

ROW OVER A BARBER SHOP

CAN SAM HOWARD GO INTO BUSINESS AGAIN?

Minor Lewis, Who Bought Him Out, Says He Agreed to Stay Out for Six Months.

Judge Cleland yesterday signed an order enjoining Sam H. Howard from conducting a barber shop at 167 Fourth street in a suit filed by Minor Lewis against Howard. The matter will come up for hearing Monday morning.

Lewis bought out Howard's barber shop at 205 Alder street on February 24, 1902, and he avers that Howard signed a written agreement not to engage in the business of barbering in Portland for a period of six months. In his complaint Lewis sets forth that the purchase price agreed to be paid by him to Howard was \$5000, which was paid part in cash, and the remainder by Lewis to Howard of certain notes held against him. The agreement entered into provided as follows:

HICKS HAD A BAD NAME.

So Say Several Witnesses in Williams Murder Case.

The case of James Williams, who is charged with the murder of George Hicks, will be submitted to the jury Monday. At the trial yesterday Robert Nelson, who was present when Williams fired the fatal shot, testified that the man had a quarrel, and Hicks threatened to fix Williams several times, and went into the kitchen to get a knife. A small butcher-knife was offered in evidence, but was not admitted by the court because the witness did not identify it as the one Hicks had in his hand when he was alleged to be going for Williams.

For the defense Adolph Burckhardt testified that the reputation of Williams was good. Officer Grif Roberts testified that Hicks had a bad reputation, and was quarrelsome and vicious.

George Smith testified that Hicks was a quarrelsome man, and he had on one occasion seen him with a knife in his hand.

Thomas Gallagher testified that Hicks was noisy when he was sober, and when he was drunk or drinking was quarrelsome.

Henry J. Lynch, in whose house Hicks was killed, testified that as he entered the dining-room he heard his wife say: "For God's sake," and immediately afterwards the shot was fired. The witness said he picked a butcher-knife up off the floor and placed it on the corner of a table.

On cross-examination by District Attorney Chamberlain, Lynch admitted having been addicted to the use of morphine for the past 20 years, and said he is 49 years old. As an excuse for using the drug, he said he served under Admiral Farragut at the battle of Fort Fisher, and the lower part of his leg was shot away. He also showed the jury a hole in his skull, and stated that he was subject to severe pains, and that caused him to take morphine.

The defendant, Williams, in his own behalf, testified that he was attacked by Hicks, who kicked him and bit his thumb, and Hicks threatened to kill him and went into the kitchen, returning with a big spoon in one hand and a butcher-knife in the other. Hicks, he stated, repeated the threat to kill him and stepped to one side so as to pass Mrs. Lynch. Williams said he then reached for the rifle, which was close by, and raised it, when it was discharged. He stated that he did not load the rifle, and did not know it was loaded. After the shooting he said he picked Hicks up in his arms, and when he saw he was dead he laid the body down.

Williams, on cross-examination, denied ever having been imprisoned in the penitentiary, and stuck to the statement that Hicks had a knife. The prosecution does not admit that such was the case.

DISCORD IN MUSIC FIRMS.

Ellers Piano People Make Too Much Noise, Says B. B. Wells. Morris B. Wells has filed suit in the State Circuit Court against Ellers Piano House to have the latter restrained from obstructing the sidewalk in front of the premises occupied by the plaintiff, and from disturbing his business by nailing boxes.

SMITH GETS \$2000 VERDICT.

Results of Third Trial in the Day Damage Suit. The case of Henry Smith against J. G. and L. N. Day was submitted to the jury in the United States Circuit court yesterday morning. After several hours' deliberation, the jury returned a verdict for the plaintiff in the sum of \$2000. Smith sought to recover \$25,000 damages for injuries sustained during the construction of the Cascade locks. The case was first tried in 1895, when a verdict for the defendant was rendered. The second trial resulted in a disagreement of the jury. In the third trial the taking of testimony was completed Friday, and the arguments were made yesterday morning.

Mrs. Schoppe's Will.

The will of Annie Schoppe, deceased, was admitted to probate in the County Court yesterday. The property is valued at about \$800, and is distributed as follows: To Winifred Beulah Johnson, a grand-daughter of the testatrix, \$150, to be paid to her when she reaches the age of 18 years; to the trustees of the First German Evangelical Church, \$200, to buy a new organ; to Anna Louise Schoppe, a grand-daughter, lots 1 and 2, block 22, Carson Heights; to Amy Eleanor Schoppe MacMaster, a daughter, lot 1, block 22, Couch addition, and south half lot 7, block 118, Portland; to Fred Albert Schoppe, a son, the north half of lot 7,

block 118, Portland, and an interest in a farm near Bethany. Henry Wagner is named as executor.

Court Notes

C. H. Gram has sued George Sperry and G. W. Maxwell to recover \$125 and \$40 costs on account of a judgment obtained in the Superior Court in Clark County, Wash., in 1897.

Incorporation articles were filed yesterday of the Lawrence Publishing Company by F. A. Lawrence, J. A. Mason and George Anderson; capital stock, \$2000. The objects are to publish, sell and deal in maps, charts, views, etc.

A petition in bankruptcy was filed in the United States District Court yesterday by H. E. Parker, butcher of the East Side. The liabilities of the bankrupt amount to \$187.84. His personal property is valued at \$251. A few accounts are due him, but his books are held under attachment.

STURGEON AND THE LAW

Cold-storage Firms, It is Said, Are Liable to Fine.

Master Fish Warden Van Dusen was in Portland Friday, conferring with prosecuting attorney Harrison Allen, of Astoria, regarding violations of the law against sturgeon fishing. In about 10 days proceedings will be brought against four prominent cold-storage firms, charging them with having sturgeon in their possession contrary to law. The statute of 1890 provides that it shall be unlawful for any person to have in his possession or to have possession of sturgeon in this state between March 1 and November 1. A fine of \$20 is provided for each sturgeon kept unlawfully. Mr. Van Dusen recently got information which led him to believe that sturgeon were being handled by certain firms, and he began an investigation. It is stated that he found 350 sturgeon in the warehouse of F. M. Warren & Co., at Goble, 629 in the warehouse of the Portland Artificial Ice Company, at Portland; 45 in possession of J. Lindenberg, of Astoria, and 540 in possession of S. Schmidt & Co., of Astoria.

At \$20 each the fines for having possession of this number of sturgeon would aggregate \$22,500. It is safe to say that the cases to be brought by Mr. Van Dusen will be contested in every point of law and fact. Mr. Van Dusen took two witnesses with him, and the three have, it is stated, signed a statement of what they found on their tour of investigation. They expect to be able to prove possession of the fish. Except in one instance, they had no evidence to show whether the fish were taken before the close season began. Mr. Van Dusen considers this question immaterial, as the law makes no exception of fish caught before the close season begins.

Some of the cold-storage men have evidently been handling sturgeon for some time, for when one of them heard that Mr. Van Dusen had been making an investigation he inquired what it meant. When informed that prosecutions were to follow the man replied: "We thought it was understood that we would be given no trouble." Mr. Van Dusen says he has not had any such understanding, and will begin proceedings to test the law as soon as he returns from Coquille, which will be in about 10 days. His time has been occupied with other matters, so he has left the detection of violations of the law to deputies and water bailiffs. Not satisfied that the deputies were observing all that went on in their districts, Mr. Van Dusen started on a hunt on his own account, with the result that he found what he was looking for.

Mr. Van Dusen left for Coquille yesterday, where he will examine the river above Myrtle Point to learn whether it will be advisable to put in fish racks there this fall. If a good site should be found, a hatchery will be erected on the Coquille next season.

DAILY CITY STATISTICS.

Marriage Licenses.

Henry G. Lemmer, 23, Rosalie M. Landauer, 22. John D. Dickinson, 27, Eliza Zull, 31. W. D. Frester, 24, Ethel M. Mesch, 21. Carl A. Hesse, 26, Carrie A. Knudsen, 25. Charles F. Adams, 29, Geneva S. Patterson, 19. Charles Gittus, 25, Lucy Jane Brown, 19. Duncan Christison, 23, Catherine MacRae, 20. E. J. Martin, 26, Clarke County, Washington, Frances Crawford, 25. Frederick Baldwin, 21, Madge Mercer, 16. William B. Williams, 24, Eleanor V. V. Trapnash, 24.

Births.

June 21—Girl, to the wife of Michael F. McHale, 31 Revere street. June 20—Girl, to the wife of C. K. Tooley, 241 Monroe street.

Deaths.

June 21—H. T. Wachsmith, 5 months and 10 days, 28 North Grand avenue; heart failure. June 20—Norman R. Bertelsen, 9 years, 5 months and 14 days, North Pacific Sanitarium; peritonitis. June 20—Bertie Polkinson, 29 years, 8 months and 9 days, Lentz; diabetes.

Building Permits.

A. E. Ellis, southeast corner Beech and Vancouver avenues, two one-story cottages; \$1000. K. Cayvine, Cherry street, between Williams avenue and East First, repairs; \$400.

Real Estate Transfers.

Washington National Building Loan & Investment Association, to Arthur Wright, lot 2, block 2, Mount Hood Villa Addition, 475 00. Frank Michels and wife to E. R. Spooner, lots 3 and 4, block 11, Kinzel Park Addition, 150 00. Mary J. Smith to Point View Real Estate Company, 39 lots, Point View, 1 00. John Campbell and wife to Petronella W. Reischer, lots 7 and 8, block 22, East Portland, 2500 00. John A. Nelson and wife to F. S. Almquist, 19 acres, section 12, T. 1 S. 2 R. 2 E., 725 00. M. M. Spaulding and wife to F. Castellino, 19 acres, section 25, T. 1 S. 2 R. 2 E., 530 00. Susie Currier and husband to Mrs. M. Murry, lots 17 and 18, block 1, Santa Rosa Park Addition; lot 7, block 6, grade springs, 30 00. Co-operative Investment Company to C. J. Lindell, lots 12 and 14, block 2, Huchell Park, 250 00. University Land Company to C. A. Lindquist, 2 1/2 acres, section 6, T. 1 S. 2 R. 1 E., 1500 00. Thomas Whitehouse and wife to W. A. Wells, lots 26 and 28, block 19, Williams Addition, 1 00. Sheriff for A. F. Meys et al., to F. M. Meys, 1.20 acres, section 6, T. 1 S. 2 R. 1 E., 6 12. Nellie F. Emery to W. E. Brainard, lots 6 and 8, block 4, Villa Hill, 1 00. Minnie C. Emery to same, lots 2 and 4, block 4, Villa Hill, 1 00. Martin Marvinne to same, lots 19 and 20, block 4, Villa Hill, 1 00. W. E. Brainard to C. A. Lindberg, 2 acres, section 24, T. 1 N., R. 2 E., 1 00.

VERY LOW RATES.

On June 21 and July 1 and 2 the Oregon Railroad & Navigation Company will offer extraordinarily low round-trip rates to St. Paul, Minnesota, Omaha, Kansas City, Chicago and all points East. Get details at O. R. & N. office, Third and Washington.

CHEAP RATES EAST.

The Rio Grande System announces greatly reduced excursion rates to Eastern points via the world-famed "Scenic Line." For particulars, call at or address the ticket office, 124 Third street.

TO GO OUT OF HIGH SCHOOL

JUNE CLASS WILL RECEIVE DIPLOMAS TUESDAY.

President-Elect Campbell, of University of Oregon, Will Deliver Commencement Address.

The exercises of the graduating class of the High School will be held at the Marquam Grand Opera-House next Tuesday evening, beginning at 8 o'clock. The programme will be as follows: Selection from Verdi's opera, "Travolta" Spanish Students. Vocal solo—"Shadows"..... Bond Mrs. Walter Reed, Accompanist, Mr. Edgar Courson.

Address to the class—Campbell, president-elect University of Oregon. (a) "Cavalier Rustic"..... Mascagni (b) "Mexican Serenade"..... Langley Spanish Students.

Presentation of diplomas..... Hon. Richard Williams, chairman Board of Education. Vocal solo—"Just a Whiffin' for You"..... Bond Mrs. Walter Reed. Selections..... Selected Spanish Students.

The members of the graduating class are as follows: English—Lois Bain, May Bachelor, Cora Cline, Agnes Stuart, Brown, Cora Columbia, Cameron, Bruce W. Campbell, Mabel L. Connell, Louise Dill, Ella Elsie Emsen, Hazel Graham, Loureva Gray, Amy Rosina Hansen, Edna Hatfield, Joseph A. Hedges, Annie Laura Hill, Lily Holden, Elizabeth Kirk Hoy, Ellen Elizabeth Johnson, Albert C. Lathrop, Ethel M. Lytle, Beattie Katharine Luckey, Virginia Multhauf, Jessie Ray Nottingham, Katherine Holman Ogilvie, Maude H. Olsen, Maie V. Peel, Gussye Florence Rosenstein, Pearl Lucella Rose, Will Sheehy, Elmer H. Smith, Mabel Gordon Smith, Clarence Arthur Steele, Mayme Elizabeth West, Milola Joy Ward, Mabel L. Winter, L. Frank Woodcock.

German—Olivia Frances Babcock, Luella Bear, Lillian Kerp Brown, Emma J. Derrance, Ottilie H. Fetting, Joseph W. Gill, Grace Whitman Gray, Jennie Gray, Corine J. Gansmiller, Esther Maud Heggie, Bessie Kerns, Lula I. Kroening, Charlotte Estelle Marins, Edwina Baird, Maudie Grace Mansfield, Florence H. Rybke, May Frances Shofner, Ivis Spencer, Hazel Maude Steadman, Edith M. Worthington.

Latin—Henry J. Barbey, Herbert Fanning, Charles Laura, Adeline Derbyshire, William A. Dill, Walter F. Edwards, Richard Caroline Hallingby, Harry A. Hampton, Dolcie C. Mansfield, Ben S. Morrow, Roy Melkie, John F. Reilly, James W. Rosenfeld, Frances A. Sheehy, Curtis P. Sergeant, Alice Barbara Taylor, Miles C. Trowbridge.

English and Latin—Maude Frances Bingham, Daisy J. Mansfield, Florence Elizabeth Walsh. English, German and Latin—Margaret Kathleen Leonard.

The first honor pupils were: William A. Dill, Ottilie H. Fetting, Amy Rosina Hansen, Joseph A. Hedges, Esther Maud Heggie, Beattie Katharine Luckey, Daisy J. Mansfield, Dolcie C. Mansfield, Grace M. Connell, Jessie Ray Nottingham, John F. Reilly, Mabel Gordon Smith, Hazel Maud Steadman, Mayme Elizabeth West, Mabel L. Winter, L. Frank Woodcock, Edith M. Worthington.

Edna Hatfield deserves honorable mention, but part of her work was not taken in the Portland High School, and she is thus excluded from the honor list.

SPECIAL ROUND TRIP RATES

On June 28, July 1 and 2, the Canadian Pacific will sell round-trip tickets to St. Paul and Minneapolis for \$62, to Chicago \$72, good for stop-overs.

Call at 142 Third street for full particulars.

RATES EAST GREATLY REDUCED.

Call at O. R. & N. ticket office, Third and Washington, for quotations on round-trip tickets to Chicago, which will be offered for sale on June 20 and July 1.

"AERTEX" CELLULAR UNDERWEAR FOR MEN

is the practical application of nature's simple laws of skin breathing to underwear making, being made on scientific-hygienic principles with the texture of the human skin for its model. For Sale by The Meier & Frank Co. Portland.

THE BIG SALE IS STILL ON

Still another week of busy buying at the busy store. LAST WEEK'S BUSINESS SPURS US ON

We have been too busy to write you a full half-page of prices as we did last week, but bring your friends and come. You are sure to find just what you want at a great saving. Our immense and dependable stocks are so priced as to create a furor among shrewd buyers, and every department is a scene of busy transactions.

BIG SAVINGS ON BOYS' CLOTHING

Or any other goods you are needing for Summer comfort.

L. Shanahan

144-146 THIRD, BET. MORRISON AND ALDER



A Pretty Foot

However shapely, can easily be turned into a deformity by ill-fitting shoes. Therefore don't risk your comfort and ease, but buy shoes that are worthy of the name. You will find them in great variety at our store. Shoes that are built by skill and brains. Combining beauty of form, beauty of style, perfect durability and perfect comfort.

\$3.00 to \$5.00

Goddard-Kelly Shoe Comp'y

SIXTH AND WASHINGTON STS.



Summer Normal OF SIX WEEKS

Beginning Monday, June 20, will be conducted in one of the rooms of the Portland Business College, corner Park and Washington streets. It will be strictly a school of study, designed to aid teachers to higher grades in the August examination. Further particulars on application.

OPEN ALL THE YEAR

The Portland Business College is open all the year. Students may enter at any time, for special branches or a regular course, and receive individual or class instruction, as preferred. Call or send for catalogue. Learn what and how we teach. A. P. Armstrong, LL. B., Principal.

Distinguished everywhere for Delicacy of Flavour, Superior Quality, and Highly Nutritive Properties.

GRATEFUL—COMFORTING EPPS'S THE MOST NUTRITIOUS COCOA

BREAKFAST—SUPPER. Sold only in half-pound tins, labeled JAMES EPPS & CO., Ltd., Homoeopathic Chemists, London, England.

Agents, SHERWOOD & SHERWOOD, San Francisco.

Advertisement for suits, featuring prices \$7.95 and \$9.85, and the slogan 'IMMENSE SUCCESS'.

OUR GREAT SALE OF MEN'S CLOTHING started off on Friday morning at a rapid pace, and Saturday we were almost swamped with customers. This sale proves to us that the public appreciate our efforts and have faith in our ads, knowing that

WHEN YOU SEE IT IN OUR AD, IT'S SO

Accustomed as we are to crowds, we were surprised at the crush, but there is little wonder, as we are selling the balance of a manufacturer's stock at

LESS THAN 1/2 PRICE.

These suits are balance of stock of one of New York's largest manufacturers, who, on account of having large customers here, will not permit the use of their name. These suits are PURE WOOL and WORSTED fabrics; are all HAND-MADE, hand-felled collars, hand-worked button holes, are worsted serge lined. The regular prices of these suits in ANY store are \$15.00, \$18.00, \$20.00 and \$25.00. We will CLOSE THEM OUT as follows:

\$7.95 \$9.85

All \$15 and \$18 Suits at Less Than 1/2 Price

All \$20 and \$25 Suits at Less Than 1/2 Price

If you do not take advantage of this SALE the fault will be yours. One word to the BOYS — we have LOADS of FIRECRACKERS to GIVE AWAY from now till JULY 4th.

Moyer Clothing Co.

THIRD AND OAK STREETS

\$9.85 \$9.85

A BUSINESS PROPOSITION

We are offering a special inducement this Spring to introduce our

Portland-Made Clothes

To those who have been paying exorbitant prices to Credit Tailors, as well as to those who have been wearing cheap Eastern-made goods.

A Suit and Extra Pair of Trousers to Order for \$25.00

Drop in and investigate.

Steel the Tailor

108 THIRD STREET

Calef Bros., Furniture

130 Sixth Street, opp. Oregonian Bldg.

FOR YOUR OUTING

Camp Stools25c Reclining Chairs.....\$1.35 Cot and Mattress.....\$2.95

We have a select stock of the very latest goods and at prices that sell. SATISFACTION GUARANTEED

Read for Yourself

Don't take the word of others. See for yourself what we have to offer. Don't take our word about the value. Come in and see how good they really are.

JOHN ALLESINA TWO STORES: 224 Washington St. Near Woodward, Clarke & Co. 338 Morrison St. Near Meier & Frank Co.

Silverfield's

283-285 MORRISON STREET

Wash Skirts, made of white pique and polka dot duck, in navy blue and black, flare style, with piping of white pique, SPECIAL, \$1.50

Wash Skirts, made of extra fine quality white pique and polka dot, in black, navy, royal and light blue, elaborately trimmed with plain duck and fancy braid, SPECIAL, \$2.25

See our new Pedestrian Skirts of fine Melton, with the new cable slot seam. They're swell.

Silverfield's

283-285 MORRISON STREET

A Chinese official in Shanghai entertained a number of foreign officials at a dinner of 120 courses. Popular Mechanics declares that these are American firms that make "pure fruit jelly" out of old boot legs.