

INDICTMENT NEW IN BRIBERY CASE

Grand Jury Holds City Officials on General Nuisance Charge.

NO FRESH FACTS SHOWN

Latest Action of Inquisitors Grows Out of Alleged Attempt to Catch Deputy District Attorney Collier in Trap.

After a second consideration of the same state of facts the grand jury yesterday morning voted and turned into court an indictment charging Mayor Rushlight, Chief of Police Slover, Captain of Detectives Baty, Detective Sergeant Smith, Clifford W. Maddux and Frank Reed, the latter discharged members of the Police Department, with conspiring to hold a public officer—to-wit, one Frank T. Collier—up to public ridicule and scorn. The indictment was drawn under the general nuisance statute and is a misdemeanor punishable by fine or jail sentence, or both.

The present indictment is an outgrowth of the attempt of the city officials to trap Deputy District Attorney Collier into accepting a bribe of \$400 as a return for a promise which they endeavored to secure that he would arrange the dismissal in Circuit Court of an indictment returned several months ago against Maddux and Reed charging them with grafting \$40 from Madge Morgan. Collier turned the tables on the conspirators, causing the arrest of Smith, Detective Hammersley and Maddux and Reed, by a squad of Deputy Sheriffs at the very moment he was expected to take the money and be arrested himself.

The Mayor, Chief Slover, Captain Baty and Reed and Maddux are already under indictment for offering the bribe, which is a felony under the laws of the state of Oregon. The trial of Rushlight, Slover and Baty on this indictment is scheduled to commence in Judge Gantenbein's department tomorrow. They have elected to be tried together and will be defended by Dan J. Malarkey, John F. Logan and William C. Benbow. Lionel R. Webster, former County Judge, will appear as special prosecutor, his services having been secured by District Attorney Cameron as a private transaction. The County Court refused to hire a special prosecutor, preferring not to appear to be taking sides with either party to the controversy.

The returning of the second indictment yesterday came as a surprise, the grand jury having a few weeks ago erroneously turned into Presiding Judge Kavanaugh a not true bill on the same indictment. The document was later recalled, the jurors discovering that they had overlooked the court instruction requiring them to destroy all evidence in cases where the defendants have not been bound over from an inferior court.

The new indictment, however, gives the District Attorney the advantage. The three officials had announced their intention of pleading as a defense to the previous indictment that they had paid money to Collier to use the bribe bait to catch an official whom they had reason to believe might be corrupt and there has been considerable question as to whether this defense would lead to their acquittal either by instructed verdict or by the jury acting for itself after hearing all the evidence in the case. The situation now is that if District Attorney Cameron fails to "get" the defendants on the felony charge there still remains the misdemeanor indictment to which such a plausible defense cannot be offered.

It is charged against the defendants that "on the day of June A. D. 1912, in the County of Clatsop and State of Oregon, then and there willfully and unlawfully conspiring and confederating with each other willfully and wrongfully committed acts which then and there grossly injured the person and property of another, to-wit: The standing and reputation of another, to-wit: Frank T. Collier, which then and there grossly disturbed the public peace, which then and there outraged the public decency and was then and there injurious to the public morals."

The indictment goes on to charge "that it was agreed and understood by and between said Maddux and said Reed and the other defendants hereinbefore named that, in consideration of said Maddux and said Reed doing and performing the several acts and things as hereinbefore set forth, the other defendants above named, and especially the said Rushlight and the said Slover, would use their influence and exert their power to save the said Maddux and the said Reed harmless on account of said criminal action, and also to secure their appointment as police officers of the City of Portland."

"Said money was so tendered and offered to said Frank T. Collier as foreboded by said Maddux and said Reed, acting for themselves and for all of the defendants above named and pursuant to the common understanding, conspiracy and confederacy afore-said," states the indictment, which is more than 1000 words in length and which sets forth in full detail Collier's brush with the city officials and its outcome.

Cameron in Doubt Yet. "I cannot say yet whether we will go to trial on the original indictment or on the new one," said District Attorney Cameron. "The prosecution of one would not hinder the prosecution of the other, for, though they grow out of the same state of facts, entirely different crimes are alleged. There is also a difference as to the persons indicted. Detective Sergeant Smith being included in the last indictment and not in the first one."

Mr. Cameron declares that no one in his office ever consented to changing the date of commencement of trial on the first indictment from August 1, the date for which it was originally set, to July 23, tomorrow. He says that the District Attorney's office is proceeding on the assumption that the trial begins Wednesday, witnesses having been summoned for that date, and that some move with respect to which indictment the defendants will be brought to trial will be made between now and then. He has arranged for a conference with Mr. Webster, at which the subject will be thoroughly discussed.

Officers Refuse to Talk.

Neither Chief Slover nor Captain of Detectives Baty were inclined yesterday to take the latest indictment seriously, and refused to make extended statements concerning it.

"I've been so busy conferring with Superintendent of Police Taylor, of the Philadelphia department, on matters relating to the conduct of police departments, that I haven't had time to give any attention to the matter," said Chief Slover.

"And I'm so busy solving murder

problems and recovering stolen goods for the good citizens, that I haven't had time to think about it," said Captain Baty.

Rushlight Not Worried. Mayor Rushlight when asked last night for a statement regarding the new indictment against him said: "I am not worrying over this indictment or the others. I was not expecting the one returned yesterday, but was not particularly disturbed when I was notified that it was returned against me. I do not wish to say anything about the merits of the case. I have my case prepared and will be able to present my side of it when the proper time comes."

John F. Logan, who, with Dan J. Malarkey, is to defend the Mayor, said last night that the new indictment is a confession on the part of the District Attorney that he has no case.

"It is a shame," said Mr. Logan, "that

TUMOR OF BRAIN CAUSES UNTIMELY DEATH OF MRS. EMILY F. CASON.



Mrs. Emily Florence Cason.

Mrs. Emily Florence Cason, wife of Henry J. Cason, of 829 Corbett street, died Friday of tumor on the brain, after an illness of several weeks. Mrs. Cason was the daughter of Mr. and Mrs. Frank Howe, having been born in Salem September 11, 1888. She spent the greater portion of her life in Portland.

While attending the High School she fell down the steps of the school building and received an injury to her head that is believed to have eventually resulted in her death. Her marriage took place in November last year to Mr. Cason, who is employed by the city.

The funeral will be held this afternoon, at 3:45 o'clock, from the Fourth Presbyterian Church, First and Gibbs streets. Interment will be in Riverview Cemetery.

Logan Gives Views. "If it was a crime for the Mayor to attempt to trap a suspected official by use of marked money all our city, state and Federal officials would have been in the penitentiary long ago. Even the District Attorney himself would be wearing stripes. The United States postoffice officials send marked money through the mails to catch suspected mail clerks; the District Attorney sends men out to buy liquor from the saloons on Sundays and practices the same thing. Why should it be criminal for the Mayor to do that when an official suspected?"

"The District Attorney simply has no case and he knows it. He has confessed as much by securing the new indictment. I am informed that the District Attorney will not want to go to trial with the case when it is set. We will be there and will positively insist on the case going to trial."

M. L. Pipes, who was asked by the District Attorney to act as special prosecutor in the case, has refused to act, announcing upon investigation that he does not believe the District Attorney has any case. Judge Pipes could not be found last night, but Attorney Logan declares that Judge Pipes has positively refused to serve as special prosecutor and has given as his reason the apparent weakness of the District Attorney's case.

The pickers will leave on special trains, the first at 8:15 from Water street and Hawthorne avenue. Others will follow until the entire crowd is on the way to the pretty mountain resort where the day's fun is to be enjoyed. The special train will be made up exclusively of open cars and everybody has been guaranteed a seat. Arrangements have been made to accommodate 5000 persons.

Immediately after the arrival at Estacada the fire department band will start a concert which will be kept up during the entire afternoon. A long list of races and other sporting events are scheduled and good prizes will be awarded the winners. Dancing in the pavilion at Estacada Park will begin at noon and will continue until 7 or 8 P. M. A large orchestra furnishing the music.

During the afternoon refreshments including sandwiches, coffee, ice cream and soda water will be served. The first return train will leave for Portland at 4:30 o'clock and others will follow at intervals up to about 8 o'clock. The proceeds of the picnic will go to pay the cost of maintaining the band, which heretofore, has depended upon its members for financial support.

Cornwall Is Re-elected.

TACOMA, Wash., July 27.—Spokane was selected as the next meeting place of the Pacific Logging Congress, which adjourned its two days' annual session here last night. Officers elected for the ensuing year are E. P. Blake, president, re-elected; H. C. Clark, vice-president; George M. Cornwall, secretary-treasurer, re-elected. The following directors will represent their states as members of the executive committee: Montana: George Weiser; Idaho: H. M. Strahner; Washington: George Johnson; Oregon: J. S. O'Gorman; California: W. W. Peed; British Columbia: Peter Lund.

JUROR IS ACCUSED

Affidavits Allege Misconduct of One in Goodeve Case.

NIGHT MEETING CHARGED

Wilbur Le Gette, Jr., Swears W. A. Wallis Met Plaintiff One Evening While Case Was On—Mrs. Works Tells of Talk.

Affidavits alleging misconduct on the part of W. A. Wallis, a juror, and alleging that Mrs. Goodeve made statements to Mrs. Lucille M. Ayers and Mrs. W. R. Works to the effect that she is the wife of the man named Trimble, were filed in Circuit Court yesterday by R. H. Thompson, Jr., in support of a motion for the setting aside of the verdict and the allowing of a new trial in the case of which Mrs. Helen M. Goodeve, of San Francisco, obtained judgment for \$50,000 against him for breach of promise to marry.

The affidavit of Wilbur Le Gette, Jr., who was a spectator all during the trial and who seemed quite friendly to the plaintiff, sets forth that Wallis and he visited Mrs. Goodeve and Mrs. L. M. Davidson, of San Francisco, a friend of the plaintiff, on the night of July 20, three days before the case went to the jury.

Le Gette declares that two hours the quartet sat on the steps of a school building and that the case was talked over in detail, Wallis protesting all the time that anything which might be said could not influence his verdict.

Le Gette says that Wallis became conscience-stricken and that he gave him a signed statement in which he (Le Gette) assumed full responsibility for the verdict. He further declares that Wallis asked for "data" the two Mrs. Goodeve and Mrs. Davidson, for some time after the trial was over.

Mrs. Works declared in her affidavit that Mrs. Goodeve spoke frequently of her pleasant relations with her alleged husband, Mr. Trimble, and that she called Thompson a "fat slob," said she was not in love with him and that it was only Thompson's money she was after. Mrs. Ayers' affidavit is of similar import.

Mrs. Goodeve is charged with having told the two women that she would not marry Thompson on a bet, that he knew nothing of her marriage to Trimble and that she was simply putting the matter off until she was ready to have said that she was not after hundreds, but thousands of dollars.

RIVER BAR HAS CHANGED

Veteran Pilot of Columbia Recalls River as It Used to Be.

Captain M. D. Staples, the bar pilot in the employ of the Port of Portland, is in the city on leave of absence for a month, and is accompanied by Mrs. Staples. Both are undecided whether to take a trip back "East," or navigate the mountains.

Captain Staples is an enigma to even his seafaring associates, in which each park will contribute some special feature. The public is generally invited. The parents are fast becoming interested in the playground. There were five well-attended mothers' meetings at the different parks during the week.

In speaking of his life at the mouth of the Columbia yesterday, Captain Staples said: "I first came to the Columbia River in 1887, as the mate of a schooner from Honolulu, that was owned by Holladay, and during each trip, for several years, we made soundings on the bar. The old north channel was then used, and it always gaged between 26 and 32 feet at dead low water, about the same as it is now. The mouth of the river has entirely changed since then, as the bar is three or four miles further out, and many times as long. There were no river tugboats then, and we had to sail vessels to the mouth of the river, and a 20-foot depth at the lowest low water, if we could keep in the channel. The up-building of the state has caused many changes in the river, from the sediment coming in from different streams. I started to work on the Columbia River bar in 1874, and have been at it continuously since, except for short vacations some years."

Captain Staples appears good for a number of years' service to come, and while he is independent as far as worldly goods are concerned, he says that he would not be happy unless at work on the bar.

Playground Notes.

There has been great activity in the parks this last week. All the directors are hard at work preparing for the Playground Festival to be held at Sellwood Park on July 31. The events for the day are to include competitive



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\$2.00 Pants \$ 1.45
\$3.00 Pants \$ 2.25
\$3.50 Pants \$ 2.65
\$4.00 Pants \$ 3.00
\$4.50 Pants \$ 3.25
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\$2.50 Suits .. \$1.65
\$2.95 Suits .. \$1.95
\$3.95 Suits .. \$2.65
\$4.35 Suits .. \$2.90
\$5.00 Suits .. \$3.35
\$6.00 Suits .. \$3.95

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50c Underwear 35c
\$1.00 Underwear 79c
\$1.00 Shirts 79c
\$1.50 Shirts \$1.15
\$2.00 Shirts \$1.35
50c Neckwear 39c
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All Straw Hats and All Panamas HALF PRICE

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

MOYER

FIVE STORES

FIVE STORES

First and Morrison Third and Oak First and Yamhill
Second and Morrison 87 and 89 Third

games, drills, folk dancing, parades and a miniature circus, in which each park will contribute some special feature. The public is generally invited. The parents are fast becoming interested in the playground. There were five well-attended mothers' meetings at the different parks during the week.

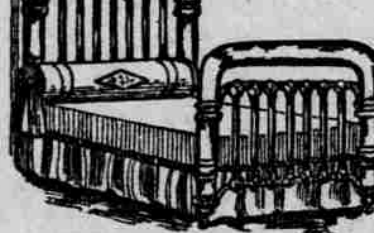
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Brass and Enameled Iron Beds



This splendid line of Beds is also included in our big Midsummer Clearance Sale. Such bargains! You'll have

to see 'em in order to fully appreciate what splendid values they really are.

No. 931—Cream, full size, chill-less 2-inch posts, low head and foot. Regular \$16.00. Special \$11.25

No. 729—White, chill-less, with nine heavy fillers; a beauty; sells regularly at \$11.25. Special \$16.50.

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No. 205—Poster pattern, Vernis Martin finish; a superb value at regular price of \$11.25; special sale price \$7.25

No. 100%—Full size white Bed, with angle irons at head and foot; regular \$3.50 values, \$2.45 special clean-up sale price.

Emmerich Pillows

The sensational price reduction on these high-grade pillows is rapidly diminishing our stock. They're the best and most popular pillow on the market. The Emmerich 5-pound goose feather Pillows, 22x28, in fine art ticking, sell regularly at \$7.00; clearance sale price \$4.95

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These Laminated Cotton Comforters have beautiful silklike coverings and are as dainty as any down quilt. Regular value \$6.50; during \$3.95 Midsummer Clearance Sale, reduced to



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1. They're provided with white enameled cast-iron ovens and racks; are easily removed and as easy to clean as dishes.

2. The enamelling being upon cast-iron, goes into the pores of the iron and becomes a part of it, and therefore will not peel as soon as moisture is admitted, as in ordinary makes.

3. Buck's white enameled cast-iron removable ovens are absolutely sanitary.

4. They have a specially designed canopy, which removes all fumes and odors from the kitchen.

5. The burners, by actual test, have proven that they will reduce your gas bill 25 per cent to 50 per cent.

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