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The Evening News

Fair Tonight and Wednesday. Highest temp. yesterday 78. Lowest temp. last night 47.

VOL. VI.

ROSEBURG, DOUGLAS COUNTY, OREGON

TUESDAY, JUNE 8, 1915.

No. 186

BOMB EXPLODED BY CARDWELL

Claims Brother of Geo. Neuner Responsible for Crime

COURT RULES EVIDENCE NOT COMPETENT

Dramatic Scene Enacted When Starting Accusations Are Made - Trump Card of the Defense Falls.

Attorney Cardwell exploded the bomb which he has claimed he had in his possession for a long time, late last evening in the court room. All during the present trial he (Cardwell) has by inference and otherwise let it be known that he would spring a sensation some time during the trial. Prior to the convening of this term of court he is alleged to have made demands upon the district attorney to have the murder charge against his client dropped or to suffer the consequences. It is further alleged that he had some of his friends go to Mr. Neuner and urge him to drop the case, as he had positive evidence that his brother, John, was connected with the case and these facts would be brought out in the case if it ever came to trial. These threats did not worry Mr. Neuner, who at one time made the remark that the indictment of murder had been returned against Farnum and it would be tried out regardless of whom it implicated. If Farnum is innocent, Mr. Neuner said, "there is no one more anxious to clear him of the charge than I, but the charge against him will never be dropped by having threats made to me or any of my people."

Cardwell threw his bomb shortly after five o'clock last evening when he had Alf Clark, brother of the lady senator from Douglas county on the stand, when he asked him the question "Do you know John Neuner?" to which the witness answered "yes". The question was then put to him, "Did you ever hear John Neuner make any statements regarding this crime which would connect him?" Before the witness could answer this question, Mr. Rice objected and the objection was sustained by the court. Mr. Cardwell stated to the court that he expected to prove by this witness that John Neuner had made statements to this witness and a number of others which would prove the innocence of the man now on trial and which would convict him. At this point the court said that he would hear the law on the admissibility of this evidence and dismissed the jury. Mr. Cardwell stated that he would call to the stand a number of witnesses who would testify to having heard John Neuner say that he in all probability would be accused of the crime for which later on Farnum was arrested on account of having earned knowledge of the person of Edna Morgan. Another witness would testify to having been told by Neuner that were he arrested that he would easily be cleared of the crime on account of his brother being the district attorney, and that he could bring a number of witnesses from Glendale who would easily prove an alibi for him. The district attorney was willing to have this testimony of Mr. Cardwell's introduced, as he would be able in rebuttal to prove that his brother was in this city on the night of the 8th of December attending a party at his home and left the next morning for Glendale.

Judge Skipworth, after hearing both Mr. Cardwell and Mr. Rice, as to the law on the admissibility of this hearsay evidence, ruled that it was not competent and would not allow the witness to answer the question put to him by counsel. This will apply to all of the witnesses whom he expected to have testify after Clark left the stand.

According to persons who were in the court room at the time of the hurling of the bomb by Cardwell, it was one of the most dramatic moments ever enacted in the court house of Douglas county. The prisoner, youthful in appearance and bearing, surrounded by his parents and friends and with a court room filled

with people of whom the great majority are in sympathy with him, depended much upon this evidence being admitted, as it was without question their trump card. Chagrin and disappointment were easily noticeable upon the features of the mother and father of the prisoner when the court announced his decision upon the admissibility of the evidence. Their attorney saved an exception to the ruling, but as the supreme court of the state has passed upon the admissibility of hearsay evidence of this character, it is not likely to figure strongly in case the trial goes against Farnum and an appeal is taken.

The electrified condition of the atmosphere noticeable in the court room last evening had disappeared to a considerable degree this morning upon the convening of court. Wild rumors had spread about the streets of the city last evening and a much larger crowd was in attendance at the morning session than ever before. I. B. Riddle was the first witness at the opening of court and he was asked to tell from his stenographic notes of the former trials the testimony of Gus Pollock when he testified of seeing Edna and Roy emerge from the Morgan barn during the haying season. This was done for the purpose of impeaching the evidence of Pollock. Riddle also testified of being in the sheriff's office most of Sunday, December 13, when District Attorney Brown and the sheriff "sawed" Farnum for nearly seven hours. During this time Farnum never left the office and went to the jail. This was for the purpose of discrediting the evidence of Dr. Kauffman, who testified of talking to Farnum in the jail on that date.

Hazel Dysert, a resident of Melrose, took the stand next and told of meeting Edna Morgan last summer while on a visit to the Johns family in the Cow creek country. During her stay of two weeks she had met Edna four times and after her return received a number of letters from her. One of these was introduced in evidence. Edna had written among other things in his letter that "she was very busy this week and it is my sick week too". This letter was admitted as evidence over the objection of the attorneys for the state who contended that no evidence was shown that the letter came from Edna Morgan.

Upon cross examination the shadow of doubt was cast upon the witness and upon the letter for under a strong glass the words "and this is my sick week" appeared to have been written in after other words had been erased. Mr. Rice wanted to know who had written those words in the letter and to this question the witness answered that they were in there at the time she had received the letter from Edna. The fact was brought out that this correspondence of an intimate nature was written after the witness had met Edna but four times in her life and after an acquaintanceship extending over two weeks.

(Continued on page 4.)

BRYAN RESIGNS HIS POSITION

Stormy Scene With President Brings Resignation

WILSON REPLY ALMOST AN ULTIMATUM

Bryan Wanted Tone Modified So That Further Negotiations Could Be Carried On.

WASHINGTON, June 8.—Secretary of State Bryan resigned following stormy scenes preceding cabinet session during which Wilson's rejoinder to Germany was discussed. Bryan disagreed with the president and other members of the cabinet as to the position the United States should take. President Wilson announced from the White House that the resignation of Bryan had been accepted.

WASHINGTON, June 8.—As finally revised, the president has presented his latest note to Germany to the cabinet, and a unanimous approval is understood to have been given to the rejoinder. After being held up since last Friday, while the president went over the communication, determined it should be correct even to the most minute detail, it is stated that following the cabinet meeting, it is now to go forward in the "immediate future". During the discussion of the answer to the Berlin note regarding the Lusitania, Bryan is understood to have desired such modification as would insure a continuation of the negotiations, should Germany's principles set forth by the United States. He was overruled, but endorsed the general terms.

HIP, HIP HURRAH.

SALEM, June 8.—Articles of incorporation of the ROSEBURG-EASTERN Railroad Co., capital stock \$1,000,000, which plans a line from Roseburg eastward to a point where the North Umpqua river intersects with the western boundary of the Umpqua National Forest Reserve, was filed with Commissioner of Corporations Schulerman here today. The incorporators are Joseph Miceili, J. F. Barker, A. T. Marshall, B. W. Strong, O. P. Coshow and John W. Oliver.

of the rejoinder. The note as now framed, is understood to take no backward steps from the firm position previously indicated.

Bryan Disagrees With Wilson. WASHINGTON, June 8.—At the conclusion of the cabinet meeting the president caused Secretary Tamulty to announce that the rejoinder to Germany was complete and that "it is hoped" that the note would go forward tomorrow. But the cabinet is not unanimous in approval of the communication. Bryan left the White House after the ministerial session determined to fight for a modification of the note up to the minute it is cabled to Berlin. It is understood that the note as it now stands firmly reiterates the rights of the United States under international laws as set forth in previous communications.

Bryan believes the United States to be on record favoring arbitration. If this be so, he considers it a mockery to forward a rejoinder which he considers to be an ultimatum.

Pope Will Try for Peace. ROME, June 8.—The Vatican intends to propose a peace congress soon looking toward the bringing an end to the war, according to the Giornale d'Italia. Pope Benedict, it is said will propose that he preside over the congress in person.

SUIT IS FILED TO ENJOIN BOND ISSUE

Harry Pearce, through his attorney O. P. Coshow, today filed a petition in the circuit court, asking that the council be enjoined from entering into any contract with Kendall Bros. and from issuing any part or all of the bonds which were authorized at the election held here last Thursday.

This suit is regarded as a friendly one to test out the validity of the election and the bonds and is filed at this time in order to expedite the work of railroad construction. A decision on the injunction is expected within a few days from Judge Ellsworth who will hear the application. As soon as his decision is announced the case will be appealed to the supreme court where a decision will probably be handed down within a very few weeks. A suit of this nature is necessary before bond buyers will purchase municipal bonds of this character.

In acknowledging the check for her services as one of the judges of the eugenics contest at the late carnival, Dr. Mary Madigan, of Portland, expressed her delight at the fine time she had while here. She states, when speaking of the baby contest that "the success of the eugenics contest was due almost entirely to the supervision and personal work of Mrs. L. O. Maddox. Her official management made possible the thorough examination of such a large number of babies in one day.

MAYOR NAMES R.R. COMMITTEE

Council Will Confer With Officials About Lease

MAYOR ACTS AS CHAIRMAN OF BOARD

Bill For Weed Cutting Considered Excessive and Is "Trimmed" Accordingly By The Council.

COUNCIL CHAMBERS, June 7.—That the city council will safeguard the city's interests in the matter of the contracts and other legal affairs before a lease is signed with the Kennells was made apparent at the meeting of the body last evening. Mr. Hamilton read a resolution which after eulogizing the Kennells for what they intend to do for this city and what they will do when once they get started, provided for the appointment of a committee which will be known as the railroad committee and whose duties will be to enter into a contract with the Roseburg and Eastern Railroad Company for the construction of the said railroad by the railroad company and leasing the railroad to the said company. Mayor Rice, after some consideration, appointed the entire council to act as a committee and upon a motion put to the body by Mr. Clark, Mayor Rice was elected to act as chairman of the committee.

A communication was read from the chairman of the committee having charge of the itinerary of the trip of the Liberty Bell which said that the historic relic would arrive in this city on July 15 at 8:15 p. m. A committee consisting of Clark, Shambrook and Hamilton was appointed to attend to any arrangements which may be necessary to make for the reception of the bell.

A letter from W. D. Haynes, of Owensburg, Ky., was read which stated that he had rented a house of his in this city for pest purposes and that but a half month's rent was paid to him when he had rented it to the city for a whole month. It was explained that it had been used but 13 days and a release had been obtained from the agent in this city and a check for 13 days mailed to him. This explanation was considered sufficient and the matter dropped.

Mr. Shambrook stated that nothing could be done about the matter of hitching horses in North Rose street, as it was a public street and not used at all and besides but very little hitching was done there at any time.

A petition from a number of property owners asking that the city have a survey made of a sanitary sewer system which will give relief to a section of Chadwick addition, known as block 6, and which is without sewer connections. This is be-

tween Fowler and Pitzer streets south of Deer creek and for a portion of London and Wheeler's addition and for a portion of Craig's addition and for a portion of Main streets. It was explained that all of the necessary right of ways had been secured through whose properties this sewer will have to pass and a motion was made to have the engineer prepare the necessary plans and specifications for the construction of the sewer.

The marshal reported that he had served the Douglas County Building and Loan Co. with a notice to cut the weeds on lot 2, block 59 and that they had failed to comply with the notice and that he had had the weeds cut and the cost assessed against the property. The same action was taken on the lot owned by Frank Alley on S. Stephens street. The bill for the former, amounting to \$12, was considered excessive by the council and was cut in two, the latter bill amounting to \$5.40, was allowed.

The office of electrical inspector is costing the city good money every month, according to the reports of the office, as but \$5.20 has been turned in by the inspector and \$30 paid him in salary. The difficulty will be given some investigation by the members and a report made at the next meeting.

A bill for \$84.45 of Mrs. Evelyn Johnson for a transcript of the case of Gilles vs. the City of Roseburg, was reported without recommendation, but after the city attorney had explained the matter the bill was ordered paid.

An ordinance providing for the construction of a sewer in block 81 was read the first and second times.

The speed ordinance, which has been in the hands of the city attorney for some time undergoing some changes was reported and read. The limits of speed within the business districts was left blank by Mr. Abraham, so they could be filled in to suit the members of the body. It was suggested by the petitioner that the limit be raised to 20 miles in the residential districts and 12 miles an hour on Cass, Jackson and Sheridan streets. Hamilton and Shambrook objected to the 20 mile speed and voted against it when it came up for a vote. The other members outnumbered them and the measure was passed with the figures standing that way.

An ordinance regulating the posting of advertisements and posters by outside concerns within the city limits was read. This ordinance provides for the licensing of concerns of this kind and prohibits certain kinds of signs being tacked or posted in the city. All of the members considered this a good measure, and it will doubtless be passed when it comes up for final consideration.

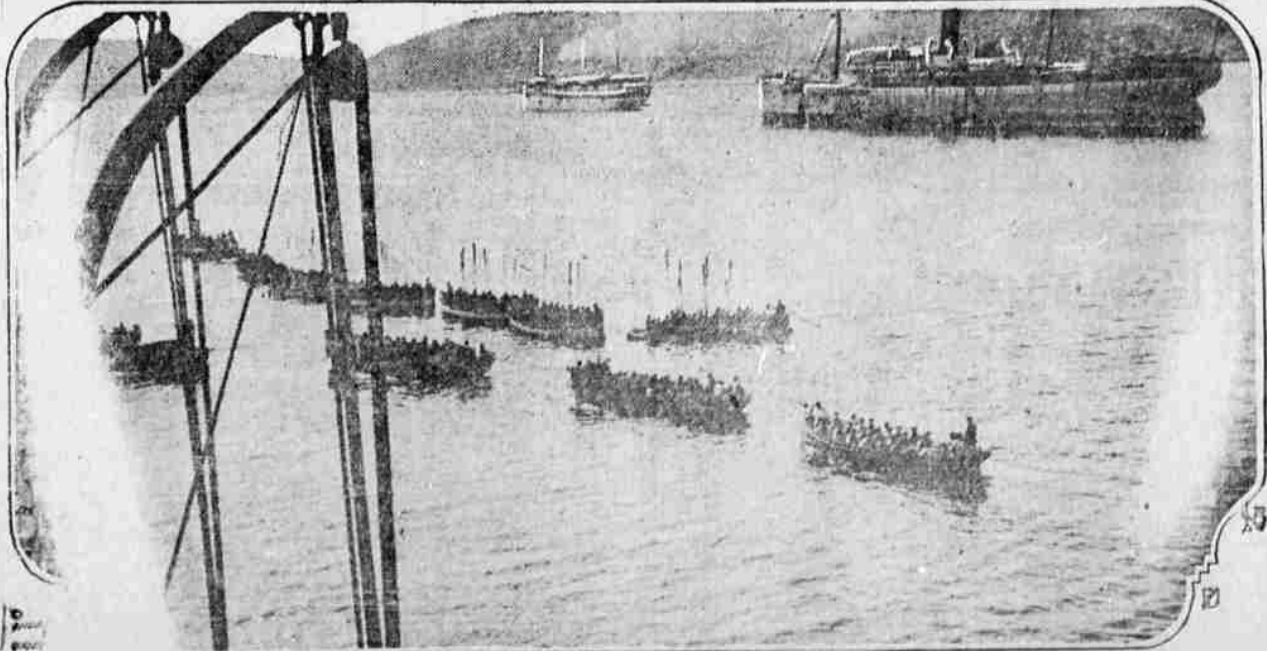
Shambrook called the attention of the council that the time limit on the notice served upon J. W. Hamilton for the construction of his sidewalk on East Lane street, had expired and that he was in favor of having a walk constructed there as the city had forced a number of other property owners to put in walks and he was no respecter of persons. Mayor Rice stated that he was not in favor of having any more law suits for the construction of walks, even if they were necessary. Shambrook contended that if the city "lay down" on this case they could never force another walk in the city. Councilman Hamilton stated that where the city was weak was in the fact that it did not provide for the continuation of this walk on Lane street past the Wollenberg properties. Shambrook made a motion to have the marshal advertise for bids for the construction of the Hamilton walk and one in front of the property belonging to Mrs. Frank on E. Oak street.

BOND JUMPER ARRESTED AT THE DALLES YESTERDAY

The sheriff received word this morning that Eben Mode, who formerly lived near Kellogg was arrested at The Dalles yesterday and that the officers would hold him until the arrival of the officers from this place. Sheriff Quine said this morning that he would go after him tomorrow when he would take Jack Mangum to the penitentiary to begin the serving of his sentence of two to 20 years for forgery.

Mrs. M. O. Walker left today for her home at Wilbur after a visit with friends and relatives in this city.

PROTECTED BY WARSHIP GUNS, ALLIED TROOPS LAND AT THE DARDANELLES



A procession of boats filled with allied expeditionary troops are here seen passing between the transports on their way toward Gallipoli peninsula, at the mouth of the Dardanelles. They are being towed by pinnaces from the battleships. Just a few moments after this picture was taken a hidden land battery on the shores opened fire on the boats and succeeded in sinking one of them, though the men were rescued.