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VOL. XXIV, No. 152, OF ROSEBURG REVIEW. ROSEBURG, OREGON, TUESDAY, SEPTEMBER 6, 1931. VOL. X, No. 206 OF THE EVENING NEWS.

## ARGUMENTS FOR CHANGE OF VENUE

### MOTION FOR CHANGE OF VENUE IN BRUMFIELD TRIAL ARGUED IN CIRCUIT COURT

District Attorney Filed Counter Motion This Morning Alleging That Defendant Can Be Accorded Fair and Impartial Trial In Douglas County

The Douglas county circuit court convened this morning at 10 o'clock for the purpose of hearing the motion for change of venue in the case of **Brumfield** vs. **State**. Judge **Bingham** presiding. Judge **Bingham** is now in Roseburg last night and arrived in Roseburg this morning at 10 o'clock. The court session was a very brief one, consuming less than a half hour. The court convened again this afternoon at 1:30 o'clock.

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### War In Ireland Appears Imminent

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### FALSE RUMORS ALLEGED

Charge Newspapers With Having Inflamed Public Mind to Such Degree Fair and Impartial Trial is Impossible.

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The first official statement made by **Attorneys Rice and Orcutt**, who are defending **Dr. Brumfield**, is intimating that an effort will be made to delay the trial of this case for at least 30 days. Charges of prejudice and bias are made against the inhabitants of the entire county and the attorneys state that it is upon this foundation that they are basing their application for a change of venue.

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### Italian Murders Arouse New York

NEW YORK, Sept. 6.—Four Italian murders within the last 24 hours lead the police to believe that the "Gang Killers," an organization of hired assassins, are resuming operations. Further killings are feared. Several suspects are being held here and in Detroit, Buffalo, Pittsburgh and other cities are being watched.

### Irish Workers Are In Rebellion

CORK, Sept. 6.—Representatives of the transport workers union, this morning took possession of the offices of the Harbor Board because of the refusal of the board to grant a minimum wage of 70 shillings a week. A red flag floated from the building at midday.

### Police Quell Riot on Boat

NEW YORK, Sept. 6.—Policemen with riot guns, were summoned by a radio message to break up a fight between negro and white members of the crew of the shipping board freighter **Kiwania**, anchored off Staten Island. They found **Captain Charles Boothby** barricaded in his cabin, bruised and bitten. He attributed his injuries to white members of the crew. When the police boat appeared the officers heard shots and saw negroes and whites battling on the deck. Twelve negroes were opposing the rush of thirty whites toward the captain's cabin.

### Socialists Plan Union of Radicals

WASHINGTON, Sept. 6.—A plot for the mobilization of all kinds of radicals into an effective political machine to be united with the American socialist party, was revealed here today. A nationwide campaign to effect this union has been started. Should the plan be adopted the following results will follow: The election of from twelve to twenty-five radicals in congress, instead of one socialist as at present; the election of a score of state legislators and some governors, county and city officials; a great increase in radicalism and a reform in the two major parties.

### Alleged Bad Check Man Caught

J. B. "Chief" Ballot was arrested yesterday at Salem charged with passing a bad check for the sum of \$20 on the C. J. Breier store. Ballot has been employed in Roseburg for a number of weeks, and during the summer was a popular player in the twilight league. It is charged that on Friday he purchased articles at the Breier store and tendered a check in payment. The check upon presentation to the bank proved to be worthless and was rejected. Sheriff Starnes was notified and succeeded in having the man captured in Salem, where he is now being held.

### Arraignment of Woman Postponed

SALEM, Sept. 6.—Delay in the return of Justice of the Peace Urruh caused the postponement of the scheduled arraignment of Mrs. Alma Louise Wursterberger, self-confessed husband murderer. The woman, who is in jail here, declares that all she wants is justice. She appears to be considerably disturbed by the trend of events although she adheres to her story of the murder of her husband, which she said was incited through his repeated threats to kill her. She will be charged with first degree murder.

Dr. S. A. Danford, district superintendent of the M. E. church, is expected in Roseburg today and will hold the quarterly meeting tonight at 8 o'clock. He desires that all officials of the church be present.

## ROY GARDNER, SUPER BANDIT, MAKES SENSATIONAL ESCAPE FROM MC NEIL ISLAND PRISON

Companion In Dash for Liberty Loses Life, But Gardner Reaches Woods Safely and Eludes Searchers Who Comb Island and Peninsula

TACOMA, Sept. 6.—Officers, guards and possemen working in the vicinity of **McNeil Island** penitentiary, have abandoned the theory that **Gardner** is still on the island, and are now working on the mainland. They think the daring bandit made good his escape across the treacherous waters strengthening the belief that **Gardner** had confederates with whom he planned his escape. **Bogart** and **Impny** are believed to have been drawn into the plot by **Gardner's** magnetic personality, solely as a shield for **Gardner** himself. Every time **Gardner** has planned an escape he has had another prisoner escape with him, thus dividing the trails. The officers expect to find the convict's discarded clothing as the first clue to the direction he took.

**Roy Gardner**, super bandit is free again. With government launches patrolling the waters all about **McNeil's** island and posses combing **Olympic** peninsula **Gardner** still enjoys his liberty after a sensational and daring escape from the federal prison. **Gardner's** escape is believed to have been planned for a long time and during an exciting period of the ball game yesterday, he made his dash for liberty. Accompanying him in the attempt were **Everett Impny** and **Lawradus Bogart**, former soldiers, sentenced to life for an attack on an army nurse at **Camp Lewis**.

**Impny** is Killed. SEATTLE, Wash., Sept. 5.—Under the eyes of **Herber H. Votaw**, superintendent of federal prisons and brother-in-law of President Harding, three convicts in the **McNeil Island** federal penitentiary today made a dash for liberty, with the result that one is dead, another is seriously wounded and the third, **Roy Impny**, was killed.

### Sheriff Does Not Fear Violence to Prisoner From Residents of Douglas Co.

Apparently in an effort to cause the officers to believe **Dr. Brumfield** to be in danger of being lynched in order to strengthen their chance for a change of venue, **Attorneys Rice and Orcutt**, yesterday appealed to Sheriff **Starnes** to double the guard about the jail and quoted from a letter purporting to be from a person having "inside dope" on a "necktie party," which, according to the letter was scheduled for last night. Sheriff **Starnes** refused to increase the guard, stating that the prisoner is in no danger of violence at the hands of the populace of Douglas county.

### Ghost of Dennis Russell May Walk Into Courtroom to Tell of Roasting Cadaver Under Car

Perhaps a body was secured from some hospital and "planted" by **Dr. R. M. Brumfield** and **Dennis Russell** in the new theory on the murder mystery that was advanced yesterday by **David W. Hazen** in the **Portland Telegram**. **Hazen** points out that some people think the whole affair planned by the local dentist to secure his insurance money, that he tried to disappear and that he burned the corpse found under the automobile was a cadaver secured by **Brumfield** and used by him and **Dennis Russell** on the gory night of July 15th. The **Telegram's** correspondent said, "What tack **Brumfield's** lawyers will take in their attempt to defend him is a puzzle. The 'open memory' idea that has been adopted by the dentist will not stand under fire according to attorneys on the sidewalk. It is not thought the 'brain storm' plan will be tried, although the thoughtful man maintains that insanity will be the defense."

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