

# BRIBERY CASES; LEAVITT IN BOX

### Judge Hutton Orders Case to Proceed After Stormy Clash Between Attorneys Over Ill Juror.

(United Press Leased Wire.)  
Los Angeles, Cal., July 25.—Judge Hutton overruled the motion of the defense in the Darrow case and the trial will proceed again this afternoon with Juror Leavitt in the box. The court refused to hear the defense witnesses in an attempt to disqualify Leavitt.

After hearing arguments for both sides Judge Hutton decided that there was nothing in the law which would warrant him in stopping the case at this time to try the qualifications of Leavitt as a juror.

Los Angeles, July 25.—When court convened today in the Darrow trial the chief defense attorney, Earl Rogers, charged in open court that Juror L. A. Leavitt, who has been absent from the trial for the past three days, causing delay in the proceedings, had expressed opinions of Darrow's guilt before being called for jury service, and that he had attempted to cause the juror's dismissal from the case.

Rogers claimed he had several witnesses, neighbors and relatives of Leavitt, who were then available and who would prove that the juror was biased when he entered the box, contrary to his professions in reply to questions of the attorneys.

**Juror Expressed Opinion.**  
"It has come to my notice," cried Rogers, "that Juror Leavitt told Jeff Steele, a neighbor of his in El Monte, also his brother-in-law, before this trial began, that he believed Darrow guilty of the crime with which he is charged."

"I have been informed that an employee of the district attorney is a close friend of Leavitt and often visits his house and talks to Leavitt's family. I don't know if this is true, but I don't want to say that I am not sure."

**Wanted Proof Shown.**  
"Then why do you state it?" shouted Fredericks, flushing angrily. "Why do you make statements you cannot prove?"

"There's nothing against him," retorted the district attorney.

"Oh, talk, talk, talk," jeered Fredericks.

"Gentlemen," said Judge Hutton, "if there is any enabling me to stop this case in the middle and try the qualifications of a juror."

**Rogers Makes Charge.**  
"I offer to prove," said Rogers, "that Leavitt told Steele and others that he believed Darrow bribed Lockwood and bribed the jury in the Haywood-Moyer-Pettibone cases."

"The only question now is whether or not we shall go ahead with this case, if his juror has a state of mind indicated by statements of friends and relatives, my efforts are futile. We are doing an act and unless this, if what we are doing is true, we sit here twiddling our fingers and trying our case to no purpose."

**Darrow in Deep Thought.**  
During the statement Darrow sat with his head buried in his arms. Assistant District Attorney Ford charged that the proposition of the defense was an attempt to intimidate Leavitt, adding:

"The man who would commit one crime would not hesitate at another. Rogers leaped to his feet and leaning toward Ford in a threatening attitude, demanded fiercely:

"Do you mean to say that I commit crime?"

Ford explained that he was merely stating a hypothetical case.

# LUTE PEASE MANAGES PORTLAND PRESS CLUB

Lute Pease, well known in the newspaper and magazine world here, has accepted the position of business manager of the Portland Press club. Mr. Pease is a well known writer of the Pacific Monthly, now merged with Sunset and his ability as a manager is expected to prove of great benefit to the club. He designed the official roster which was used by the local Elk club during their recent visit to Portland and recently returned to Portland from an extended visit in California.

**HIBERNIANS HONOR  
PORTLAND WOMAN**  
Miss Marie C. Chambers, 505, Minnesota avenue, Portland, was honored by the Portland Press club, which she has managed, at their national convention which recently came to a close in Chicago. Before adjournment plans were made for holding the next convention at Norfolk, Va.

# SUGAR TRUST HAD PLAN TO EXPLOIT CALIFORNIA USERS

### Evidence at Hearing in San Francisco Shows Scheme to Close Plants and Raise the Prices on Coast.

(United Press Leased Wire.)  
San Francisco, July 25.—N. K. alone was the California sugar consumer compelled by the sugar trust to pay all the traffic would bear, but that he was arbitrarily charged more than the consumer of any other state, due to collusion between the American Sugar Refining company and its local subsidiary companies, was brought out at the hearing here today of the dissolution suit before Special Examiner Brice.

The testimony was in the form of letters exchanged between H. O. Havemeyer, late head of the trust, and W. H. Hannam, secretary of the Western and the Spreckels Sugar Refining companies, and Havemeyer's personal representative in California.

Further light was shed on the clandestine negotiations whereby the California-Hawaii company was persuaded to close its plants, and to sell its stock to the Western, to close its plant at Crockett, thus giving the trust an absolutely clear field.

The Hawaiian people, it appears from letters introduced in evidence today, were becoming dissatisfied with this arrangement and were anxious to resume operations. The trust found difficulty in dictating terms which would keep the market and allow full exploitation of the western field, according to the tenor of the letters.

In a communication addressed to Havemeyer by Hannam, dated November 23, 1915, he wrote:

**Afraid of Publicity.**  
"The question of the Crockett plant resuming will inject additional expense in the business, which seems wholly unnecessary. The question of both processes—namely, the Western and the California-Hawaii—turning over their product to a third company, a selling concern, is objected to very strongly by our attorney, Mr. Morrison. He says this course of action would immediately publish to the world what we are doing, and might be the cause of considerable difficulty. The same result could be accomplished in a little different way without any agreement as to price."

Hannam and Havemeyer were alarmed by the Hawaiian people should determine to go ahead independently, and bring down the price of sugar on the Pacific coast, particularly in California, where under the trust schedule the highest tariff was to be charged. Hannam stated in his letters that John S. Spreckels had been consulted before the matters touched on had been proposed.

The Hawaiian concern wanted to open its Crockett plant on a basis of handling one third of the island sugar output, but this was not satisfactory to the trust.

**Trust in Control.**  
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**SCHOOL INDEMNITY  
LANDS NOT YET READY**  
(Washington Bureau of The Journal.)  
Washington, July 25.—At the instance of Governor West, Senator Chambliss introduced the general land office why it suspended the state school indemnity selections pending nomination in the field as to the mineral character of the land, the power site and irrigation possibilities. The governor thought it was none of the general land office's business. The land office replies that under an office order of November 29, 1919, and a departmental order of January 11, 1912, the department must make such examinations.

**COMPLAINS S. P. DAMS  
DAMAGES HIS PROPERTY**  
A motion of dismissal of the suit of J. R. Cartwright against the Southern Pacific to secure permission to remove four wing dams built by the company to protect its railroad bridge across the Willamette river, was granted by the United States district court yesterday by the attorney for the company. The motion will be heard later when transcripts of deposition in this case have been completed and filed.

In the complaint Cartwright claims that the dams have changed the course of the current in a northwesterly direction with the result that 28.18 acres of his land has been cut off from the remainder of his 400 acre farm, 19 acres have been taken up with the new channel and 15 acres is now a slough. In all 43 acres have been damaged, and 294 more acres are in danger of being washed away. The damage to his lands at the time of filing the suit he placed at \$16,194. The removal of the dams he desires will cause the channel to return to the old place.

In addition to the other damages he claims that the damage due from incense caused by the cutting up of his lands is \$500 and from drift, brush and logs deposited on his lands amounts to \$1000. The railroad company built the four dams in 1905 and they vary from 200 to 500 feet in length. Rock was also dumped about the piers in quantity to protect them from the wash of the current. The company claims that these measures were necessary to protect the approach to the bridge from the currents as the water washed the foundations away continually.

**WOMAN BRINGS SUIT  
FOR \$5000 DAMAGES**  
Ida Becker had a sewing machine. Today the machine is gone, but Mrs. Becker has sued R. J. Williams and Ada Williams in the circuit court for \$5000, which she alleges to be fit and proper damages for physical and mental injury she received when the two, according to her allegations, entered her apartments at 265 Lincoln street, and carried the machine away.

The machine was taken she declares, May 28, 1912, but it was not surrendered without a struggle. In her complaint Mrs. Becker asserts that she was struck in the face with clenched fists by the parties she accuses, and received therefrom many bruises, black and blue spots, and headaches, causing her much anguish.

**TO CHECK SPEEDING  
ON BURNSIDE BRIDGE**  
To put a stop to reckless speeding of autos across the Burnside bridge, the county court today asked Chief of Police Slover to detail two uniformed officers, one at each end of the structure, every evening from 6:30 o'clock until 9:30. Within a week there have been three accidents on the bridge due to reckless driving. In one of them a bridge tender was run down, an auto crashed through the gates as the draw was opening, in another case.

**DISTRICT ATTORNEY  
SAYS JUDGES INFERIOR**  
(United Press Leased Wire.)  
Boston, July 25.—Vigorous denunciation of the actions of some judges of the lower courts of Massachusetts in their dealings with labor disputes was made today by District Attorney Pelletier.

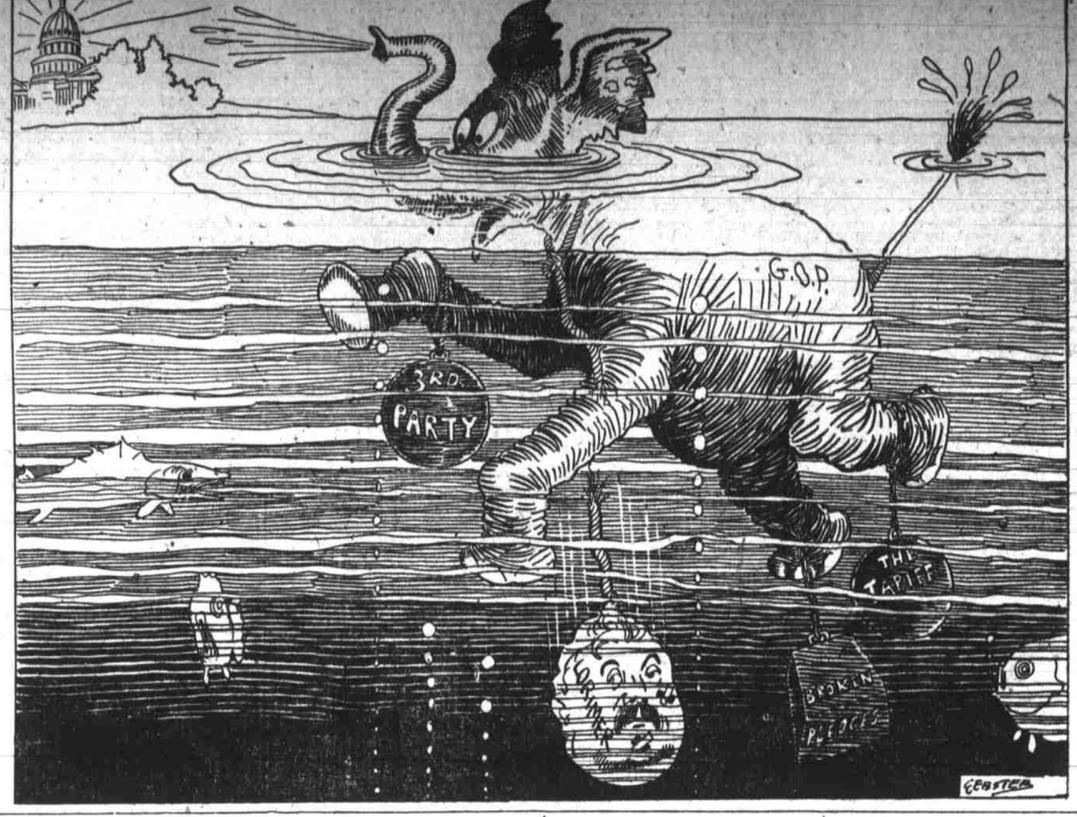
"By their sentences," said Pelletier, "they act as though any striker charged with crime should go to prison, guilty or not guilty. Outrageous sentences are imposed, such as three or six months for calling 'gab,' and from two to three years imprisonment for simple cases of assault. These sentences are not tolerable under present day conditions."

**LORD DEVONPORT'S HOME  
GUARDED BY POLICEMEN**  
(United Press Leased Wire.)  
London, July 25.—Fearing that some zealot from the strikers' ranks may try to assassinate Lord Devonport, chairman of the port of London, as a result of the public prayers of 20,000 strikers on Tower hill that "God strike Lord Devonport dead," policemen are guarding Lord Devonport's home today.

Hourly the suffering among the striking dockmen is growing. Hundreds of women and children are virtually starving, and with the growth of their distress the fear of the government increases that some bloody assassination may bring the trouble to a crisis where a settlement of some kind must be forced.

An investigation made by English scientists seems to have proved that the communication of tuberculosis by the use of telephones is practically impossible.

# CAN HE MAKE IT EVEN NOW?



# IT PAYS TO TREAT LOGGER WELL; HE IS A HUMAN BEING

### Better Homes, Heated Cars on Way to Work, 10 o'Clock Lunch, Is Some of George Cornwall's Advice.

(United Press Leased Wire.)  
Tacoma, Wash., July 25.—"Treat the logger like a human being."

That was the advice of George Cornwall, secretary of the Pacific Loggers' congress, in his annual address at the opening of the session here today.

He said it paid, that some companies had tried it and will never go back to old methods. He urged better homes, getting married men with wives in camp, hauling the men to the woods in heated cars and giving them lunch at 10 o'clock.

J. P. Van Orsdel of Portland favored utilizing oil in donkey engines. He said to pump it to the high places.

E. G. Griegs, Tacoma, President E. P. Blake, Seattle; Frank H. Lamb, Hoquiam; George R. Tait, Goble, Or., and W. W. Reed, Eureka, Cal., spoke at the morning session.

The congress has 200 outsiders here and the exhibitors have grown from two at Portland last year to 56 this year.

The meetings will hold over tomorrow and much interest is shown in the discussions. Tons of new logging machinery is shown by demonstrators. Much stress is being laid on modern methods, employment of expert engineers to plan logging operations and a curtailment of waste by the old systems.

# CUSTER FAILURE AS HUSBAND, AVERS WIFE

Alexander Custer is not Mrs. Hulda Custer's ideal of what a husband should be. This much Mrs. Custer makes clear in papers asking for a divorce which were filed in the circuit court today.

Once when she saved up money and bought her husband a gold watch as a birthday present, Mrs. Custer asserts, he took the watch and slammed it on the floor. On another occasion she tells of his having smashed nearly all the dishes in the house, while still again, she says, he came into the kitchen where she had her bread dough all ready for the oven, picked it up and dumped it on the floor or scattered it on the walls and finally broke a rattap bottle against the side of the kitchen. Besides all this, he drank to excess, gambled and sometimes stayed out all night, she says.

Declaring that his wife, Ada Hall, deserted him June 22 of last year, J. C. Hall has sought a divorce. They were married in Astoria in April, 1908.

His arrest in Portland and extradition to Lansing, Mich., on a charge of deserting his wife, which she declares was unfounded, is one cause cited by Harry Keene against Minnie Keene in his prayer for a divorce. He accuses a Fred Cleary of having caused his arrest. Mr. and Mrs. Keene were married in Dowling, on July 16, 1908.

The plaintiff is willing to give his wife the custody of the children.

Charging abandonment, Ida Richardson is asking a divorce from William A. Richardson. She was married in Seattle on December 1, 1908, and her husband left her March 1, 1909, she says.

Pauline Emerson cites intemperance as a cause for divorce from F. Emerson, to whom she was married in Illinois in 1906. The couple came to Oregon last year.

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Journal Want Ads bring results.

# PERSONALS

F. W. Powers and V. A. Smith, lumbermen of Marshfield are guests at the Multnomah.

O. H. Hicks, a fruitgrower of Redlands, Cal., and wife are registered at the Multnomah.

J. F. Harmon and D. H. Rowland, bankers of Plainfield, N. J., are at the Multnomah.

Albert Allen, an attorney of Spokane, is registered at the Multnomah.

H. L. Strebbe of New York and A. S. Elford, of Seattle, officials of the New York Life Insurance Co., are at the Multnomah.

Elmer E. Smith, former owner of the Hetch Hetchy water supply, which he sold to the city of San Francisco, is with his wife a guest at the Seward.

A. T. Strahorn, a soil expert with the department of agriculture, is a guest at the Multnomah from Washington, D. C.

Charley Rowley, clerk at the Imperial, is entertaining his mother from Duluth, Minn., and his aunt, Mrs. E. L. Fiske, of Helena.

Dr. J. W. Dean and wife of Dallas, Texas, are registered at the Portland.

A. S. Kerry, a capitalist of Seattle, and wife are registered at the Portland.

Charles Duncan of Davenport, Iowa, and G. A. Rankin, of Chicago, timber land owners, are at the Portland.

Mrs. Joan Orr and Walter Orr, manufacturer of Erie Mills, N. Y., and party are at the Portland.

E. T. Abbott, a railroad contractor of Thrall, Cal., is registered at the Portland.

P. S. Steenstrip, an automobile dealer of Medford, is a guest at the Portland.

Ira L. Justice, a ranch owner of Hood River, is a guest at the Seward.

J. C. Roberts, a rancher of Clarke county, and wife are guests at the Seward.

I. H. Wood and L. L. Murfin and wife of The Dalles are registered at the Seward.

W. L. Matthews, a business man of Boise, is registered at the Seward.

The Sacramento baseball team is registered at the Seward.

Mrs. C. C. Page of Ashland is registered at the Bowers.

Charles Smith, merchant of Seattle, and wife are registered at the Bowers.

L. R. Flagg, a business man of Spokane, is registered at the Bowers.

# BEVERIDGE FOR MOOSE CHAIRMAN

### Indiana Statesman Will Temporarily Preside at Chicago Convention.

(United Press Leased Wire.)  
Chicago, July 25.—Former United States Senator Albert J. Beveridge of Indiana has been selected for temporary chairman of the "Bull Moose" convention to be held here the first week in August, according to announcement made at progressive headquarters here today.

The announcement of the selection of Beveridge for the temporary chairman followed the receipt by Senator Joseph M. Dixon of a copy of a letter written by Beveridge to a friend in Indianapolis in which he renounced allegiance to the regular Republican party.

Beveridge warmly praised Roosevelt and the new party. In this letter he said:

"Argument for party regularity would weigh in party men's favor if he had been fairly nominated by a lawful majority of delegates honestly chosen. He was not so nominated. Therefore party regularity cannot be invoked in his behalf."

# GRAND JURY TAKES UP ETHEL METCALF CASE

(Special to The Journal.)  
Roseburg, Or., July 25.—The Ethel Metcalf case promises to prove mighty interesting if the statements of Miss Metcalf and George St. Clair, alias George Gray, are true. The grand jury convened last night to hear the case. It is said that St. Clair accuses Mrs. Metcalf of forming a plot with him to get Miss Metcalf out of this vicinity and of her paying him for it because of her jealousy of Miss Metcalf, who is engaged to Frank O. Gray, a former fiance of Mrs. Metcalf.

Frank Gray, after being let out of jail on bail, went to eastern Oregon to look for the couple but returned to Portland shortly before they were arrested in Astoria. He met the girl at the train there and came to Roseburg on the same train that brought them.

The grand jury will not finish the investigation before tomorrow, a large number of witnesses, including Mrs. Metcalf, Frank O. Gray and Mrs. Metcalf's mother is being heard. Metcalf and St. Clair testified last night. St. Clair says he will plead his own case.

# DECORATING COMPANY SUED FOR DAMAGES

An aftermath of the illumination for the Elk's grand lodge reunion in Portland appears in a suit filed in the circuit court today by attorneys for A. C. Brown, asking \$5000 damages from the Twin City Decorating company, for which he was working when he fell off a fire escape on the Elk's building July 2.

Brown charges that in placing electric decorations on the Elk's building he was compelled to work without proper safety appliances, and that as the result of the slipping of a step ladder placed on the fire escape, he fell to the street, sustaining broken bones and other injuries. A Blanchard and B. W. Blanchard are named as members of the company.

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An investigation made by English scientists seems to have proved that the communication of tuberculosis by the use of telephones is practically impossible.

# SPOKANE TO HAVE \$2,000,000 HOTEL

(Special to The Journal.)  
Spokane, Wash., July 25.—At a cost of \$2,000,000 an elaborate new hotel of 14 stories will be built by L. M. Davenport, owner of Davenport's restaurant of Spokane, and associates. Work on the structure, which will adjoin Davenport's restaurant, is to be begun as soon as the buildings now occupying the site, 200 by 155 feet on Sprague, First avenue and Lincoln street, are razed. The buildings are to be vacated September 1. The hotel will be of the Florentine style of architecture, and have 406 rooms. It will be next to the highest building in the city, 176 feet. The Hill Interests, W. H. Cowles, publisher, and a number of other persons in the financial world, are said to be associated with Davenport in the hotel. Davenport is one of the best known restaurant men in the United States.

# DAVENPORT, NOTED RESTAURANT MAN, TO RUN IT; RICH MEN BACK IT.

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It is hoped by the commission that the release of these birds and the broods which the will raise will soon completely fill the fields as they were before the wholesale slaughter of them made them scarce. Small aluminum tags will be fastened around their legs that their movements may be traced and growth determined whether they are later killed. All tags are numbered.

Many requests for birds have been received from sources outside the state and a recent order from Honolulu asked for 1200. Only birds for release in this state are raised, however. The state of Corvallis is far more extensive than in other states and even better results will be sought next year. Applications for birds may be made to the state fish and game commission, 307 Yeon building, Portland, Or.

# WOOL TARIFF LIKELY TO REACH VOTE TODAY

(United Press Leased Wire.)  
Washington, July 25.—The wool tariff was made a special order of business in the senate today. The Democratic members favor the bill passed by the house, which is identical with one President Taft vetoed, while the progressives are backing Senator Cummins' bill, which triples middle ground and is in the nature of a compromise between the practical abolition of duties as favored by the house and the high tariffs demanded by the senate.

It is probable that a vote will be reached late this afternoon.

# PROGRESSIVES OF LANE FORM A WILSON CLUB

(Special to The Journal.)  
Lakeview, Or., July 25.—Democrats and progressive Republicans are organizing a Wilson club while men from every walk in life have signified their intention to join. This county, which is normally Republican by a large majority, will in all probability swing into the Wilson column.

The Democrats of Lake county intend to do their best to send a Republican to the state senate in the person of F. L. Young, the Paisley newspaper man and attorney, who opposes W. Lair Thompson.

# LOGAN ROE IMPROVING.

There is a slight improvement in the condition of Logan Roe, 6 years old, who was struck by an automobile driven by J. S. Clemence, early Friday evening while the boy was crossing Alder street near Lowndale, according to the report from the Good Samaritan hospital today.

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Owing to the fact that we do not carry cheaply-made new pianos we have a steady demand for used pianos, organs and talking machines

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Journal Want Ads bring results.

# CATCHING FEMALE PHEASANTS HARD TASK, AVERS KAN

### Chinese Merchant's Contract to Deliver 250 Pairs of Birds Difficult to Fill; He Tells of Problem.

Andrew Kan, the well known Portland Chinese merchant who is at present in China on a visit, is having troubles galore in fulfilling a contract to deliver 250 pairs of Chinese pheasants from their native wilds to this country for State Game Warden W. L. Finley according to a letter just received from him. Primitive methods of catching and the heat, which is intense in that country at present, are the main difficulties encountered.

Mr. Kan wrote that the game men can easily bag male pheasants and can fill the order for them at once, but that the females are very scarce. The males are caught by staking a female in the open and catching the males when they come swooping. Seldom can a hen be caught by this method. The only way to catch members of that sex is to wait until after the harvest season and catch them around the stacks of straw.

On his arrival, Mr. Kan was told that the game men would not keep the birds after they are caught for any price as the danger of losing them from the heat is prohibitive. Two males were purchased by Mr. Kan and one died the following morning. The other was alive when he left Tientsin where he was keeping them and at the writing he had not heard how it fared to release.

**Transportation Facilities are also had** and it is a serious matter to get the birds from inland towns to the ports. Mr. Kan does not believe that the ocean trip will be hard on the birds and will attempt to get the entire number.

Through the open season for exporting birds only includes November, December and January he has already made arrangements for a special permit. He expects to return within a month.

The state fish and game commission now has between 4000 and 5000 Chinese pheasants ready to release on the state game farm at Corvallis and they are anxious to receive applications from residents of sections where pheasants do not abound for birds to turn loose. Applicants are required to agree to watch out for the welfare of all birds released and to see that they are fed during the extreme winter seasons. They are also required to protect them from pot hunters. Many of the birds will also be turned loose on the game preserves in different parts of the state.

**Keenly Interested in Birds.**  
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