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DOUGLAS COUNTY



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DEATH CELLS NOW HOLD ONE CONVICT TRIP

Recapture of Murray's Two Pals on Sunday Leaves Finale for Gallows.

KELLY'S NERVE GONE

On Verge of Collapse, Says He Did Not Participate in Shooting—Willos, Also Denies.

SALEM, Ore., Aug. 24.—There is a striking contrast in the demeanor of the three slayer convicts, Tom Murray, Ellsworth Kelly and James Willos, who shot their way out of the Oregon penitentiary on the evening of August 12, and who were returned to the prison Saturday and Sunday.

His capture without the firing of a shot, and the two nights and days he has spent in solitary confinement in a death cell since his return to the big house have done nothing to break the spirit of Murray, and prison officials said this morning, he is apparently resigned to the fact that he will likely hang for the slaying of James Sweeney and Earl Holman, guards, Murray has not yet displayed even a trace of nervousness, say the guards who have watched over him constantly since his return.

Not so with Willos and Kelly, particularly the latter, who has taken every opportunity to plead his innocence of any shooting. His first statement as he reentered the doors of the prison yesterday were:

"I never fired any of the shots. I had nothing at all to do with the shooting."

Kelly is so nervous, prison officials look for him to collapse completely at any time.

Willos, who with Kelly was captured Saturday in eastern Wasco by Deputy Sheriff H. Christofferson, Pete Rexford and George E. Jackson and Constable Ed Goss, all of Portland, showed more composure and bravado than his companion, but was visibly affected by the prospect of hanging. He, too, protested innocence of any criminal offense.

The convicts, who with Tom Murray shot their way out of the Oregon penitentiary at Salem August 12, were captured shortly after 4 o'clock in the afternoon while eating lunch and resting at the head of Rock Creek canyon, 10 miles east of Goldendale on the Bickleton road.

They were surrounded before they were aware of the proximity of the officers of the law. They surrendered, under the cover of rifles of the posse, without putting up any resistance.

Put in Death Cells. Their homecoming was in sharp contrast to the return of Murray just after noon Saturday when ambulances containing a hundred or more curious people were clustered about the gate and the warden's office was crowded with officers, reporters and photographers.

Accompanied by their four captors in an automobile, Willos and Kelly were returned to the prison yesterday morning just after 10:30 o'clock. The warden, a handful of his subordinates and two newspapermen were the only ones to greet them. Neither had more than a few words to say and they were "dressed in" at once and placed in solitary cells in the north end of the cell house that are reserved for condemned men.

Their cells, like Murray's are double locked and covered with screens to prevent any one passing anything into them. Day and night a guard passes back and forth before them.

Between Murray and Willos are two vacant cells, and another unoccupied cell separates Willos and Kelly.

All three of the men have eaten well and slept well, Deputy Warden Lilly reports.

While they contemplate and brood over the events of their immediate past and future, District Attorney John Carson and his assistant, Lyle J. Page, are devoting their entire time to weaving a chain of evidence in support of the three indictments of first degree murder that will be asked of the Marion county grand jury when it convenes here in special session, Wednesday morning at 10 o'clock.

How exhaustive will be the inquiry of the grand jurors. Carson was not prepared to say, but he expects their deliberations to extend over three or four days.

With their report the trial judge will be asked to set the date of their trial as early as possible.

Items You May Have Missed on Your Vacation

DIETRAMSHALL, Bavaria—Von Hindenburg, 78, gets up at 30 every day and walks four miles through forests.

WNA—Former Prince Johann of Prussia, is leading a life here, while his cousin, the ex-Kaiser, is sawing wood at Doorn.

LENINGRAD—Great quantities of jewels have been found in the house the Czar's tailor used to live in.

ROME—Mussolini becomes godfather to 250 children all at once.

BUENOS AIRES—Prince of Wales battles senoritas at the races—with violets.

WORCESTER, Mass.—A fugitive bandit is disguising himself as a flapper.

ASHBURNHAM, Mass.—The town has no police; all three are suspended with the chief when he is caught in raid on gamblers.

HOBOKEN, N. J.—Firemen, attracted by shrieks of "Oh Lord—" find parrot yelling near his prostrate mistress.

PHILADELPHIA—Lyman Ford makes a half-mile parachute jump from a plane, lands safely on top of a motor truck, is knocked off and breaks leg in a ten-foot drop.

POMPTON LAKES, N. J.—Holy Rollers object to mixed bathing by other campers.

NEW YORK—Hope Hampton, youthful star of the films, is to be a mother-in-law. Yvonne Brulatter, daughter of her husband, is to marry.

HOWITZER BURSTS, TAKING LIVES OF NEGRO SOLDIERS

6 Killed Outright at Fort Grant, 15 Others Are in Hospital—Defective Shell Blamed.

ROCKFORD, Ill., Aug. 24.—Six soldiers are reported dead and between 20 and 30 injured, many seriously, by the bursting of a howitzer in the Eighth infantry (negro) regiment area at Camp Grant this afternoon. The identified dead:

Captain Oecelia Brown, commanding the howitzer company, eighth infantry. Corporal Henry Williams.

Privates Ben Anderson, Herbert Durant and Delmas Campbell, all of Chicago. Unconfirmed rumors place the total death list as high as 14.

Fifteen of the injured men have already been removed to Rockford hospitals. The accident occurred just as the men were completing their morning's firing on the Camp Grant range. A defective shell is blamed for the tragedy.

Charlie Wright, negro, Chicago, one of the injured, died soon after he was taken to a hospital, increasing the known death list to seven.

DARROW DECLARES EVOLUTION GROUP TO BE PERSECUTED

DENVER, Colo., Aug. 24.—The fight on evolution is a step back to the civilization of the middle ages, Clarence Darrow, Chicago attorney and Scopes defense counsel in the recent Tennessee "evolution trial," declared last night in an address in the Grace Community church here.

"We have started back on the road to medieval ages when men were drawn and quartered because they did not agree with the accepted precepts concerning the existence of things," Mr. Darrow said.

"There is a large and financially powerful group in this country who are laying plans for a campaign to pass legislation primarily in the western and southern states which will make it a criminal offense to teach in the public schools any doctrine concerning the origin of anything which is contrary to the doctrines found in the book of Genesis."

COCA COLA BUSINESS GOOD.

ATLANTA, Ga., Aug. 24.—Retirement of \$2,000,000 in preferred stock and declaration of the regular quarterly dividend of \$1.75 per share on common stock marked the meeting of directors of the Coca Cola company here today.

ROAD MEETING AND PICNIC HELD AT SCOTTSBURG

Communities Gather to Discuss Advantages of Umpqua Highway.

RAIN DETERRENT

Roseburg Chamber of Commerce Informed Picnic Postponed Because of Bad Weather.

Rain materially affected the inter-community picnic held at Scottsburg yesterday for the purpose of considering the completion of the Umpqua highway. It had been expected that all interested communities would be well represented, but because of the heavy rains on Saturday and Sunday, the attendance was far less than had been anticipated. The secretary of the Roseburg Chamber of Commerce called up Reedsport by telephone early Sunday morning and was informed that the picnic had been postponed, and consequently the Reedsport delegation did not attend. Only one car was present from Reedsport. It is to be hoped that some meeting can be held in the near future under more favorable conditions, as this matter is one of great importance to all communities in Douglas county and the southern part of the Willamette valley, and concerted action should be taken to push the completion of the road.

Cottage Grove, Drain, Yoncalla, Elkton, Scottsburg and Reedsport, were represented at the picnic in spite of the inclemency of the weather. The Reedsport delegation was limited to the occupants of one car, as the one machine was all that could make the trip over the road in its wet condition.

Through the misunderstanding the Reedsport delegation, which would have included representatives of the Chamber of Commerce and the county court, was not present at all.

Considerable enthusiasm was shown and an enjoyable discussion was held both before and after the picnic proper.

The road considered is from Drain to Reedsport, following the Umpqua river for a greater part of the distance. All of the road has been graded, but it needs a great deal of work in the way of graveling and surfacing, together with the construction of bridges. So far the county has constructed the road with practically no assistance. The government has aided in some degree, but the state highway commission has peremptorily ignored the road and has refused all help or aid.

Many arguments were advanced to show the importance of the road among them being that as a commercial route it was of utmost importance, since it linked several communities now more or less out of touch with each other, despite their proximity; that it was the shortest route to the Pacific highway to the coast, but 52 miles long; that it had the best grade of any such route. At present there is one long climb on the road, a climb marked by a plank road, but the plan is to make use of some earlier day work of the Southern Pacific, which at one time started to build a line through to the coast by the same route, complete a tunnel, commenced by the railway and thus remove the grade, giving practically a tidewater route all the way.

One also heard that this route would involve the least cost of any proposed to be constructed to link the Pacific highway and the coast, that should such a crisis arise, it would be available in defense, the "Tos," boosters said, that when tourist-traffic starts up the Roosevelt highway from the south travelers thereon naturally would want to cross over from the coast to the head of the Willamette valley. And they say that Cottage Grove is the head of the Willamette valley and therefore the route should be at this point.

The road at present is quite good from Drain to Scottsburg. There, to travel on to the coast, one first must cross the Umpqua river by ferry and then cover roads which were reported to be not quite so good. The ferry is used mainly to transport milk cans at present.

Scenery is abundant along the route, typical Oregon scenery, mountains, forests and streams. Speechmaking at the picnic was limited to very brief moments. Joseph Lyons, who, with his daughter, was the only one to make the journey from Reedsport, was the principal speaker. He declared that already \$600,000 had been spent on the road, some of it federal money.

(Continued on page 6.)

Pierce's Committee Begins Investigation Leading to a Stronger Penitentiary

SALEM, Ore., Aug. 24.—Colonel C. G. Thomson, manager of Crater Lake National Park, named by Governor Pierce on his committee to investigate conditions at the state penitentiary, this afternoon announced that he had declined to serve on the commission. Colonel Thomson had nothing to say regarding his refusal to serve.

Jefferson Myers, one of the other two members of the committee, when interviewed over the telephone from the penitentiary this afternoon said that the committee would continue with its investigation as though Colonel Thomson had not declined to serve.

SALEM, Ore., Aug. 24.—The fall and complete investigation of conditions at the Oregon state prison, promised by Governor Pierce with the appointment of Colonel C. G. Thomson, superintendent of Crater Lake National Park; Brigadier General George A. White, adjutant of the Oregon National Guard, and Jefferson Myers, former state treasurer, started here this morning. The inquiry was occasioned by the recent prison break.

Stating that no limitations had been placed upon them by the governor, members of the investigating committee this morning said that their probe would be all-embracing in its scope, and would extend into contributing causes of the break as well as general conditions. They intimated that recommendations for alterations and improvements at the prison would be contained in their report.

The committee spent the entire day at the prison inspecting the plant and interviewing employees and prisoners. They said they had no idea of how long it would take them to complete their work.

Warden Dalrymple has announced that work will begin in the near future on the construction of a guard tower over the front gate, in which will be housed the prison arsenal. The tower will command a full view of the front of the prison. A guard stationed in that position would have been able to head off both of the sensational escapes in which Tom Murray, Ellsworth Kelly and Bert "Oregon" Jones figured in the last year and a half.

The warden has also announced that the steps leading to guard towers No. 1 and No. 7 from the front yard are to be removed and entrance to these posts will only be possible from outside the yard. It was up the steps of tower No. 1 that Murray, Kelly and Willos made their way out of the yard after shooting the guards on that post.

Installation of an alarm siren, in case of future breaks is being seriously considered, the warden said.

PAROLE VIOLATOR FROM NEW JERSEY WANTS TO GO BACK

SALEM, Ore., Aug. 24.—Edward Williams, 27, who claims that he is a parole violator from Newark, N. J., walked into Salem police headquarters Sunday night and gave himself up, declaring that he wished to return and "clear himself." He told police that he had been arrested at Newark for non-support, but had been released with the understanding that he would pay his wife \$25 a month and would not leave the state.

Newark police have been notified by telegraph and pending their reply Williams will be held in the city jail here. He has agreed to waive extradition.

7 PLOTTERS DIE ON GALLIERS AT CAIRO

CAIRO, Egypt, Aug. 24.—The seven men principally concerned in the assassination of Sir Lee Stack, Sirdar of the Egyptian army and governor-general of the Sudan, have paid the extreme penalty for their act which caused such a sensation last November and which had such far-reaching political consequences.

They were sent to the scaffold yesterday and were hanged at forty-five minute intervals. The hanging of a black flag each time notifying the crowds outside the prison walls that the trap had fallen.

In Saturday—R. S. Weekly and G. Weekly, of Myrtle Point, spent Saturday and Sunday in this city visiting with friends.

"PHANTOM BANDIT" OF DAYTON, OHIO, RUN DOWN BY DETECTIVES, TURNS OUT TO BE PRESIDENT OF MANUFACTURING COMPANY

DAYTON, Ohio, Aug. 24.—Fred Nichol, Dayton manufacturer, was arrested by detectives today, and is said to have admitted to them that he is the blue masked, blue-robed "phantom bandit," who on August 14, help up and robbed employees of the North Dayton branch of the Dayton Savings Bank and Trust company, escaping with \$28,000, police announced this morning.

Nichol is president of a local manufacturing concern bearing his name. He told detectives that he had turned robber because of financial difficulties. He said he was compelled to raise money; that he conceived the idea of robbing the bank and purchased the blue material of which his robe and mask were made and the gray kid gloves which concealed his hands.

The crew which led to Nichol's arrest was the presence of his adopted daughter, Miss Helen Hammet, an employe of the bank, at the time of the holdup. Methods employed by the robber were so weird that until the detectives started investigating the Nichol crew they had no information on which to base their investigations.

While the "phantom bandit" was being sought by police in autos and by an officer of McCook Field in an airplane, Nichol told how he was driving aimlessly through the country surrounding Dayton.

His purpose, he said, was to throw his pursuers off his trail. Then, according to his confession, he proceeded back to Dayton in his auto, drove to his home, greeted his wife and concealed the plunder.

Mrs. Nichol had no intimation that her husband was under surveillance until Inspector Yendes and the detectives searched the Nichol home today and found the hidden money. The loot was concealed in Nichol's bedroom.

He took only bills of high denominations. A feature of the robbery was the robber's threat to close the seven employes in the huge vault on the main floor of the institution, close the door upon them and leave them to their fate. The frightened employes of the bank, five men and two girls, including Miss Hammet, the adopted daughter of the manufacturer pleaded with the robber for mercy. He then looked only a grating of the vault, walked into the directors' room, near the vault, counted the money and left.

Nichol's place of business is across the street from the bank. Another feature of Nichol's arrest is the fact that while Miss Hammet furnished the key which made it possible to unravel the mystery, she did not know that her foster-father was under suspicion.

PETITION FOR LOWER FARES IN PORTLAND LOST

State Commission Decides Against Contention of Housewives Council.

FULL ANALYSIS MADE

Present Rates Reasonable, Municipal Ownership Would Not Lessen Cost Burden.

SALEM, Ore., Aug. 24.—The complaint of the Housewives Council of Portland, attacking the reasonableness of existing street railway fares of the Portland Electric Power company, was dismissed in an order of the public service commission Saturday. The order was accompanied by an elaborate analysis of the testimony introduced at the hearing in Portland June 23 and 24.

The petition of H. D. Wagner, Sr., that the commission recommend municipal ownership of the Portland street car lines as the solution to the high tariff, was denied in the order which declared that "certain burdens now imposed on the car riders would undoubtedly be transferred to the taxpayers generally, but it is doubted if the actual cost of the service could be materially reduced."

"We are unable to find any evidence to support the allegation of the complainant that the management of the defendant utility is extravagant or inefficient," declares the finding of the commission. "An analysis has been made of the street railway service in Portland, and the following tabulation shows the allocation of the cost of service to each average passenger carried during the year of 1924:

"Maintenance of way and structures, 52 of a cent; maintenance of equipment, 59; wages of motormen and conductors, 275; wages of car house employes, 19; superintendent of transportation, 19; other transportation expenses, 17; power, 19; traffic, 65; wages of general office clerks, 11; law expenses, 91; relief department expenses, 62; injuries and damages, 24; insurance, 91; stationery and printing, 95; miscellaneous general expenses, 96; general office supplies and depreciation, 63; bridge rentals, 15; depreciation, 57; taxes, 103; operating income, 1.04. Average fare collected 7.51.

"It appears that out of the average fare collected of 7.51 cents per passenger, 2.75 cents is paid as wages to motormen and conductors, salaries on wages of general office clerks are for 1924 one-twentieth of a cent per average passenger, fare and law expenses do not appear to be extravagant, and it would be in such items that extravagance would be expected if any were to be found. While it does appear that the wages paid to motormen, conductors, and other similar employes may be slightly above the level of wages paid for similar service in certain other sections of the country, we can find no fault with this, and certainly we cannot say that the wages paid are excessive.

"The plaintiff introduced testimony showing comparisons of fares charged by the Portland street railway system and other street railway systems, municipal operated and otherwise in a small number of cities in the United States. Since only a small number of cities were used in the exact conditions surrounding operation in those cities were not available, the evidence submitted could not be considered as controlling.

Account System O. K. It is alleged that the accounts and reports of the defendant are kept in a misleading manner and show fictitious results and that undue financial burdens are placed upon the street railway lines by reason of arbitrary and unjustified apportionment of expenses as between various activities and operations of the company. An examination of the records and accounts of the defendant discloses that they are kept in accord with the classification of accounts as prescribed by this commission and the interstate commerce commission. A careful check by this commission's staff did not disclose any instance of unreasonable apportionment of expenses as shown in the various activities of the company.

"While it is alleged that the amount of money set aside by the defendant for depreciation is excessive, it appears that there is being set aside only the amount heretofore.

COUPLE SHOT IN AUTO.

HASTINGS, Neb., Aug. 24.—The bodies of Clarence Yagor, 30, and Mrs. Lawrence Hild, both of Hastings, were found huddled down in an auto about one mile east of here this morning. County Attorney Walter M. Crow said he was convinced they were shot to death.

WAGES NOT EXCESSIVE.

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THREE EUGENE MEN PURCHASE CENTRAL OREGON JOURNAL

HEND, Ore., Aug. 24.—The Central Oregon Press, afternoon daily, has been sold to J. E. Shelton, Harold A. Moore and J. W. Jones of Eugene, it was announced today.

Shelton, who has another business interests in Eugene, will continue to make his home in that city, while Moore and Jones will actively manage the paper, the former in charge of the editorial department and the latter in charge of business and advertising.

Shelton was publisher and editor of the Eugene Daily Guard for nine years, while Moore and Jones were connected with the same publication for several years. Jones of late has been field representative for the Oregon State Motor association, while Moore has been with the Morning Register, Eugene.

New officers of the company are: Shelton, president; Moore, vice-president; Jones, secretary-treasurer.

Dan W. Stone, editor for the last year, has no definite plans for the future. George Rochester, business manager for the same period, is moving to Southern California.

Cat's Tongue Restores Hair On Bald Head

NEW YORK, Aug. 24.—Licks by the tongue of a cat have grown hair on the once bald pate of Rudolph Althaus, 60-year-old retired druggist of East Elmhurst, he says.

For years he applied various preparations designed to promote hirsute activity, but none worked. A few months ago his cat, Mike, started licking the shiny head when Althaus took his afternoon nap. Eventually he began to lick when Althaus was awake.

Now his head is covered with a growth a quarter of an inch long. "If I were younger," Althaus says, "I would buy a tame lion and train him to do what Mike does."

HELEN WILKS TENNIS CHAMPION THIRD TIME

FOREST HILLS, N. Y., Aug. 24.—Miss Helen Wilks won the national women's tennis title for the third successive year, when she conquered Miss Cathleen McSane, of England, today in a thrilling three-set match 3-6, 6-0, 6-2.

ACCIDENTS TAKE BIG TOLL OF LIFE DURING WEEK END

Auto and Airplane Wrecks, Drownings, Fires and Trains Cause 26 Fatalities.

CHICAGO, Aug. 24.—Twenty-six persons were killed and many others were injured throughout the country in week-end accidents ranging from automobile collisions to flying mishaps. Seven automobiles were killed; five persons were drowned, five succumbed to violence, while six others were fatally hurt in train, storm, fire and launch accidents.

The automobile toll for the entire week in nine middle western states was 87. Captain B. P. Hoey, 32, of Spokane, Wash., was killed by a machine at Columbus, Ga.

Captain Frazer Hale, of the army air service, and his mechanic, Private Earl G. Norris, were killed at White Sulphur Springs, W. Va., when the machine of the airplane exploded shortly after they had departed off for Washington, while Joe Lachatele, 20, of Grand Rapids, Mich., fell 200 feet to his death while doing "airplane stunts" with a flying circus.

The chief factor against the North Umpqua project is the handicaps offered by transportation facilities. The other two locations are closer to railroads and with good roads affording a means of transporting machinery and equipment. The road up the North Umpqua at present makes it difficult to get in the heavy machinery which will be needed for such development as the company proposes.

However, should the outlook for power consumption in the northern part of the state warrant the immediate construction of the additional unit, it is probable that the North Umpqua project would be determined upon. If the company should secure a contract for the delivery of a great quantity of power at Portland, or elsewhere in the northern part of the state, it would be the company's policy to develop its power at the nearest point, in order to avoid heavy transmission losses, and then the North Umpqua plant would be decided upon without question.

The improvement of the road leading into the forest, will doubtless be a very important factor in the final decision by the officers of the company. If the road is developed to a point where there will be little difficulty in trucking in the heavy machinery and supplies, the power company will doubtless take that fact into consideration.

The action on one of the three power propositions will doubtless come within the next two or three years, Mr. News says, as the company's policy is to keep its facilities for supplying power far ahead of the demand, so that industrial development can be encouraged in every community in which the company operates.

FLORIDA LAND ROW SUIT IS STARTED

MARCO, Fla., Aug. 24.—First steps towards determining the ownership of disputed property on Marco Island were taken here today when Captain "Blm" Daniels, a resident for fifty-one years, was arrested by nine deputy sheriffs when he attempted to start construction of a house on what he claims to be government land open for homestead rights.

SAVANNAH, Ga., Aug. 24.—Twenty-eight persons had been arrested this afternoon as the result of a drive begun early today by federal prohibition agents and the total was expected to be increased to eighty before nightfall.

MEDFORD HOLDS TWO AUTO THEFT CHARGE

MEDFORD, Ore., Aug. 24.—Ellis and Herman Warner, brothers, of Portland, are held by federal authorities here charged with the theft of an automobile in Portland August 19, which they drove to California. The two boys were arrested by local traffic officers yesterday when returning from California.

PROHIBITION NET MAKES BIG HAUL IN SAVANNAH

SAVANNAH, Ga., Aug. 24.—Twenty-eight persons had been arrested this afternoon as the result of a drive begun early today by federal prohibition agents and the total was expected to be increased to eighty before nightfall.