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ROSEBURG NEWS-REVIEW

Consolidation of The Evening News and The Roseburg Review
DOUGLAS COUNTY

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ELECTION MANDAMUS TO BE HELD TO DECIDE ON VETO

Special Election Demanded in Mandamus Order in Supreme Court.

WILL AID FINANCES

Result of Action Will Mean Straightening Out of Financial Tangle and Avoid Deficit.

(Associated Press Leased Wire.)
SALEM, Ore., June 23.—Contending that Governor Pierce did not have a constitutional right to veto the bill passed by the 1925 legislature calling a special election in September, an original proceeding in mandamus was today filed in the supreme court demanding that Secretary of State Koser call a special state election on the second Tuesday of next September. The petition was filed by Attorney John H. McNary of Salem on behalf of L. L. Swan of Albany, a member of the legislature who appears as the petitioner.

The order that was signed by Chief Justice McBride today demands that the secretary of state appear on June 26 and show cause why the special election should not be called.

The act of the legislature which was vetoed by the governor provided that the special election should be called in event the referendum was invoked against any of the revenue producing measures that were passed by the legislature, having particular reference to the tobacco tax act, the bus bill, and the "thing" bill, the latter requiring that self-sustaining state activities pay 10 per cent of their proceeds into the general fund of the state. On all of these measures the referendum has been invoked. Since the governor had vetoed the special election bill the revenues from all these measures were considered to be cut off until after the general election in November 1926, thereby throwing the state's financial condition into a serious tangle and making a state deficit of over \$600,000 by the end of 1926 almost certain. If the mandamus action filed here today is successful, however, the referendum measures will be voted on in September. Should the measures not be defeated in that election the state's finances will be bolstered up accordingly. If the measures are defeated the condition will remain serious.

The bus bill is estimated to produce about \$500,000 for the biennial and the tobacco tax act about \$1,500,000, while the thing act was estimated to yield about \$170,000 for the two years.

The argument in the petition filed today is on the theory that section 1, article IV of the state constitution, known as the initiative and referendum amendment provides that all elections on measures referred to the people shall be had at the biennial regular general elections except when the legislative assembly shall order a special election. It is contended that concurrence of the governor is not required, and that passage of the act by the legislature was sufficient in itself, and the governor's signature is not required.

The State Judge's Association of the county and the state highway department are mainly interested in the success of the action filed here today by Mr. Swan.

The special election bill provided that unless the referendum was invoked on one or more of the revenue bills, all other measures that were referred to the people by the legislature itself should be voted on at the general election in November 1926, while if the referendum were invoked on any revenue measure, all other referred bills would be voted on at the special election. An exception was Senate bill 235, providing for the establishment of a normal school in Eastern Oregon, which will not be voted on until November, 1926. A list of the measures besides the revenue bills that would go before the people at a special election follows:

Proposed constitutional amendments: Dennis resolution declaring against inheritance and income taxes for 15 years.

Authorizing governor to fill vacancies caused by recall.

Authorizing Curry County to exceed 6 per cent tax limitation.

Authorizing certain school districts to exceed 6 per cent limitation.

Authorizing Klamath County to exceed 6 per cent limitation.

Authorizing certain school districts to exceed 6 per cent limitation.

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Amundsen's Hardships In North Told

(Associated Press Leased Wire.)
KINGS BAY, Spitzbergen, Saturday June 20.—(Delayed)—The lost airplane of the Amundsen-Elsworth North Pole expedition by this time probably has been crushed by the ice in which it was left fast and parts of it may eventually drift westward and be cast up somewhere on the Greenland coast.

This is the view taken by the members of the Amundsen party who returned here Thursday in their remaining plane.

The story told by the returning explorers showed that trouble for the party began early, when the machine Amundsen, leader of the expedition, was occupying with Lieutenant Riser-Larsen and Mechanic Carl Feucht descended to a low altitude today after the start to take observations. The motor of this machine, it was stated, suddenly developed a defect, necessitating a forced landing on a narrow strip of water between two moving masses of ice.

Nobody was hurt but the party had to move quickly and abandon everything it could not carry in the way of food and equipment and dash for safety. They were separated by some distance from the other plane, the occupants of which were unable to see them.

In crossing new ice in the attempted salvage work that followed, Lief Dietrichson, pilot, and Oskar Omdahl, mechanic, broke through into the water and were rescued with great difficulty, mainly by the heroic efforts of Lincoln Ellsworth, companion explorer with Amundsen in the expedition. Omdahl, was pretty far gone when he was pulled from the water.

This is the first dispatch from the Associated Press staff representative at Kings Bay that the press agent of the Norwegian Aero Club, which controls the transmission facilities from Spitzbergen, has permitted to come through since Amundsen's return.

OLD VETS GUESTS OF OREGON CITY

OREGON CITY, Ore., June 23.—Blue coated, gray haired veterans, their wives, sons and daughters were guests of the city today from every part of the state of Oregon.

The first of the three days fourth annual encampment of the G. A. R. opened this morning.

Formal business will be taken up at a meeting in the city hall this afternoon. A band concert at 7 o'clock and the camp fire and patriotic program at 8 o'clock will conclude the program of the first of the three days.

Wednesday a parade will be a feature of the morning program.

ANNUAL BAPTIST CHURCH PICNIC TO BE HELD AT LINDBLOOM GROVE FRIDAY

The annual picnic of the Baptist church, will be held at the Lindbloom Grove, three miles east of Dixonville, on Friday, June 26.

The picnic will be an all-day affair, with a fine program of sports and games, with a big picnic dinner at noon. All members of the church, Bible school, and vacation Bible school are invited together with all friends of the church, and a special invitation is being given to the church members of neighboring cities and communities.

MRS. MARTIN IMPROVING FROM RATTLESNAKE BITE

Mrs. James Martin of Tyee, who has been in three hospitals suffering from rattlesnake bites in the right leg, is reported to be improving today by her physician, Dr. E. J. Wainwright. The swelling of the leg and the body, from the poison which was distributed through it, has receded considerably.

The man was described by Woodrich as more than six feet tall, wearing a brown suit of shabby appearance, dark soft hat, gray flannel shirt, black shoes.

He said today that he discounted the partial identification made yesterday of the .41 calibre revolver found near the body of Dovers.

"We have as yet found nothing tangible to work with," said May. James Spooner of West Kelso, yesterday partially identified the weapon as one he formerly owned.

The investigation is being conducted by Deputy Prosecuting Attorney E. J. Quinn in cooperation with May.

A. Ruric Todd, former mayor who returned yesterday and claimed the recall election which recently removed him from office was illegal, delayed today issuance of a proclamation formally claiming the office. He said he was waiting for the arrival of his attorney, John Casey, from Seattle.

TO ATTEND MEETING

Sheriff Sam Starmer today received notification that the annual meeting of the Northwest Association of Sheriffs and police officers will be held at Victoria, B. C., on July 20, 21, and 22. The sheriff will attend the sessions which are very valuable to secure co-operation among various officers.

COOLIDGE WILL ASK REDUCTION OF TAXES, SAYS

President Promises Recommendation of Lowered Tax to Congress.

SPEAKS ON BUDGET

Urges Economy in Federal Expenditures—Business Does Not Suffer From Decreased Rates.

WASHINGTON, June 23.—A promise that he will recommend further reduction of taxes to congress at the December session was made last night by President Coolidge in an address at the semi-annual budget meeting.

He predicted a surplus of \$200,000,000 at the end of the fiscal year June 30, and estimated that the surplus for the coming year would approximate \$290,000,000.

Admitting there was little prospect for several years at least, of cutting government expenditures below three billion dollars annually, Mr. Coolidge said the outlay for the current fiscal year would total \$2,935,000,000, exclusive of money applied to reduction of the public debt and operation of the postal service.

It is his desire, he added, to hold expenditures for the coming year, including the amount applied on debt reduction but excluding the postal service, within \$3,375,000,000, or \$125,000,000, he said, less than estimated comparable expenditures for this year.

Mr. Coolidge also declared he would attempt to hold estimates for the fiscal year beginning July 1, 1926, to \$3,980,000,000, exclusive of the postal service.

The president told his audience, made up of cabinet officials, and departmental executives, that they must continue their efforts to decrease the cost of government. He gave congress credit for supporting the budget, and declared that while the tax burden had been materially lightened, it is still with the people.

"Back of the tireless, persistent and drastic campaign for constructive economy in federal expenditures," declared Mr. Coolidge, "has been the relief of the people of this nation from a great burden of taxation. It has been successful. Taxes have been reduced. The burden of the people has been materially lightened."

"But the reduction has not yet ceased to be a burden. It is to the reaching of this point that our efforts must be directed. The way has been prepared for further tax reduction. This I will recommend to the congress in the next budget message."

"Economy in the cost of government is inseparable from reduction in taxes. We cannot have the latter without the former. From some sources the statement has been made that this continuing drive for economy in federal expenditures is hurting business."

"I have been unable to determine how reduction in taxes is injurious to business. Each tax reduction has been followed by a revival of business. If there is one thing above all others that will stimulate business in the future."

SHORT CIRCUITED WIRES CAUSE HALF MILLION FIRE LOSS

(Associated Press Leased Wire.)
PORTLAND, June 23.—Short circuited wires early today started a fire at the Edwin-Hodson Printing and Engraving plant at Fifteenth and Gilliam Streets, causing an estimated loss of \$165,000.

The blaze was discovered at 4:35 a. m. by the janitor when he came to work. He ran to an adjacent engine company and turned in the alarm. When fire companies arrived the whole interior of the building was a mass of flames.

Automobile license plates for several western states were stored in the basement and were believed to have been ruined. The loss is covered by insurance, company officials indicated.

Fire Marshal's officers, after inspection of the burned establishment this morning, estimated the loss at \$165,000, of which \$150,000 was on the machinery and materials, and \$15,000 on the building.

EVOLUTION TRIAL APPROACHES WITH DEFENSE PREPARED

(Associated Press Leased Wire.)
DAYTON, Tenn., June 23.—Although details yet remain to be worked out, it became known early today that the defense attorneys for John T. Scopes, charged with violating the Tennessee law prohibiting the teaching of evolution in state public schools, have completed a working course.

The remainder of the conference today, it was indicated, will be given over to the working out of various details, determining just what experts along scientific and religious lines will be called and looking toward the naming of individual expert witnesses.

One difficulty confronted in this respect, attorneys for the defense indicated, Scientists, they said, had particular dislike for attorneys and a distaste for appearing in court rooms for the purpose of answering questions and listening to legal quibbles.

The defense will take up the question of the constitutionality of the law. Scientific experts will be brought to testify to the effect that virtually all science touches upon the question of evolution. This, they will argue, virtually would prevent the teaching of all scientific questions in the high schools and colleges of Tennessee.

A third point to be brought out by the defense will be based upon the Bible. Scientists will be brought to testify to the effect that the Bible, in connection with their presentation of this phase, the defense indicated that many biblical authorities and divinity students will testify.

Through the construction of the Tennessee law, it is pointed out, no particular version of the Bible is designated. It might apply equally, attorneys say, to either the Greek Bible, the King James version, or any other of several translations.

KIWANIS PICNIC AT ROCK CREEK WAS FINE EVENT

Roseburg Kiwanians returned to Roseburg late last night after a most enjoyable picnic at Rock Creek, on the Roseburg-Coos Bay highway yesterday afternoon. They met Coos Bay club members at the picnic grounds, and the afternoon was spent in sports and games of all kinds. The Roseburg Kiwanians defeated the Coos Bay members by a game of baseball by a score of 16 to 5. In the evening there was a picnic dinner in which barbecued salmon, crab and clams, together with other sea foods, were provided by the coast party, while the Roseburg delegation provided strawberries, cream and coffee. Short talks were made by W. E. Bobbitt of Klamath Falls, a very interesting and entertaining speaker, and by Congressman W. C. Hawley, who is spending a short time at Coos Bay investigating harbor needs. The picnic was a decided success, and everyone present had a delightful time, and it is expected that several fine events will be arranged in the future.

To Attend Meeting

Sheriff Sam Starmer today received notification that the annual meeting of the Northwest Association of Sheriffs and police officers will be held at Victoria, B. C., on July 20, 21, and 22. The sheriff will attend the sessions which are very valuable to secure co-operation among various officers.

LOOTERS HOLD CITY IN TERROR DURING HOLDUP

Five Robbers Get Huge Sum in Small Wisconsin Village Today.

PHONE WIRES CLIPPED

Three Shoot at Aroused Citizens While Cohorts Blast Vaults—Loss Estimate Large.

(Associated Press Leased Wire.)
SHULLBURG, Wis., June 23.—Robbers entered this town about 1 a. m. today, wrecked the vault in the First National Bank and escaped with an undetermined amount of cash and securities after shooting up the town in the most approved "Wild West" manner. It is believed the loot was not more than \$100,000.

The first intimation the townspeople had that anything was amiss came with a muffled explosion as the first of eight shots were exploded in the bank building. Just after the first explosion a carload of South Dakota motorists drove into town. One of the robbers' lookouts ordered the driver to stop, but he neglected to obey with the result that the tires were shot off his machine and several bullets fired into the body of the car.

DEBRIQUE, Iowa, June 23.—Five men early today robbed the First National Bank at Shullburg, Wis., and escaped in an automobile. It is reported they secured in excess of \$50,000.

While three of the robbers terrorized citizens who were on the streets, the other two gained entrance to the bank through a window and blew the vault.

All telephone wires to the town were cut.

GALENA, Ills., June 23.—Information was received here today that \$75,000 had been taken by the robbers who looted the First National Bank of Shullburg, Wisconsin.

FREEMONT, Ills., June 23.—Five bank robbers held the town of Shullburg, Wis., in a lead mine section, in terror for more than an hour early today, blew open the vault in the First National Bank and escaped with loot supposed to amount to a large sum, at least several thousand dollars. Residents of Shullburg, a little town of 1200 population, in southern Wisconsin, were fired upon by the robbers, who stood on guard.

Two of three explosions partly wrecked the bank building.

The pair on guard duty fired a number of shots when townspeople aroused by the explosions about 3 a. m., appeared at doors or windows. No one was wounded. Before entering the town, the telephone wires were cut. There is no night policeman on duty.

James Simpson, president of the First National Bank, said the loss would be large, but that there was such confusion that he was unable to give an estimate of the amount of the loot. The bank ordinarily has deposits of about a quarter of a million dollars.

FOREST FIRES FEARED

Increasing danger from forest fires, and continued high temperature, was forecast today in a telegram received by the local weather bureau.

Light to fresh north and northeasterly winds are predicted, with relatively low humidity, and continued high temperature for the next two or three days. This condition is stated, will bring about increasing fire hazards.

DEPUTIES FIGHT

(Associated Press Leased Wire.)
PAHIS, June 23.—Today's session of the Chamber of Deputies, considering the Moroccan question, broke up in a free for all fight, when the white haired Colonel Picot, deputy of the right bloc, rushed to the rostrum and slugged the communist deputy Doriot, squarely in the face as the latter was speaking the French government.

"Born to Live and Die in Misery"



Dorothy Perkins, 17, youngest girl ever tried for homicide in New York, was sentenced yesterday to serve from 5 to 15 years imprisonment. Dorothy, "product of the tenements and the daughter of a drunkard, born to live and die in misery," as her counsel put it, was found guilty on a charge of manslaughter, of killing a suitor, Thomas Templeton. She is seen awaiting commitment to prison.

CHINESE RIOTERS ATTACK JAPANESE CONSULS IN SOUTH

(Associated Press Leased Wire.)
Possibly serious developments in the Chinese situation were indicated today by reports in some cases not confirmed, of attacks upon Japanese officials in three cities in South China. In one case, the stoning of a Japanese consul at Ching-Kiang, an apology was demanded and it was intimated Japan might take strong action if the apology was not made.

Reports from Ningpo described the anti-foreign movement as rampant and said rioters looted a foreign mess there.

Japanese consuls were reported to have been stoned both at Chung Kiang, and Ching Kiang. A Japanese customs commissioner was reported killed and two Japanese injured at Wu Chow. This report was not confirmed.

At Peking the diplomatic corps decided to open negotiations with the Chinese government, regarding responsibility for the recent Shanghai strike troubles and for subsequent developments.

At the same time the diplomatic corps sent to the Chinese foreign office a note, refusing to accept responsibility for the delays in settling the Shanghai question. The note also charged the Chinese foreign office with narrating a version of the Shanghai incidents that does not accord with the facts.

Attempting to extend the anti-foreign agitation to Manila, Shanghai radicals today cabled to Comrade in the Philippine city, urging a general strike at Manila beginning today.

(Continued on page 6.)

FREDERICK ALLEN OF THE PORTLAND TELEGRAM VISITS

Frederick S. Allen, assistant publisher and advertising manager of the Portland Telegram, drove in at noon today to see how rich Roseburg and Douglas county are. It is his first stay here since as a youngster he walked barefooted from Eugene to Marshfield years ago before Roseburg ever thought of being placed on the murder map of Oregon.

"I have been living in New York for several years," said Allen, "but I heard a lot about Roseburg during the Brumfield trial. Guess your people are big and tired of hearing about it, but back there any news from Oregon was good to your Uncle Dudley. Some of the papers there had first page stories about that case—and when a Western story breaks onto the first page of a New York daily, they think it is some story, believe me."

Allen is accompanied by his father, Judge S. A. Allen, well known Eugene attorney, and David W. Hazen, the most modern reporter on the Telegram. The party left for Marshfield this afternoon, but will be back tomorrow for a gallon of prune juice which a friend here has promised them.

Well Coming Arrives—Several thousand feet of casing for the Sutherland-Oakland oil well arrived at the Oakland depot this morning, and will be trucked to the well at once. This shipment has been awaited for three weeks or more, and is badly needed in prosecuting the work.

Customs Guard Found Stabbed in Elevator in S. F. Apartment House; Women Admit Killing in Self Defense

(Associated Press Leased Wire.)
SAN FRANCISCO, June 23.—Mrs. Elsie Lotte and Mrs. Frank Howard, who shared a downtown apartment, surrendered to the police at sunrise today and were charged with the killing of Albert Anderson, a United States customs guard. Anderson's body was found in the apartment house elevator on last Sunday night.

The women appeared at the hall of justice after a story appeared in the Examiner quoting them as saying that Anderson was slain in their apartment. The women, the police said, admitted the newspaper account was correct and not the story they told yesterday, denying responsibility on the strength of which they were released.

The Examiner account says Mrs. Howard met Anderson in the street near the apartment Sunday night after a flirtatious approach. They had not been introduced previously. Accompanying Mrs. Howard to the apartment Anderson met Mrs. Lotte and a new found acquaintance known as Grigsby, for whom the police are searching. Anderson, the newspaper story recites, had been drinking and continued drinking in the apartment. He then became abusive, was ordered to leave by Mrs. Howard, refused and struck her in the face. Mrs. Howard then claims he drew a pistol from his pocket and was preparing to shoot, when, in self defense, she grabbed a knife and drove it into Anderson's side near the heart. He was then picked up by Grigsby. Mrs. Lotte and Mrs. Howard and stowed in the apartment elevator, dead.

Anderson was divorced last Thursday.

SANTA BARBARA, Cal., June 23.—A man known as Grigsby and wanted in San Francisco in connection with the alleged murder of Albert Anderson, customs guard, was arrested here today by Sheriff Ross and taken from the state. He is being held on advice from San Francisco authorities.

SHEPHERD GOES TO STAND FOR OWN DEFENSE

Accused Slayer of "Billy" McClintock Denies All 22 Counts.

EXAMINATION BRIEF

Only Few Minutes Used in Questioning Witness—State Asks No Questions About Death.

(Associated Press Leased Wire.)
CHICAGO, June 23.—In almost the first words of its opening address to the jury the state demanded the death penalty for William D. Shepherd, accused of the murder of William McClintock.

"It is up to you, gentlemen of the jury, to fix the punishment in this case, 14 years to life imprisonment, or death," said George E. Gorman, first assistant state's attorney.

"We contend, however, that this murder was so brutal that there is but one penalty which would be proper, and that is the death penalty."

Mrs. Shepherd burst into tears when Gorman said that she had been used in Shepherd's plan to obtain the McClintock fortune.

It was her first display of emotion since the trial started. She was hidden from the jury by a huge curtain.

Mr. Gorman had not concluded his argument when at 4:28 p. m. court adjourned until 10 a. m. tomorrow.

CHICAGO, June 23.—William D. Shepherd took the witness stand today and denied every detail of the state's accusation that he slew his millionaire foster son, "Billy" McClintock, with typhoid bacilli.

In three minutes in the witness box Shepherd denied he had used germs or poisons to kill the boy who killed him his rich estate, or had caused death in any other manner, thereby covering each of the 22 counts in the formal indictment. He denied further that prior to his arrest he ever had seen Charles C. Faiman, who a few days ago told the jury he gave germs to Shepherd and taught him how to kill with them.

The defense rested its case at 2:30 p. m. after Shepherd was excused from the witness stand.

The cross-examination was concluded in four minutes after the afternoon session was resumed. The prosecutor did not ask a question regarding the illness or death of "Billy" McClintock, nor query Shepherd as alleged to have written to Faiman's school or the school itself.

Shepherd obviously was astonished by the prosecutor's remark, "that's all."

The court room was taken by surprise and gasped.

The greatest crowd of the entire trial had struggled for entrance to hear the remainder of Shepherd's cross-examination.

Five minutes sufficed for arranging the division of time for arguments and George E. Gorman, first assistant state's attorney, immediately began the first of the arguments to the jury.

It was agreed there would be no time limits on the addresses to the jury. Mr. Gorman said he would talk about three hours, however. He will be followed by William Scott Stewart, chief of defense counsel. W. W. O'Brien, Stewart's partner, will be the third speaker and Mr. Crowe will close the case for the state.

In concluding the cross-examination of Shepherd, Prosecutor Crowe asked only a few questions regarding the property Shepherd had indicated he wanted his foster son to give him, and about a letter Shepherd wrote to Miss Estelle Gehling, a young nurse.

In them, however, the prosecutor heavily stressed the state's case. (Continued on page 2.)

The Weather
Highest temp. yesterday 85
Lowest temp. last night 47
Fair tonight and Wednesday, warmer tonight, low humidity, with increasing fire hazard.