

The WEATHER

Highest Yesterday 57
Lowest Last Night 42
Fair tonight and Wednesday, frost tonight.

Roseburg News-Review

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Consolidation of The Evening News and The Roseburg Review

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VOL. XIII. NO. 2 OF THE EVENING NEWS

INDICT SHEPHERD AND FAIMAN TODAY

BACTERIOLOGIST GAVE SHEPHERD TYPHOID GERMS TO KILL WEALTHY ORPHAN; WAS TO RECEIVE BIG SUM

C. C. Faiman Points Accusing Finger at William Shepherd and Says He Knew of Death Plans and Instructed Man How to Inoculate the Youth.

(Associated Press Leased Wire.) CHICAGO, Mar. 17.—True bills charging both William D. Shepherd and C. C. Faiman, proprietor of a school of bacteriology, with having caused the death of William Nelson McClintock by typhoid fever are confidently expected this afternoon, said Robert E. Crowe, state attorney upon reaching his office after an all night investigation of the case.

Faiman probably will sign an immunity waiver and testify before the grand jury this afternoon said Mr. Crowe. Faiman early today informed the state attorney that upon Shepherd's promising him \$100,000 from the \$1,000,000 estate of young McClintock, willing to Shepherd he provided the typhoid bacilli which Shepherd, he alleged administered to the youth with fatal results.

Mr. Crowe said he expected indictments to be returned tomorrow before the grand jury. Mr. Shepherd will not be taken before the grand jury, said Mr. Crowe. The witnesses this afternoon will include Faiman, Harry Olson, Chief Justice of the municipal court and several doctors and nurses.

CHICAGO, Mar. 17.—Typhoid fever germs which killed William Nelson McClintock, "millionaire orphan" were given William Darling Shepherd, foster father and chief heir, upon his promise to pay \$100,000 after settlement of the estate, C. C. Faiman, head of the school of bacteriology, told Robert E. Crowe, state's attorney today. The amount was decided upon, Faiman said, after he first had demanded a quarter of a million dollars, reduced the amount to \$200,000 and finally compromised upon a promise of \$100,000, after numerous conferences with Shepherd. Faiman said that he advised the method of administering the germs and advised Shepherd as to further steps to assure the death of the rich youth.

Approximately a dozen conferences were recounted in Faiman's statement and brought his association with Shepherd up to a time after McClintock's death when, Faiman said, Shepherd said he was going away for a short rest to return soon. Faiman's statement did not in-



ISABELLE POPE & W.D. SHEPHERD

Without making any specific charges, the State's Attorney's office in Chicago has ordered a warrant for the arrest of William D. Shepherd, chief figure in the investigation into the death of his millionaire foster son, William Nelson McClintock, whose fortune he inherited. Miss Isabelle Pope, the dead boy's fiancée, is aiding in the investigation.

CHRONOLOGICAL HISTORY OF THE McCLINTOCK CASE

(Associated Press Leased Wire.) CHICAGO, Mar. 17.—William Nelson McClintock, known as the "millionaire orphan" die at the home of his foster parents, Mr. and Mrs. William D. Shepherd, last December 4, while his fiancée Miss Isabelle Pope, waited with a marriage license to wed him. By the terms of a will brought forth by Shepherd and drawn up by him shortly after young McClintock reached his twenty-first birthday nearly a year ago, his entire estate, valued at upward of \$1,500,000 was left to Shepherd except for an annuity of \$8,000 which will be directed to be given to Miss Pope, although no provision for the annuity was made.

Three weeks after McClintock's death, Judge Harry Olson, chief justice of the municipal court and a life-long friend of the McClintock family, asked that the young millionaire's body be exhumed and an inquest held. Judge Olson expressed the belief that McClintock had not died a natural death and that he had been the victim of typhoid inoculation or of poison. A chemical analysis of the body showed that death was due to typhoid fever, although the coroner's chemists did not venture an opinion as to how the fever was contracted and admitted that certain poisons might not show in a chemical analysis after death.

When the investigation was launched, Shepherd and his wife, the latter a co-guardian of the youth until he became of age, were in Albuquerque, N. M. Shepherd returned here but after the chemical analysis announced that the findings had completely exonerated him and he went back to New Mexico.

In the meantime several cousins and other relatives of young McClintock had indicated an intention of trying to break the will and shepherd charged repeatedly that the investigation was simply a ruse to prejudice public opinion against him in the will contest.

An inquest into the youth's death was continued from time to time and is now scheduled to be resumed March 23, while a hearing on the will was scheduled for March 17.

During the inquest Judge Olson charged that the death of his brother, Dr. Oscar Olson, the McClintock family physician occurred under mysterious circumstances shortly after he had been visited by Shepherd and asked that his brother's body also be exhumed and examined.

This has not been done. Judge Olson also declared there were mysterious circumstances in the death of young McClintock's mother, that should be investigated.

It was not until information was given that Shepherd had made a study of bacteriology and had made many inquiries about bacteria inoculation that the state's attorney's office began an active investigation.

Charles Faiman, president of a scientific school specializing in bacteriological courses, gave the information which implicated Shepherd directly in the case when he said that Shepherd had gone to his school, had taken a course there and inquired about typhoid bacilli inoculation, declaring that he as an attorney, might be called on to defend a client accused of causing the death of a person by germ inoculation.

Faiman said he advised that the only way such inoculation could be carried out without detection was to give the germs in food. Shortly after the appearance of Shepherd at the school, three tubes of bacilli, one of them containing typhoid germs, disappeared, according to Faiman's story.

He also declared that Shepherd went to his office shortly after McClintock's death and took a letter written by Shepherd and inquiring about courses at the school. Possession of the McClintock millions for years has been followed by ill luck. McClintock's father was killed in an auto accident. Later the mother died after asking the Shepherds to rear her son.

PERUVIANS MAKE THREE ATTACKS

(Associated Press Leased Wire.) BUENOS AIRES, March 17.—The Santiago correspondent of La Nación reports that Mayor of Tacna has sent an official communication to the Chilean foreign office saying that on March 13 a group of Peruvians thrice attacked a detachment of Chilean carabinieri at Tieslaco, being repulsed by the Chileans.

Mr. Thompson was here today attending to business matters and visiting. Mr. Thompson resides at Camas Valley.

FREIGHT RATES OF RAILROADS TO BE PROBED

Interstate Commerce Commission Orders Investigation of Rates.

COOLIDGE'S PLAN

Connection of Rate Structure With Prosperity of Farmers Cause of Action.

(Associated Press Leased Wire.) WASHINGTON, Mar. 17.—In conformity with the resolution adopted at the last session of congress the interstate commerce commission today ordered an investigation into the existing freight rate structure of all the railroads in the country.

The action is designed to bring out particularly the bearing of railroad rates upon the agricultural industry. In proceedings of recent years it has been claimed that railroad rates on finished goods, President Coolidge in a message to congress a year ago last December dwelt upon the connection of the rate structure with the prosperity of farmers generally. The notice today said the commission would consider this phase of the subject and seek as well to find and remove discriminations which may exist between geographical areas and industries.

"In discharge of this duty," it added, "the commission will not enter at once upon extensive hearings. It intends to conduct the investigation in a manner conducive to the efficient and orderly development of material facts and with as little delay and expense to shippers, carriers and the government and as little disturbing effect upon production, distribution and the free flow of commerce as may be found practicable.

"Necessary or appropriate declarations and orders may be made in the progress of the investigation, the commission is required to effect with the least practicable delay such changes in the rate structure of the country as will promote the freedom of movement by common carrier of the products of agriculture affected by the existing depression declared in senate resolutions including livestock at the lowest possible lawful rates compatible with the maintenance of adequate transportation services."

While the resolution used the words "common carriers" in directing the investigation of the commission said it was not the intention to take up the rates of pipe line, express, telegraph, telephone or steering car companies in the present proceedings which would only include rail and water carriers. The scope will embrace the operations which prevail in the several industries of the country—the general and comparative levels in market values of various commodities and a "natural and proper development of the country as a whole insofar as these matters affect the fixing of fair rail road rates.

Notice was given that representatives of all carriers, state, federal and local authorities, and shippers or organizations of shippers might file briefs or statements as to the procedure to be followed or complaints or affidavits of discrimination. These will be received until May 15 and answers to them, in case answers are necessary, until June 15.

RINEHART RESIGNS

(Associated Press Leased Wire.) SALEM, Ore., Mar. 17.—The resignation of T. A. Rinehart, as secretary of the state tax commission today, effective April 1. Ralph Wirth, who is now in the employ of the department was elected in his place.

Part of the duties of the new secretary will be to assist in assembling data accumulating in the proposed investigation of assessment methods in the various counties of the state.

GLORIA COMING HOME

PARIS, Mar. 17.—Gloria Swanson, film star, and her husband, Margus Henri De La Palaise, are booked to sail on the liner Paris for New York tomorrow.

DUBLIN OBSERVES ST. PATRICK'S DAY

(Associated Press Leased Wire.) DUBLIN, Mar. 17.—Armored cars, artillery, airplanes and several thousand free state troops with their bands took part in today's military display here in honor of St. Patrick's Day. After mass the troops paraded the principal streets while airplanes maneuvered over the city. At College Green, President Cosgrove with the members of his government and the army chiefs took the salute as the soldiers marched past. The day was observed quietly as a general rule, more as a religious festival than a secular holiday.

ST. PATRICK'S DAY LACKS THE CHEER

(Associated Press Leased Wire.) SALEM, Ore., Mar. 17.—Whether a St. Patrick's Day will be a merry one in Oregon is in question for today William S. Levens, new state prohibition commissioner is to take office. Levens filed his bond with the secretary of state yesterday and announced that he will continue the office of the department in Portland where it has been maintained by George Cleaver, Levens' predecessor. Levens said yesterday that he has not yet appointed any of his aides.

VETERAN IS MURDERED

(Associated Press Leased Wire.) SEATTLE, Mar. 17.—Police are seeking for two companions of John Russell, 50, a Spanish War veteran, who was found dead, fully clothed in his room in a hotel here today.

BURGLAR SENTENCED

(Associated Press Leased Wire.) PORTLAND, Ore., Mar. 17.—Ten years in the penitentiary was the sentence imposed today by Circuit Judge Tucker upon Joseph B. Ferrario who was convicted of attacking J. A. Johnson, manager of the Pantages Theatre here recently in an attempt to rob him \$5,000 of the theatre's money. Ferrario claimed to be a San Francisco pugilist, veteran of 250 ring battles. In a plea for clemency Ferrario produced letters to show that he never had been in trouble before and that he aided San Francisco officers in enforcing the law.

INSURANCE POLICY ROY D'AUTREMONT CANCELLED TODAY

Judge Hamilton today handed down a decision in the case of the Guardian Life Insurance Company against Roy A. D'Autremont and Dorothy M. Wiberg, cancelling the insurance policies taken out by D'Autremont. A settlement was made with Miss Wiberg in the sum of \$750.

D'Autremont took out a number of insurance policies. Miss Wiberg being made beneficiary in two of them to the amount of \$3,000. When the young man became charged with the holding up and robbery of an S. P. train, and the murder of a member of the train crew at Siskiyou, the insurance company brought suit to cancel the policies, claiming that at the time D'Autremont procured the policies that he was intending to embark upon a career of crime.

Miss Wiberg answered the complaint and contested the case brought by the insurance company, but a settlement was reached between them. The company served notice upon D'Autremont to appear, but as he is a fugitive from justice his case went by default.

WILL INSTALL FIRE HYDRANTS WHERE NEEDED

City Council to Give Better Fire Protection to Outlying Parts of Town.

SURVEY IS ORDERED

Condemnation of Property to Permit Paving Asked by Residents—Reports Received.

The city council held a busy session last night, taking up a number of important matters. There were quite a number of persons present at the meeting with requests or recommendations, so that the meeting was very interesting.

G. V. Wimberly informed the council that over a year ago he made a request for a fire hydrant at the head of East Lane street. Nothing was done about the matter by the old council, and at the fire a few nights ago the firemen were forced to pump the water through 1500 feet of hose. He asked that there be some action taken to place a hydrant at the head of the street, suggesting that a main be laid from the reservoir east of town, so that there would be less friction loss. He was advised that the council had already recognized this need and was preparing to take some steps to remedy the condition. The fire and water committee was instructed to determine the best course in this particular case, and also to make a tour of inspection of the city to find out whether or not there are other unprotected areas, where fire hydrants should be installed.

A petition from residents of Parrott street asking for paving upon that street was referred to the street committee.

A petition for grading and travelling of Spring street, in Terrace Park addition, was also referred to the street committee. The residents of Benson and McClellan streets presented a petition asking for the condemnation of a small strip of land which is holding up paving there. It appears that when the street was dedicated that there was a five-foot strip lying along one side of each street, title to which is vested in W. L. Cobb. The residents of the street desire to pave, but can do nothing because of this small strip of land. They now ask for condemnation so that they can proceed with the improvement desired. The matter was referred to the city attorney.

The Coen Lumber company asked for installation of drainage pipes to take care of surface water which now flows off Pine and Mill streets on to their property, and also for two fire hydrants to give added fire protection for their mill property. The matter was referred to the health and police and the fire and water committees.

Acting upon the report of the street committee, that the council has no right to permit garages to be built in streets, the marshal was ordered to have two garages removed from East 4th street.

It was reported that the grading of the city's share of the Mt. Nelson road has been completed, and the cost bill was reported, being \$1,277.35.

In regard to the petition of the residents of South Mill street for the grading and travelling of the road there, the petition was continued until the residents can bring in an agreement to pay the costs of the improvement.

The health and police committee reported that the fences around the city reservoirs are in good condition, and that their investigation of sanitary conditions at Deer Creek resulted in a finding that there are a number of unsightly places, but that there is nothing of an unsanitary nature.

The report of the committee on electric lights regarding a light on Spruce and Douglas streets, was laid on the table. D. R. Shambrook was reimbursed in the sum of \$11.25 for money paid on the surveying of Commercial Avenue. Several years ago the residents petitioned for the paving of the street and the engineer surveyed the proposed improvement and drew up

To Get Millions



William A. Clark, Jr., founder of the Philharmonic Symphony Orchestra of Los Angeles and son of the late ex-Senator William A. Clark, who died recently in New York, will probably be the richest man in California when he receives his share of his father's \$100,000,000 estate. Young Clark's fortune was estimated at \$40,000,000 before his father's death.

CONSCIENCE FUND GETS A DONATION

(Associated Press Leased Wire.) SALEM, Mar. 17.—The state of Oregon now has the beginning of a conscience fund. Yesterday Secretary of State Koser received a check from Charles J. Shelton who was a representative in the recent legislature from Baker county for \$15.60. Shelton explaining that the amount represented an overpayment from the state at the end of the session. He said the secretary of state had computed his mileage from Salem to Halfway, Ore., when it should have been computed only to Baker.

SUPREME COURT DECISIONS TODAY

(Associated Press Leased Wire.) SALEM, Ore., March 18.—The following opinions were handed down by the supreme court today: Ben Rosenblatt, appellant, vs. C. F. Lansing; appeal from Marion county; petition for rehearing denied in opinion by Justice Brown. State of Oregon, appellant, vs. George Chandler; appeal from Lake county; appeal from order of court sustaining demurrer and from judgment on demurrer to an indictment relative to distribution of water. Opinion by Justice Rand. Judge J. M. Batchelder reversed and case remanded.

M. P. Vanderpool, appellant, vs. E. Burkitt; appeal from Multnomah county; appeal from order sustaining motion to set aside judgment. Opinion by Justice Rand. Judge John P. Cavanaugh affirmed.

Robert L. Collis, appellant, vs. P. A. Sutherland; appeal from Multnomah county; suit to collect money; opinion by Justice Belt. Judge Gustave Anderson reversed and case remanded.

Petition for rehearing denied in Kesterson vs. Oregon-California Power Company, et al.

J. E. Edwards of the Vogan Candy company, is here from Eugene today and tomorrow attending to business matters.

KID M'COY MAY GET ADDITIONAL 38 YEARS ADDED TO HIS SENTENCE

(Associated Press Leased Wire.) LOS ANGELES, Mar. 17.—"Kid" McCoy, ex-pugilist, recently sentenced to San Quentin for the slaying of Mrs. Thresa Mora here last August today faced the prospect of having 38 years of imprisonment added to his term for manslaughter. He was convicted in superior court yesterday on three counts of assault growing out of the pistol orgy which raged in Mrs. Mora antique shop the morning after she died of a bullet wound in the apartment she and McCoy had been occupying. One count of assault with a deadly weapon, carrying a penalty from 1 to 10 years imprisonment, concerned the wounding of W. J. Ross, who attempted to escape

JOHN SARGENT NOMINATED AS ATTORNEY-GEN.

Coolidge Sends Name of Vermont Man to Senate for Ratification.

IS APPROVED TODAY

Quick Action on Nominee Taken—Warren Refuses to Take Recession Appointment.

SENATE CONFIRMS

(Associated Press Leased Wire.) WASHINGTON, March 17.—A favorable report on the nomination of John G. Sargent to be Attorney-General, was voted unanimously today by the senate judiciary committee. The committee took less than three quarters of an hour to arrive at its decision.

Mr. Sargent is a former Attorney-General of the state and characterized by his friends as "the best lawyer in New England," he is sixty-four years old.

Co-incidental with the sending of Mr. Sargent's name to the senate, the White House made public an exchange of correspondence between the president and Mr. Warren in which both made reference to the fight against the latter's confirmation as "political controversy." Mr. Coolidge's letter renewed his offer of a recess appointment and Mr. Warren's declination on the ground that his acceptance would prolong the controversy to the possible annoyance of the administration. Mr. Sargent received his education at Tufts college and was admitted to the bar in 1890.

(Associated Press Leased Wire.) WASHINGTON, Mar. 17.—John P. Sargent, of Vermont, was nominated today by President Coolidge to be attorney-general.

The name of Mr. Sargent was sent to the capitol after Charles B. Warren, twice rejected by the senate, had declined to take a recess appointment to the attorney-generalship and after senate legislation had assured the White House there was a fair prospect of quick approval of the new nominee.

WASHINGTON, March 17.—President Coolidge is expected to send to the senate today a new nomination for the Attorney-Generalship.

At the same time the White House made public letters exchanged by the president and Mr. Warren, in which the chief executive referred to the senate fight against confirmation as "a political controversy" and declared the plan to give Mr. Warren a recess appointment was due to "unshaken confidence" in him.

Advised by Charles B. Warren of Detroit that after senate legislation a recess appointment after having been twice rejected by the senate, Mr. Coolidge conferred

from the antique shop after McCoy had staggered in, drunk and disheveled, looking for Albert A. Mora, Mrs. Mora's divorced husband. The other two counts, charging assault with intent to murder and calling for penalties of from one to 14 years each, covered the wounding of Mr. and Mrs. Sam Schapp in the same affray.

McCoy will be sentenced Friday, at which time, if Judge Crail sees fit to assess the penalties consecutively the former globe-trotting prize fighter will be burdened with a possible additional term of 33 years. The jury which determined 12 hours before returning a verdict, acquitted McCoy on four other counts charging robbery.