

DEFENSE SHOT BY CROSS QUESTIONING

Displeased Bidders Testify in Libel Case—Saving Shown by County Court.

RULING IS AGAINST EDITOR

Judge Davis Decides Cleeton and Lightner Not Responsible for Publication of Tax List—Attorneys Are Rebuked.

Cross-examination by Deputy District Attorney Maguire was the bane of the defense in the libel trial of Dana Cleeton and the Portland News Publishing Company in Judge Davis' court yesterday. W. G. Hendricks, of the J. K. Gill Company, and Charles A. Shea, manager for John F. Shea, plumber and steamfitter, were witnesses for the defense and testified against County Judge Cleeton and Commissioner Lightner, the complaining witnesses.

On direct examination She testified that his bid of \$13,250 for the plumbing in the east wing of the Courthouse had been lowest, yet the work had been given the Hassalo Engineering Company at a figure of \$15,000 higher. On cross-examination it developed that the specifications had required that the guarantee of the manufacturer of plumbing materials to go into the building and that Shea had been unable or unwilling to meet this requirement. Whidden & Lewis, the architects, insisted that the guarantee be made a part of the contract.

Shea said that he had examined some of the drain pipes in the building and had found them much inferior in quality and price to those which he would have furnished. He was bitter in his attitude towards the County Court. He has been furnished by the defense with a copy of the plumbing specifications for the east wing and will go over the whole job and return later to the stand as an expert to give testimony regarding the character of the work and the quality of materials.

Bid on Supplies Explained.

The direct testimony of Hendricks was that his bid for the furnishings of the office of the County Superintendent of Schools had been 25 per cent lower than that of Glass & Prudhomme, yet the County Court at first refused his bid and would have purchased from Glass & Prudhomme had he not taken a firm stand and insisted on his rights. Mr. Maguire brought out that several months ago the County Court had called for bids for all the furnishings of the Courthouse. The J. K. Gill Company was one of seven bidders, but was beaten on the whole by Glass & Prudhomme, the latter firm being given the contract.

Unaware of this fact, Mr. Armstrong, when he needed some special furnishings for his office, consulted the J. K. Gill Company and got a bid which developed to be 25 per cent lower than that of Glass & Prudhomme on the particular articles wanted. Glass & Prudhomme went about the matter and the articles and sent in a bill. Mr. Hendricks complained to the County Court and that body, seeing a chance to save \$100, allowed him to put in his furniture.

Defense Loses on Ruling.

Attempts of the defense to prove that the County Court had been guilty of violation of the law by ordering the publication of the 1911 delinquent tax list in four newspapers, while the law provides for publication in only one of largest circulation, were cut short by Judge Davis on objection from the prosecution. The judge held that it is plainly the duty of the County Court not the County Court, to secure publication of the delinquent tax list.

Yesterday's session was marked by a display of legal tactics. Judge Davis delivered several rebukes and threatened punishment for contempt of court. The judge also threatened witness Shea with imprisonment if he did not testify before an adjournment was taken for the day. He will be recalled today.

Before adjournment Judge Davis asked the attorneys for the defense to bring into court today all the papers they need and to be prepared with a list of the specific acts which they hope to prove through Mr. Willey.

FIREBOAT TO BE TRIED

David Campbell Will Make Test Trip to St. Helens.

Carrying between 70 and 80 invited guests, the new vessel David Campbell is to leave down the river at 8 o'clock this morning from the foot of Stark street, bound on her official trial trip. Captain Billy Pope, on the Columbia River veteran, will be skipper and Mayor Rushlight, Chief Howell, of the fire department, and heads of other municipal departments are to be represented.

Unless plans are changed, the steamer will proceed to St. Helens and return and then her pumps will be tested for a time sufficient to demonstrate their capacity and endurance. When all streams are on there will be 44 lines of water radiating from the vessel. She will go into service on being accepted.

VANCOUVER PLANS BIG DAY

Barracks Commander to Be Grand Marshal for July 4 Events.

VANCOUVER BARRACKS. Wash., May 23.—(Special.)—Colonel George S. Young, post commander, today accepted an invitation to be grand marshal of the day July 4, when Vancouver will celebrate the Nation's birthday. A committee from Vancouver, comprising M. R. Cohen, James J. Padden, Benjamin De Yarmon and J. William Shaw, called on Colonel Young today to outline plans for the celebration.

It is proposed by the Vancouver Commercial Club to mine the celebration this year equal if not excel that of last year, when there were from 20,000 to 25,000 people in the city from outside points.

SOLDIERS DRILL AT NIGHT

Military Problems Worked Out in Darkness at Vancouver.

VANCOUVER BARRACKS. Wash., May 23.—(Special.)—A night attack,

working out a military problem, was held at the artillery drill grounds, tonight. Two companies from the Twenty-first Infantry, consolidated into one company of war strength, under command of Captain Charles R. Howard, attacked a similar company in command of Captain John H. Page, Jr.

The maneuvering began at 8 o'clock and continued until nearly 10 o'clock. On account of its being night, no firing was done.

All of the troops in the post are to get practice in making these night attacks and maneuvers, as much would have to be done in actual warfare, and the efficiency of the Army is being kept to the highest, possible point.

Captain Conrad H. Lanza, with a Battery of Second Field Artillery, maneuvered his men on the same ground last night. When the service kit is carried, but the blanket roll and knapsack is not, as no meals are served.

OREGON ORATOR SECOND

SOUTHERN CALIFORNIA SPEAKER TAKES FIRST HONORS.

By One Point S. W. Grathwell, of Pacific University, Loses Contest on Prohibition Contest.

FOREST GROVE, Or., May 23.—(Special.)—By the narrow margin of one point, Earl H. Haydock, representing the University of Southern California, of Los Angeles, tonight captured the Coast Interstate college oratorical contest. His subject was "Our National Parasite" and the victory carried with it a cash prize of \$55.

S. W. Grathwell, of Pacific University, Forest Grove, representing the State of Oregon, won second place. His subject was "The College Man and the Liquor Crisis." Third honors went to Eugene K. Sturgis, of the University of California, Berkeley. His subject was "Social Demand."

Haydock stood 94 in thought and composition and 89 in delivery, while Grathwell stood 90 in thought and composition and 92 in delivery. Sturgis ranked above all in thought and composition, but was lacking in delivery. Grathwell, the Forest Grove orator, won the intercollegiate state contest last year.

The winner of the Coast Interstate contest will be sent to the 1914 prohibition convention in Atlanta.

The other contestants tonight were: Dewitt Davis, of the University of Idaho, Moscow, whose subject was "A Great Problem" and Miss Addie Patterson, of the Seattle Seminary, Seattle, whose topic was "A Plea for Prohibition."

The judges on delivery were: H. T. Hutton, W. E. Crichtlow and H. R. French, all of Portland; judges on composition were Professor N. D. Carrington, East Portland, N. Y.; John E. Wilson, of Chicago, and Louis M. Sims, of the University of Chicago.

STUDENTS GIVE PLAY

JEFFERSON HIGH SENIORS STAGE PLEASING COMEDY.

"The Private Secretary" Well Received by 2000 Spectators.

"The Private Secretary," a comedy in three acts, was the production which the June 13, class of Jefferson High School presented in the school auditorium last night before an enthusiastic audience of 2000 people. "And do you know" that it was splendid? The four quoted words formed the center of the comedy, being the only words which the private secretary, Herbert Kimball, could utter.

Frank Russell as Mr. Cattemole was the surprise of the evening. The role was easily the most difficult and Russell got out of it all there was in it. Miss Ruth Cushing as one of the girls was also a success. As the other daughter, acted only her natural self, and that fitted in properly. Robert McMurray as Harry Marshall, another nephew in the case, carried his part well.

Carrie Cantrel as the maid, was good in a difficult role.

Also, George, the tailor, was a nuisance, not as an actor, but as part of the play. He was one of the mainstays of the comedy of the play.

James Read, as the uncle, nephew of the general, also held up a difficult part with credit.

Mabel Van Zante did full justice to the part of the girl who was in love with Towline, who has guided three of Jefferson's plays, also coached "The Private Secretary."

The play will be repeated tonight.

BULL MOOSE TO CONFER

IDAHO PROGRESSIVES TO TALK OF RETURN TO FOLD.

State Chairman to Lead Attempt at Union With Progressive Republicans—T. R.'s Message Secret.

LEWISTON, Idaho, May 23.—(Special.)—State Chairman J. H. Gipson of the Progressive party will lead an attempt here tomorrow to devise ways and means of amalgamating the Progressives of Idaho and the Progressive Republicans into one working organization.

The message received tonight from ex-President Roosevelt, which will be read at the Progressives' conference tomorrow, has not been made public. What action Colonel Roosevelt has urged in Idaho is not yet known. Mr. Gipson is in possession of the Colonel's message.

The Progressive conference opens in the afternoon. H. E. McElroy of the executive committee from Boise, accompanied by prominent party members from South Idaho, G. H. Martin, of Sand Point, candidate for Governor on the Bull Moose ticket last year, and other Progressives will arrive in the morning.

The announced object of the conference is to work out a state organization. It is proposed to make this organization flexible enough to harmonize the northern and southern counties. An effort will be made to make a declaration of principle extending the platform made at St. Anthony.

G. H. Martin will make the principal address.

Veterans to Attend Services.

Comrades of Lincoln-Garfield Post No. 3 and Ladies Relief Corps No. 19, will attend church at East Twenty-fourth and Broadway at 10:30 o'clock Sunday morning, May 25.

A man living at Auburn, New York, had a severe attack of kidney and bladder trouble. Being a working man, not wanting to lose time, nor run up a heavy doctor's bill, he cured himself completely by using Foley Kidney Pills. He reported that the cure was permanent. He has had no return whatever of the pain, backache and burning. He is J. A. Farmer, and he says: "Of course I recommend Foley Kidney Pills as a very effective cure for kidney and bladder trouble." For sale by Huntley Bros., Fourth and Washington streets.

FARMERS WANTED TO BALANCE STATE

Governor Lister Says Washington City Top Heavy. Need of Roads Seen.

CONVICT LABOR PROMISED

Immigration and Settlement of Agricultural Districts Chief Topics of Development Delegates at Kelso Meeting.

CENTRALIA, Wash., May 23.—(Special.)—One of the features of the quarterly meeting of the Southwest Washington Development Association at Kelso was an address last night by Governor Lister, who spoke on "Convict Labor on State Roads," the operation being filled. The governor said that there was no work being done by convicts on any state roads, as the prisoners, all needed in the future mill, but he promised that the work would be taken up again in the near future. The Governor asserted it as his belief that inmates of the reformatory should also be used on the highways.

"I find the roads along the Pacific Highway in bad condition," the Governor said. "Of course there are occasional good stretches, but they are few and far between. The Pacific Highway will benefit more people than any other road that can be built, as it will pass through some of the best farm lands in the state. It will be used by automobiles and farm wagons alike. Farm development depends largely upon good roads. At the present time there are along the proposed highway thousands of acres of uncultivated lands to each acre under cultivation."

State Out of Balance.

"This state is city tophay," continued the Governor. "More people are needed on the farms. We should be able to raise all of the farm products needed for our home consumption without having to send to other states for it. Each acre of logged-off land placed under cultivation means just that much more room for increased population."

Other speakers were: C. W. Clausen, State Auditor; Judge M. M. Goodman, Frank B. Riley, of Portland; John E. Meath, State Treasurer; N. B. Brooks, of Goldendale. Prior to the speaking the Kelso Junior Band rendered a concert on the street.

The meeting of the executive committee opened today's program. A permanent resolutions committee was appointed, consisting of E. E. Teachnor, of Centralia, chairman; H. J. Clarke, of Goldendale, and E. H. S. Mulder, of Centralia. Mr. Mulder was re-elected financial secretary of the association.

It was decided to hold the next quarterly meeting at Goldendale the latter part of September. If possible, the date will be set so that the meeting can be held in connection with the Pendleton Round-Up. Resolutions were adopted thanking all agencies aiding in the arrangements for the convention.

The business sessions of the convention closed with addresses by W. C. Albee, division superintendent of the Northern Pacific; E. S. Collins, of Oatlander; A. H. Smith, of the O.-W. R. & N.; R. N. Williams, of the Portland Commercial Club; T. H. Martin, secretary of the Tacoma Chamber of Commerce, the latter two pledging the support of their respective organizations to the development of Southwest Washington.

This afternoon many delegates went on a steamboat excursion to Stella, where the big raft yards were inspected.

Governor Lister and his party left at 8:30 o'clock this morning for Vancouver. The party stopped en route at Woodland, where they were the guests of the Woodland Commercial Club at a luncheon this noon. A public reception followed the luncheon. Delegations of visitors from the Ridgefield and La Center Commercial Clubs were present to consult with Governor Lister and Highway Commissioner Roberts.

Miss Wilma Wells, a student in the Kelso High School, designed a neat emblem for the badges which were worn by the delegates.

The meeting just closed was without a doubt, both from the standpoint of attendance and enthusiasm displayed, the best that has been held by the association in the past year.

The principal topics of the meeting were immigration and good roads, each being declared of vital importance to this section of the state at the present time.

The delegates left tonight saying they were well repaid for having made the trip. The hotels of Kelso were overtaxed, but the residents of the town came to the rescue and sheltered the visitors.

LISTER LEARNS ROAD NEEDS

Governor of Washington Profits by Trip, Says F. B. Riley.

Frank B. Riley, vice-president of the Pacific Highway Association, returned last night from Kelso, Wash., where he was one of the principal speakers at the annual meeting of the Southwest Washington Development Association and Immigration Congress. On Thursday evening Mr. Riley gave an address on "Good Roads and the Pacific Highway-Columbia Bridge," on a programme with Governor Lister and other high officials of the State of Washington, whom he accompanied the following day on an official inspection tour of the Pacific Highway between Kelso and Vancouver.

"The Governor had a staggering presentation of the imperfections of the road," said Mr. Riley, "and now wishes the appropriation for the Pacific Highway had been much larger. The road was bumpy, scraped over high rock centers, and crept along stretches where the track was too narrow for another car to pass."

"The entire Highway Commission was overwhelmingly impressed with the need of the highway, and enthusiastic over immediately making the greatest possible improvement with that part of the state road fund allotted to the Pacific Highway. Local Road Commissioners were in attendance all along the route, and the residents of the country were the spontaneous greeting by the children at the rural schoolhouses, as they came scurrying down to the roadway and surrounded the Governor, who delightedly gathered them into his arms, and gave each a special word."

"The two grateful surprises in the road were the new Woodland bridge, as fine an inter-county structure as I have ever seen in the West, and the roadway around Carroll's Point, commanding a panoramic view of the Columbia and built by the Washington convicts under the direction of Engineer H. L. Bowley, who has been selected by Governor West as the new Highway Commissioner for Oregon. The bridge is a fine structure, and the new 5 per cent grade around Martin's new 5 per cent grade around Martin's

PLEASURE - plus - REVENUE

From Portland to the Sandy River lies one of the most fertile valleys on the entire Pacific Coast, surpassing in its advantages any territory adjacent to any other city in the United States.

Its good roads are arteries of trade and avenues of pleasure. Broad, macadamized, well-ballasted avenues reach out in all directions, bringing even the most distant parts in close touch with Portland.

Electric trains, with rapid service, make this beautiful and fertile valley one of Portland's most accessible suburbs.

In this valley there is no gamble with fortune. The conditions are so favorable that success is certain—the prices are based on what the land will produce. They are so reasonable and terms are so easy that the crop returns will pay for the land before the contract period expires, and leave a surplus.

Send for our sixteen-page illustrated booklet "From the City to the Sandy."

Umbdenstock & Larson Co.
286 Oak Street. Main 7750.

Bluff, which is about ready to be opened, will also be vastly appreciated by local farmers and motor tourists between Portland and Seattle."

AUTOS COLLIDE AND SMASH

Occupants Narrowly Escape Injury. One Machine Turning Turtle.

In an automobile crash at East Thirtieth and Tillamook streets yesterday afternoon two automobiles were badly smashed and their occupants escaped narrowly being hurt. One machine, which suffered the loss of a hind wheel, was driven by the chauffeur of Walter M. Cook, a member of the special committee of the Auto Club, and contained a woman friend of the family. The other belonged to Charles Buchholz, of 421 Broadway, and was badly damaged about the front when it swerved and fell upon its side.

Mr. Cook, who lives at East Eighteenth and Tillamook streets, said that the two machines were approaching at a speed of about 20 miles an hour, his car going south on East Thirtieth and Mr. Buchholz' car going west on Multnomah street.

At the corner, Mr. Cook said, his chauffeur speeded up to pass the other car, which had slowed, and in attempting to avoid it was struck in the rear. He ran half a block after the accident and went back to the scene immediately.

Mr. Buchholz' car was battered in front and a front wheel broken. After it struck it turned turtle and Mr. Buchholz was scratched in its fall.

CHURCH FOLK INDORSE 12

Public Welfare League Recommends Dozen in Commission Race.

Opposition to a restricted district is the platform upon which the Public Welfare League, composed of representatives of the various churches, and other organizations, at a meeting in the annex of the First Presbyterian Church last night, recommended a field of 12 candidates for Commission.

They will ask their followers to concentrate their support for first, second and third choice votes upon these candidates, whose names, it is said, are pledged in opposition to a restricted district.

The original report of the sub-committee contained the name of E. Versteeg, but after considerable discussion the name of Dana was substituted therefor.

The league recommended A. L. Barbour for Auditor and H. R. Albee for Mayor. C. L. McKenna as first and second choice candidates, respectively, for Mayor.

MAYOR'S ATTITUDE TARGET

Dan Kellahe Attacks Rushlight in Lower Albina Speech.

Dan Kellahe, candidate for Mayor, spoke at Dan's Hall, in Lower Albina, last night. He continued his attacks against the Rushlight administration, pointing out that the present Mayor has sought to build up a political machine through his efforts to eliminate Civil Service from the police department.

He also criticized Mayor Rushlight for his attitude toward the railroads on the East Side streets and charged him with thwarting the will of the people when he vetoed the ordinance that would have placed on the ballot the measure revoking the Harriman franchises, making it necessary to put them before the voters by petition.

FATHER WINS HIS CHILD

(Continued From First Page.)

Wich, Conn., where Mr. Shoemaker, who is 57 years old, is ill and unable to receive visitors. Mrs. Shoemaker referred inquiries to the attorney and the family, Frank P. Lawrence, of this city. Mr. Lawrence confirmed the statement that under the child's natural name little Henry Shoemaker would inherit a large fortune and that the change of name and legal parentage would "operate most seriously" to his disadvantage.

W. E. Shoemaker, the boy's father, feels that the difficulties between the parents ought not to be visited upon the child and he therefore asked the courts to remedy the injustice which he felt had been done the boy.

Henry F. Shoemaker is a director and stockholder in numerous institutions and corporations.

On May 10 last Henry W. Shoemaker, the boy's father, married Miss Mabelle Ord, daughter of Mrs. Robert Brent Ord, niece of the late Major-General E. O. Ord. They went abroad May 17 on their honeymoon.

THE response to this sale--remarkable in its money-saving possibilities--has been most gratifying; so much so that we have been compelled daily to add new garments at the special prices in order to meet the demands of our fair customers.

Today, Saturday, our very best efforts will be directed toward helping you make a pleasing choice from this collection of beautiful apparel, embracing as it does every late fabric, every new color and every fashionable model.

\$19.50 and \$22.50 Suits

\$11.85

\$24.50 and \$29.50 Suits

\$14.85

\$34.50 Suits

\$26.85

You are assured of a prompt fitting and delivery of any suit ordered

Misses' Middy Blouses, selling regularly at \$2 and \$2.50, HALF PRICE THIS WEEK.

JUST RECEIVED BY EXPRESS—Misses' golf-red Norfoks in sizes 14, 16 and 18... \$8.50

BEN SELLING LEADING CLOTHIER
Morrison Street at Fourth

183 CARRIERS FED

Newsboys Are Guests of The Oregonian at Banquet.

SEVERAL MAKE SPEECHES

Fully 100 Boys Admit They Have Bank Accounts—Their Ages Average 18 Years, Only Few Being Under 15.

One hundred and eighty-three Oregon carriers, embryo business men, many of whom have already entered well into the field of commercial success, were guests at a banquet given last night at the Commercial Club by The Oregonian.

E. P. Hopwood, circulation manager of The Oregonian, who presided over the banquet, dwelt with pride in the address upon the ambitious and aggressive work of the young men under the delivery of The Oregonian in the homes of Portland.

"Out of the full 183 boys among

our carriers whom we have questioned," he said, "165 have definitely decided what work they intend to take up for a vocation and only 18 have not yet decided. Thirty-six different professions are represented in the list of activities toward which their ambitions tend."

Hundred Have Bank Accounts.

"Will every boy here who has a checking or saving account in some bank stand up," he asked later in his address.

Out of the assembly of boys and young men, fully 100 stood up. The views of the young men themselves were exemplified in the short talks given by several of the carriers who were called upon. Mr. Hopwood, Oscar Hintz, carrier No. 2, who has been in the service since 1909, told of his desire to do banking work and how he picked up a large proportion of his education studying from books which he carried in his pockets with him on his route. He is now employed in one of the large banks of Portland and is advancing toward a realization of his dream of becoming a successful banker, although still numbered in the ranks of the carriers of The Oregonian.

Earl Goodwin, carrier No. 64, talking on the question, "Does Athletic Work and Carrying an Oregonian Route Go Together?" gave a veritable "Hall of Fame" list of notable athletes that have gone out from the Portland High Schools within the past few years of records on high school teams, all of whom belong to the ranks of The Oregonian carriers. C. E. Wingard and Paul Huschke discussed different phases of the idea of formal organization among the carriers, and C. M. Morris also gave a short talk.

Will F. Lipman, of Lipman, Wolfe & Company, congratulated the young men upon their ambition and self-reliance and predicted that each one who has determined already what he intends to make his life work will succeed in his ambition.

"And that is more," he said, "than the average American boy of your generation is doing today."

D. A. Dinwiddie, of Olds, Wortman & King, reiterated the remark of Mr. Lipman.

"There could not be gathered together from any department store or mercantile establishment in this city," he declared, "a group of young men equal in number that would show the same characteristics of industry, ambition and thrift."

Charles F. Berg, of Lennon's, and R. D. Carpenter, of Meier & Frank Company, also made short talks in which they paid high tribute to the young men's ambitions to enter into productive business lines when they have finally graduated from their service on the newspaper route.

The ages of the carriers average 18 years, only a few being less than 15 years of age. Almost all of them are attending either high schools or other schools.

Jack Tibbets Arrested.

Charged with the forgery of two checks, one of which he attempted to cash in a saloon at East Third and Burnside streets, Jack Tibbets, who says he is a descendant of the Tibbets family from which Tibbets' Addition was named, was arrested last night by Detectives Hyde and Vaughn. Tibbets picked a bad place to write his check, doing it in a cigar store, directly behind the two sleuths. They followed him until he cashed it.

Every Hotel in the West the cuisine of which has been a factor in its success, serves

GHIRARDELLI'S
Ground Chocolate

—for it is invariably demanded by discriminating guests and because most hotels pride themselves in providing only the best. This is proven by the quantity of Ghirardelli's Ground Chocolate sold to the leading hostilities.

After the sight-seeing tour, the busy afternoon at shopping, the evening at the theater, there is nothing that quite "touches the spot" like a steaming cup of Ground Chocolate. But be sure it's Ghirardelli's.



D. GHIRARDELLI CO. Since 1885