanent affair.

The permanent committees appointed at a recent meeting of the growers met yesterday to make final plans. Tents will be secured and provided for the campers. Woodworth Park will be a tent city for the four days of the chautauque. A chef will be hired to do the cooking. The program will not begin until 4 o'clock each evening, leaving the earlier parts of the day for excursions up the mountain and for exploring the foothills. The community contains a number of residents of dramatic talent and those who give an outdoor vaudeville and variety show on one evening of the outing.

The members of the permanent committee, Executive, Leslie Butler, John R. Putnam, George I. Sargent, Al W. Peters and Harry Conaway; grounds and tents, B. E. Duncan, Frank J. Gorman, George I. Sargent, Al W. Peters, M. D. Odell and G. D. Woodworth; program, transportation and finance, C. N. Ravlin, J. H. Helbrunner, S. E. Davidson, A. J. Mason, W. A. Winter, J. E. Ferguson and Leslie Butler; publicity, Joe D. Thomson and C. D. Nickelsen; commissary, C. D. Thompson, John Mohr, Frank Davidson, Ralph Root, A. B. Cutler, Harry Conaway, John R. Putnam and W. E. King.

JUDGE WEEPS IN COURT

JURIST RELEASES ATTORNEY ON CONTEMPT CHARGE.

Action Follows Trial Attempting to Influence Him—He Says He Will "Tell All He Knows."

BUTTE, Mont., July 26.—Bert Marsh, attorney, charged with contempt of court in connection with the collection of money from the proprietor of a gambling house, on the assumption that he could secure police protection, was dismissed in police court today. Judge Booher holding that contempt had not been proved. There is no other charge against Marsh.

A session was created by court just after Marsh had been freed, when Judge Booher read a letter from Mayor or Duncan in which Duncan ordered that Marsh be arrested and taken to jail. Judge Booher said this communication was his decision, was a palpable attempt to influence him and he severely rebuked the mayor and the city attorney Maurey, finally bursting into tears and declaring that he would take the stump this fall against both of them and "tell the people all he knows about them."

PACKERS DIVIDE ASSETS

Swift, Morris and Armour Interests May Not Be Dissolved.

WASHINGTON, July 26.—Details of the plan of the meat packers for dissolution of the National Packing Company were presented to Attorney-General Wickersham today by James H. Wilkerson, United States Attorney at Chicago, Ralph Crews, counsel for the packers, assured the Attorney-General that the assets of the company have been actually divided among the Swift, Morris and Armour interests.

The Attorney-General probably will not insist that the dissolution, if approved, be ratified by a court decree. It was indicated today that the Department of Justice might be willing to see how the plan worked out.

KING HONORS MISSIONARY

Lauritz Carlson Is Decorated by Haakon VII of Norway.

SAFARI, July 26.—Lauritz Carlson, head of a Scandinavian mission here, received word today that he had been decorated by King Haakon, of Norway, with the Cross of the Order of St. Olaf, in recognition of his services as a missionary among the Scandinavians in this country. Carlson came to America in 1872 and was the first Norwegian minister in the Northwest. He organized the mission here, of which he is now the head, ten years ago.

SEWER BIDS ARE OPENED

Millard and Maginnis Offer to Do Work for Least Money.

Bids were opened yesterday at a meeting of the City Executive Board for the Canyon-road extension of the Tanner Creek sewer. The lowest bid is that of Hillard & Maginnis, amounting to \$43,264. Other bids were: William C. Bales, \$46,466.50; Jeffery & Burton, \$50,833.41; the Montague-O'Reilly Company, \$52,689.71; the Jackson-Bude Company, \$59,621.70; and John Ketrjng, \$62,254.65.

Wells & Co. was awarded the contract for the printing and binding of 25,000 copies of the Bennett plus booklet, which is to be issued by the city.

One lone bid was submitted for the furnishing of steel for the new police headquarters. This bid was from the Northwest Steel Company and amounted to \$23,070. With the fire station included in the bid, the amount was placed at \$27,240. This bid was referred to the police committee of the Executive Board with power to act.

SEWER PLANS BEING MADE

City Engineer Hurlbut Hopes to Lay Big Main Without Obstructing Streets.

City Engineer Hurlbut began the preparation yesterday of detailed plans for the proposed new intercepting sewer to be extended along the West Side waterfront from Marquam

gulch in South Portland to Nicolai street in North Portland. The plan for building the big sewer and making it a success will be worked out so that a close estimate can be made as to the probable cost, the proper dimensions, the kind of service, the proper material to be used, the length of time to construct and the best means of building it without tearing up the streets.

Drawing of the plans will require several months to complete. The proposed sewer, according to present ideas, will be four feet in diameter at the beginning at Marquam gulch and will be gradually increased in size as it passes toward the exhaust end in North Portland, where it will probably be nine or 10 feet in diameter. Through the main part of the business section it will range probably from six to eight feet.

The plan is to have all the present street sewers drain into the main sewer instead of draining into the river as at present. The sewage will be diverted through the big sewer and discharged into the river at the north city limits.

While the cost has been estimated in a rough way at \$1,000,000, Engineer Hurlbut says it is impossible to tell whether the actual cost would be more or less than that amount. He says it may vary by several hundred thousand dollars either way. In the building of the big pipe it is believed that it will not be necessary to obstruct street traffic to any great extent, as it is thought it will be possible for the work to be done by a tunnel system under Front street.

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Lipman Wolfe & Co. Merchandise of Merit Only..

REMOVAL SALE Every Article Reduced

Stupendous Reductions On All Children's Apparel

\$1.50 White Lawn Dresses 79c

—In sizes for 2 to 6 year olds. Made of sheer white lawn in long-waisted styles, with square neck and short puff sleeves. The neck and sleeves being finished with embroidery bands. The skirt is of all over embroidery.

\$1 to \$1.50 Colored Dresses 79c

—Dresses of percale, chambray and gingham in sizes from 2 to 6 years. Made in waisted style with round or square necks—with pleated skirts. Trimmed with plain bandings, pipings and buttons. Many have round yokes, others with square or pointed yokes. All with short set-in sleeves. These dresses come in black and white, light blue and white, pink and white cadet and white and plain pink, tan and cadet.

Three-Piece Suits, Removal HALF PRICE

—Sizes from 8 to 14 years. In fancy checks and plain colors. Regular \$9.00, \$10.95, \$14.00 to \$15.00 Removal \$4.49, \$5.48, \$7.00 to \$7.48

Odd Assortment of Dresses Greatly Reduced

Sizes From 2 to 6 Years

—Dresses of percale, chambray, gingham, poplins and linens in light and dark colors. Made in a number of attractive styles. High or low necks—long or short sleeves—trimmed with bandings, pipings, buttons, embroidery, insertion and laces.

Regular 75c and 85c Dresses Removal Sale 49c

Regular \$1.75 to \$3.00 Dresses Removal \$1.39

Regular \$2.25 to \$2.50 Dresses Removal \$1.69

Regular \$2.75 to \$3.50 Dresses Removal \$2.19

Regular \$3.75 to \$6.00 Dresses Removal \$2.49

Dresses for 6 to 14-Year Olds

—Finest of gingham, percales, poplins and linens are to be found in these dresses. They come in pretty and dainty colors. They are made with high or low necks, long or short sleeves and mostly all have the long waists with pleated skirts. Trimmed with embroidery, pipings, bandings and buttons.

Regular \$1.75 dresses, removal, each... \$1.19

Regular \$2.75 to \$3.00 dresses, removal... \$1.69

Regular \$3.50 to \$5.00 dresses, removal... \$2.49

Regular \$6.00 to \$6.50 dresses, removal... \$3.49

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