

RAISE ROBBER IS CAPTURED IN ACT BY SPOKANE COP

Chris Swanson Robbed Ten Ministers in Portland and Is Suspected of Killing Special Officer in Seattle.

The "preacher-burglar" who robbed the homes of a dozen ministers in Portland and vicinity during July, August and September, was caught last night in Spokane. He gives the name of Chris Swanson, alias Frank Anderson, and was caught in the home of Rev. A. E. Grier while in the act of robbing his home.

The Spokane detectives made considerable efforts to catch him, but the next heard from the man was in Spokane. He robbed several ministers' homes there. Entrance was effected when no one was at home, often when the ministers were occupying their pulpits.

The Spokane detectives watched the homes of ministers that he had not entered, and last night were lying in wait at the parsonage of Rev. Grier. Just before 10 o'clock they heard a man at a window attempting to get inside. The officers kept quiet, and the burglar used a "jimmie" to pry open the window.

The window was raised enough to slip in his body. When he wiggled through the detectives pounced upon him, and later located his room. Four suit cases packed with stolen goods were found.

The heaviest loss of any Portland minister was of Rev. H. Talbot on August 18. St. David's rectory was entered on that date during the absence of the family and a number of wedding gifts stolen.

MRS. C. J. B. MALARKEY DIED THIS MORNING

After a lingering illness of a month at the family home on East Burnside street, Mrs. C. J. B. Malarky died this morning at 10:45. With her husband, Mrs. Malarky returned a couple of months ago from a trip around the world.

Mrs. Malarky was the daughter of the late Mr. and Mrs. John O'Connor. Surviving her are her husband, C. J. B. Malarky, Joseph O'Connor, Charles O'Connor, Victor O'Connor, Miss Maymie O'Connor, Miss Lucy O'Connor and Miss Daisy O'Connor, all brothers and sisters of the deceased, and all residing in Portland.

DRUMMER SAYS SOUTH STRONGLY FAVORS WEST

A drummer who has just returned from southern Oregon reports that section of the state afire with sentiment favoring Oswald West as the next governor of Oregon. He went as far south as Ashland, and his view of the situation is significant for drummers are good mixers and know what is in the public mind.

Ashland, which is a Republican stronghold, is all West. Josephine county is regarded as certain to give West a big majority, perhaps five votes to two, or even three to one. The drummer reports Douglas as likely to make nearly an even break between West and Bowserman.

KYLE RESIGNS FROM ROADS

Leaves Vice Presidency of Oregon Trunk and Oregon Electric Lines.

George A. Kyle, vice president and general manager of the Oregon Trunk Line and vice president of the Oregon Electric railroad, has resigned to engage in general engineering with offices in this city.

The office of general manager will be abolished and the engineering work of the Oregon Trunk, most of which has practically been completed as far as new construction goes, will be left in charge of Chief Engineer R. Budd, whose headquarters are at The Dalles.

"Construction work on the Oregon Trunk under the present project has been completed," said Mr. Kyle, "with the exception of tracklaying which is now well under way and my work therefore is practically completed."

"I expect to remain in Portland. In fact, I have secured offices in the Railway Exchange building, and will start immediately the business of general consulting engineer, and possibly contracting later, which will include irrigation and hydraulic work, valuation of railroad property, water works, engineering and building electric railroads, power plants and logging roads."

"In selecting a city to start business I naturally selected Portland as the foremost city on the coast, and the one having the greatest future possibilities on account of the vast areas of productive country tributary to it, a goodly portion of which is yet to be developed, the development of which is just beginning with the entrance of the Hill lines into the state."

BISHOP TELLS NEW YORKERS OF OREGON

Four years of traveling through Oregon has made Bishop Scadding one of the well informed citizens of the state. While his confessorial duty is to administer the Episcopal church in his diocese he is large hearted and broad minded enough to concern himself with other human interests.

He is in no sense a "professional booster," and the fact that he has no commercial interest to serve makes his statements about Oregon all the more valuable. He is an enthusiastic optimist when he speaks about its climate, industries, soil and the character of the settlers who are coming here and the opportunities before them.

"The Right Rev. Charles Scadding, Episcopal Bishop of Oregon, formerly a curate at St. George's church under the Rev. Dr. Rainsford, believes in reaching his congregations through the medium of the ear. He illustrates his missionary talks with colored lantern slides showing the resources of the state of Oregon and at the same time the peculiarities of the religious problems."

HEATING PLANT DIDN'T HEAT, DEFENSE IN SUIT

That the heating plant, installed in the apartments erected by the Dammeier investment company at Eleventh and Hall streets failed to heat properly is the defense of that company offered in a suit by R. W. Schmeier to collect \$1200 said to be due Flander & Clark in work done. Flander & Clark installed the apparatus, but have since been declared bankrupt.

In testimony given this morning by C. H. Dammeier, secretary of the company, it was shown that the boilers when heated did not work properly; that when five pounds of steam had been raised the boilers would hold no more and that after suffering numerous losses of tenants through poor heating service it finally became necessary for the owners of the apartments to tear the heating apparatus out. The work aggregated \$2500 and a little over \$1200 has been paid. R. W. Schmeier, to whom the accounts of Flander & Clark have been transferred, is attempting to collect the remainder of the bill. The taking of testimony occupied the whole morning before Judge Kavanaugh.

WOMAN WANTS DIVORCE AND CUSTODY OF SON

Ada Conklin is suing her husband, J. Conklin, for divorce on the grounds of desertion. They were married in Omaha, Neb., on March 8, 1897, and he deserted her in 1907. One boy aged 12 years was the result of the marriage, and the mother asks for his custody.

TESTIMONY OF STATE'S WITNESS FAVORS WOMAN

Detective's Story in Murder Trial Shows W. A. Johnson and J. P. Webb in Love With Mrs. Kersh.

Still another witness for the state in the murder trial proved to be of aid to the defense which is trying to clear Mrs. Carrie Kersh of a charge of being an accomplice of Jesse P. Webb in the murder of William A. Johnson. This witness was called to the stand this morning. He is Detective L. G. Carpenter.

Carpenter's testimony strengthens the theory advanced by the defense that Webb and Johnson had quarrelled over Mrs. Kersh before they were violently in love with her, and that this quarrel resulted in the killing of Johnson. The witness said that Mrs. Kersh had told him on the morning of her arrest of threats that Webb had made against Johnson on the afternoon of the murder.

"Mrs. Kersh told me," said the witness, "that while she was in Johnson's room on the afternoon of the murder about 1 o'clock, Webb came in and saw Johnson try to kiss her. She told me that Webb said at that time: 'If the dirty dog does that again I'll kill him.'"

Later in the afternoon, according to the detective's account of Mrs. Kersh's statement to him, Webb told Mrs. Kersh that he had killed Johnson. Attorney McCue for the defense asked Detective Carpenter if he hadn't got his names reversed and if it wasn't Johnson who had been killed by Webb instead of the opposite. The witness replied positively that he had correctly quoted Mrs. Kersh.

If the jury should be convinced of the truth of Mrs. Kersh's alleged statement, Carpenter's testimony would be strongly in her favor as it would have the effect of pointing to the killing as the result of a sudden quarrel, in which case the attempt of the state to prove that there was a conspiracy on the part of Mrs. Kersh and Webb to murder Johnson would be fruitless.

Inability of a negro second hand dealer of Flanders street to identify Webb in the county jail where the convicted murderer was pointed out to him prevented the prosecution from producing sensation testimony yesterday. State Disappointed.

Deputy District Attorney Collier said that this negro had reported that a man fitting Webb's description had visited his shop on the morning of the murder and had looked over a number of large trunks. The negro said that he thought Webb was the same man that visited his store, but was not willing to swear positively that he is.

W. E. Robson, city jailer, identified a watch taken from Webb when Webb was brought to the jail on the morning of the murder. He also identified a pair of gloves in the same manner. Robson found in an outside pocket of Webb's coat. The handkerchiefs and gloves belonged to Mrs. Kersh.

Deputy Fitzgerald's questions were put so that the answers of the witness would tend to impeach Mrs. Kersh's testimony in the Webber case. Robson said that Mrs. Kersh told him the package of money found in her possession contained \$1900. The witness said he counted the money and found only \$1300.

Contradicts Testimony. Robson's testimony contradicted that of David Reid, the pawnbroker who told the truth to the Kersh. Robson said that the woman had two packages of greenbacks and that one of these was three inches thick. Robson said she had but one package of bills and that it was not more than three quarters of an inch in thickness. Robson also said that there were no \$100 bills in the package. Stein testified that he saw at least one \$100 bill in the possession of Mrs. Kersh.

The testimony given in the Webber trial by J. O. Tiffany, teller of a Spokane bank, was that Johnson had deposited his money and afterwards Mrs. Kersh was again offered in evidence by consent of the defense. Walter H. Johnson, brother of the murdered man, identified a photograph offered in evidence. The photograph shows two men, one of these, Johnson said, was a likeness of his brother.

Not Picture of Brother. The other, he said, he could not identify, but he declared positively that it was not a picture of his brother. Deputy Fitzgerald, himself, says he thinks the two figures in the photographs are likenesses of the same man in different poses. Attorney Fouts for the defense says he will show that neither of the figures is a likeness of Johnson. He says the photograph shows two views of Louis Andrus, a lineman of San Francisco.

Johnson asked if his brother had ever worn a mustache. His brother had worn one, but that he was smooth shaven when the witness last saw him. Johnson said he had seen his brother only three or four times in the last six years.

Mrs. Simpson, matron of the city jail, testified that she had found \$1800 in bills in Mrs. Kersh's stocking. Her testimony was corroborative of Detective Mallett's and was offered by the state for the purpose of impeaching Mrs. Kersh's statement that she had \$1900 when arrested.

Prosecution Hearing End. Just before court adjourned yesterday afternoon Judge Morrow asked Deputy District Attorney Fitzgerald how soon he expected to rest his case. The deputy asked the attorneys for the defense if they would stipulate that the testimony of the speaker of the Trades National bank, told in the Webber trial might be read to the jury. The defense agreed, and Mr. Fitzgerald then announced that the state would in all probability close its case today. The defense will call its first witness tomorrow morning.

ASKS MORE ALIMONY FROM FORMER HUBBY

Perry A. Williams has not lived up to the order of the district court of Iowa in paying his former wife alimony after their divorce in 1902, according to a suit filed for \$3045 and interest by Maggie McCaughey in the circuit court this morning. The divorce was granted August 5, 1902, at a time she thought, the complaint states, "Williams' payments have covered only 16 months."

KIERMAN SAYS HE WILL APPEAL THE BROADWAY CASE

Bridge Will Not Be Built if He Can Prevent It Says Attorney for Obstructionists Who Seek to Prevent Project.

Frank Kierman, obstructionist of the Broadway bridge, declared today he has not changed his intention of appealing his case to the supreme court of the United States, after having been defeated both in the circuit and supreme courts of the state.

"I haven't received a copy of the supreme court's decision yet," said Kierman this morning, "if the people go ahead and build that bridge, they will find out sometime that I am right. I can say generally that I haven't in the slightest changed my intention to carry my case on to the highest court."

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The sweeping nature of the supreme court's decision yesterday is taken as a virtual settlement of the commission's application for an injunction to prevent the city from the building of the bridge. All the points at issue which were argued before Judge Cleland are settled in the supreme court's decision.

The main meeting called for Friday night will now have only one issue before it, namely, devising means to change the personnel of the Port of Portland commission.

Judge M. G. Munly, who has been one of the most earnest leaders in the Broadway bridge cause, said: "There is nothing left of the obstructionist cause. All that remains is to obtain such popular sentiment in the Port of Portland commission as will prevent members from ever again believing that they own and run this city."

City Attorney Grant believes the Kierman-Dunaway obstructionists will not be given hearing in the United States supreme court. He has telegraphed the clerk of the court that if effort to obtain hearing is made by Dunaway, it will be made without the knowledge of the city, and that a telegram saying such an effort has been made will bring him promptly to Washington to contest the hearing of the obstructionists in the highest court.

possession until she and Webb were arrested. "I was sitting in the forward end of the car," said the porter, "when Mr. Johnson came over and asked me where he could sit, most of the berths having been made up for the night. I told him he could sit beside me. I told him he could."

"Mr. Johnson asked me to feel his leg. I did so and I felt a paper package. Mr. Johnson said: 'The defense objected to the repetition of what Johnson might have said, on the ground that it would be improper testimony, being hearsay.' Judge Morrow sustained the objection."

Wants Evidence Stricken Out. On cross-examination the witness described Johnson as having been a man of medium height and build. A little later he made a fatal mistake, for the state when he declared that Johnson wore a mustache. He said he didn't remember the color of the mustache, but it was dark. As a matter of fact, Johnson was smooth shaven. The defense will ask that the testimony of the porter be stricken out.

Still another witness for the state, although he was unmistakably stating facts as he saw them, made a palpable error, and thus nullified the effect of his testimony. The witness was Charles Cole, an old man of 74 years. He lives at the New Grand Central hotel. He said he noticed the two men and Mrs. Kersh come into the hotel, and that Mrs. Kersh remained standing all the time the party was in the lobby. The object of the state in introducing this testimony was to impeach the statement of Mrs. Kersh that she and her son sat down on a wooden settee in the lobby while the men were registering. On being cross-examined the old man stated positively that there was no child with the party. A half dozen other witnesses all agree that the little Kersh boy was with the party.

Severe Cross-examination. Jack Barrett, a reporter, was subjected to a severe cross-examination by the defense. Attorney Benes Fouts attempted to impeach the testimony of the witness. Barrett corroborated Deputy Coroner Dana's testimony that the sleeve found tied around the murdered man's neck was so tightly twisted that it had to be cut away with a knife.

Dr. Ray Matson, one of the physicians who performed the autopsy, described the wounds on the head. He said that none of these was sufficient to have caused death. He gave it as his opinion that death had been the result of a concussion of the brain, followed by strangulation.

"The man was certainly alive, when the constriction about his neck was applied," said Dr. Matson. Mrs. Kersh was much more cheerful yesterday than she has been at any time previously since her arrest. She laughed heartily at several humorous remarks made by the colored porter. There was a slight touch of color in her usually dead white cheeks, too.

Among the crowds that throng the courtroom from early morning till the last thing in the afternoon are a large number of women of all ages and complexions. The negro laundress of Flanders street sits beside the tea party debutante.

OPERATE UPPER BRIDGE MAY BE COSTLY

To Pay 5 Per Cent of Total Expense Demanded by O. R. & N. Be Great Drain on the County Treasury.

The cost of operating the upper deck of the new O. R. & N. bridge has become a serious consideration to County Judge Cleland and others concerned in fixing the county's tax levy. W. C. North of the assessor's office reported yesterday that to pay the 5 per cent of total cost demanded by the railroad and included in the contract made by the Port of Portland commission will constitute a greater drain on the county treasury than interest on the bonds of both the Morrison and Madison (Hawthorne) bridges.

"A 5 per cent monthly cost to the taxpayers will be from \$3000 to \$5000," said Mr. North. In the meantime the cost of maintenance, of laying stretcher tracks, of operating the draw, is also laid on the bridge. If the city were to own the upper deck of the bridge at the expiration of 20 years the cost would be \$300,000, which 5 per cent per annum on the cost is to be assessed, there would not be so discouraging an outlook. But after the city has paid for the bridge, according to the Port of Portland's contract, it is still to belong to the railroad company, and we are still to continue paying 5 per cent per annum on it."

Commission Favors Tube. Captain North's report will be taken under consideration by Judge Cleland. It is intimated that it may lead to demand from the county upon the railroad company that the terms of the operation be changed, else the upper deck will not be used.

In a statement made yesterday Captain North took exception to C. K. Henry's advocacy of a tube under the river instead of the Broadway bridge over the river. He asked first: "Why didn't Mr. Henry advocate a tube under the railroad? The Port of Portland also favors a tube instead of the Broadway bridge. Why didn't the Port of Portland recommend a tube for the railroad? Surely the railroad bridge being just above the water will prove more of an obstacle to navigation than the Broadway bridge, which is not so high that it may not open more than once a day for the passage of sailing vessels. I cannot understand why Mr. Henry and the Port of Portland commission should so discriminate against the city in favor of the railroad."

Bridge Costs Less. "I disagree with these gentlemen's statements that a tunnel's cost will be more than a bridge. Ralph Modjeski, engineer of the Broadway bridge, estimated the cost of a tunnel under the Willamette at \$8,000,000. The cost of the Broadway bridge, including everything, according to his estimates, is a little more than \$1,000,000. He said: 'A tunnel is the least convenient method of getting across a stream; even less convenient than a ferry. A long tunnel, no matter how well lighted, is much darker than daylight; it is usually damp and therefore is not to be selected of these various class vehicles pass abreast there will be a delay to traffic probably more serious than that on a bridge resulting from the operation of the draw span under ordinary circumstances.'

Says Henry is Wrong. "Mr. Modjeski goes on to show how the approaches must be a long distance from the river, how a heavy load must descend many feet on the west side, then be lifted probably double the distance on the east side, where the ground is higher. There would always be the danger from flooding. Mr. Modjeski points out that to raise the approaches of the tube above high water would make them practically inaccessible from the business district, while the cost would be tremendously increased."

Mr. Henry is contending that taxpayers are having no voice in affairs. He is wrong. There are more than 45,000 taxpayers in Multnomah county and less than 30,000 registered voters. The people who pay taxes are the people who have voted the way they should be done. The masses of the voters will not accept dictation that they act in favor of special interests. I think these things should be submitted and presented slow. As Portland grows there will be a demand for more bridges to cross the river from flooding. The Port of Portland are impracticable and that taxpayers are the people who say they are impracticable."

OPEN CAMPAIGN FOR ROSE SHOW

Commercial Bodies Will Help Make Coming Event the Greatest of All.

An active campaign among business men in behalf of the Rose Festival for 1911 will be undertaken by both the chamber of commerce and Commercial club. These two organizations at their regular meetings yesterday agreed to send letters of indorsement of the festival to all of the members, asking their financial as well as moral support in making the fifth annual festival the greatest yet held.

It is believed that next year's festival will be the principal tourist attraction event on the Pacific coast. There is no rival attraction in any coast city during the summer months. The festival will be held June 5 to 10, the second week in June, the dates having been selected at a meeting of the executive committee of the Rose Festival association yesterday.

In order to make the coming festival the success its backers wish it, an effort will be made to increase largely the amount of the subscriptions. It is estimated that last year \$2,500,000 was expended in Portland by out of town visitors during festival week. The railroads are greatly interested in the success of the festival next summer and rely upon it as their chief attraction for passenger traffic to the west during the year. They are already planning on an unusually heavy advertising campaign and will do everything in their power to make the festival the big event of the year in western passenger carrying business.

HOME RULE BOOKS TO BE INSPECTED TODAY

The books of the Greater Oregon Home Rule association, including the cash and expense accounts, will be open for the inspection of any and all persons, having the legal right to inspect the same, in the offices of the association in the Electric building, at 3:30 o'clock this afternoon. This announcement was made this morning by H. C. McAllister, manager of the association, and was brought about by a demand made yesterday for the inspection of the books by a committee headed by B. Lee Paret, representing the Prohibition campaign committee.

Mr. McAllister also announced that the Greater Oregon Home Rule association will not insist upon its right to examine the cash and expense account of the various committees and organizations conducting the prohibition fight. "We have no desire to pry into their affairs," said Mr. McAllister. "We don't care how much money they spend, nor where it comes from. Neither have we anything to conceal as to the manner in which we are making the fight for the passage of the home rule bill."

It is supposed that Mr. Paret, Mrs. Ada Wallace Uiruch and J. F. Newell, composing the committee appointed to investigate the books of the Home Rule association, will be on hand this afternoon to go through Mr. McAllister's books in order to find out where the money used in the home rule fight.

WOMEN FIGHT WITH ARRESTING POLICEMEN

In trying to make arrests at 328 Couch street yesterday afternoon plain Closterman Martine fought one woman, who kicked, bit and scratched in an endeavor to get away. The officers were chased another two blocks to capture her. Martine went to the house with John Maki, who asserted he had been robbed of \$175 by Rosie Schmidt and Pauline Kilstahl. The Schmidt woman refused to submit to arrest and started toward a dresser. Thinking she was planning to escape, and then was forced to chase another two blocks to capture her. Martine went to the house with John Maki, who asserted he had been robbed of \$175 by Rosie Schmidt and Pauline Kilstahl. The Schmidt woman refused to submit to arrest and started toward a dresser. Thinking she was planning to escape, and then was forced to chase another two blocks to capture her. Martine went to the house with John Maki, who asserted he had been robbed of \$175 by Rosie Schmidt and Pauline Kilstahl. The Schmidt woman refused to submit to arrest and started toward a dresser. Thinking she was planning to escape, and then was forced to chase another two blocks to capture her.

In the meantime the Kilstahl woman darted out of the room. Martine turned the other over to the custody of Maki and went after the fugitive, capturing her two blocks away. Both were held under bail of \$500 in municipal court today until the hearing Saturday.

COLLECT MONEY FOR HIRE OF LAUNCH COOS

For hire of the launch Coos in towing service on the river the Oregon Launch company this morning collected \$131.50 from Robert Wakefield, contractor. Suit was filed in the justice court some time ago and a similar decision handed down to the one given by Judge Gahtenbein this morning. The base was appealed from the justice court by Wakefield, however, and the finding for the plaintiff in the case was given this morning.

STATE MINERS FIGHT BILLS IN CONGRESS

The State Miners' association held a meeting at the parlors of the Commercial club last evening and went on record against the lease bills now pending in congress. A report of the work of the state was reported which gave much encouragement. The following resolutions were passed:

"Whereas, There are pending before our national congress several bills which will greatly militate against the mining business, and especially the western states; therefore, be it Resolved, That we, the State Miners' association, in meeting assembled, earnestly request the members of our national congress to use their influence and vote in defeating the various bills, known as the leasing bills, which are now pending; and that we pledge our assistance in any work they may desire of us as an organization of mining people to further the interests of the development of the mineral resources of the state."

"That we are in favor of the establishment of a bureau of mines under the jurisdiction of the state." Other resolutions were adopted calling for assistance from the people in the way of getting facts presented and urging the coming session of the legislature to pass the mines bill. Judge W. H. Holmes, of Salem, presided at the meeting and interesting talks were given by H. N. Lawrie, L. D. Malone, L. B. Bartlett and others pertaining to the bettering of conditions in the state as well as the desire of defeating the bills in our national congress.

GOES TO ROCKPILE AS WHITE SLAYER

David Westman Given 90 Day Sentence and Fined \$300, Maximum Vag Penalty.

Convicted of using threats and persuasion to induce his wife and her cousin, Carrie Blensoc, to become "white slaves" David Westman, a former railroad fireman, was given a sentence of 90 days on the rockpile and a fine of \$300 by Municipal Judge Taxwell yesterday. Inasmuch as there is no state law covering the subject Westman was given the maximum penalty on a vagrancy charge.

Westman testified the married prisoner two years ago and that six months ago he compelled her to receive men whom he brought to her room. When Miss Blensoc came here on a visit from Banks, Or., he induced her to lead an immoral life. The federal grand jury will take up the case because Westman is believed to have violated federal immigration laws when he took the women to Stevenson, Wash., for the purpose of opening a resort.

SHASTA LIMITED DUE THIS AFTERNOON WILL NOT GET IN UNTIL NINE

The Shasta Limited, due to arrive at 3:30 this afternoon, is several hours late, and will not arrive until 9 at the earliest this evening. Northern Pacific Eastern Express, due to arrive at 4:30 a. m., was about an hour late arriving, as were also the Southern Pacific California Express and the O. R. & N. fast mail. All other trains are on time today.

Knives, forks and spoons, as shaped that they may be handled comfortably only when held correctly, have been invented by a Philadelphia man for the instruction of children.

Fruit grower near Central Point will build a \$10,000 house.

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