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ROSEBURG, OREGON, FRIDAY, OCTOBER 9, 1925.

VOL. XXI NO. 178 OF THE EVENING NEWS

# WOMAN KILLED IN AUTO WRECK AT SUTHERLIN

## Car Goes Off Pavement in Dense Fog, Killing One; Injuring Another.

### MACHINE TURNS OVER

#### Woman's Head Crushed Beneath Weight of Auto—Was On Way to Visit Daughter in Seattle.

Mrs. Margaret A. Lewis, of 1005 West 38th street, Los Angeles, was instantly killed this morning when the car in which she was riding with a party of friends turned turtle about two miles south of Sutherlin, Walter Smith, another occupant of the machine, was seriously injured, and is expected to recover.

The accident occurred while the automobile was being driven in a dense fog. The highway was obscured and although the car was being driven slowly the driver missed the pavement and went into the ditch. Mrs. Lewis was riding with her head outside in an effort to help in picking out the road and as the car went over her head was badly crushed.

Other members of the party were Victor K. Rowland, 2023 McMillan street, Portland; Earl R. Fullerton, 5372 1/2 Division street, Los Angeles; Miss Grace De Groot, 5407 Selma Vista, Hollywood, and Walter Smith, Hotel Rutland, Los Angeles.

The party left Los Angeles for Seattle on Wednesday. Mrs. Lewis was on the way to visit her daughter, Mrs. N. Coyle, a 1300 Lake Boulevard, Seattle. They had been driving continuously, the men taking turns at driving. Mr. Fullerton was at the wheel when the accident occurred.

The other members of the party, except Mrs. Lewis, were asleep in the back seat of the Jewett touring car.

Just before reaching the unpaved portion of the highway south of Sutherlin, a heavy belt of fog was encountered. It was just after 4 o'clock in the morning, when driving is most difficult, and the highway was practically obscured.

Mr. Fullerton, who was driving, was watching one side of the road and Mrs. Lewis the other. Apparently she failed to observe when the car went off the pavement on to the shoulder, and the machine quickly turned over, landing bottomside up in the ditch, about 6 or 8 feet below the level of the pavement.

Mrs. Lewis' head was caught between the windshield and the curb and she was crushed as the car rolled over. Smith, who was sitting on the extreme right in the rear end of the car, was knocked unconscious, sustaining a deep laceration on his forehead. He was taken to Sutherlin where he regained consciousness about 8 o'clock. He is not thought to be seriously hurt, although he may have suffered a fractured skull.

The car pinned Mrs. Lewis' body beneath its weight, but the other members of the party were able to extricate themselves with little difficulty, having little trouble in getting Mr. Smith out from under the machine. It was some time before the body of Mrs. Lewis could be removed, but a call was immediately sent in for Coroner Ritter, who with Traffic Officer Thurber made a thorough investigation.

The injured man was taken to Sutherlin, where he was given medical attention by Dr. Bertha Devore.

Little could be learned regarding Mrs. Lewis. She was a middle aged, widow lady, who had been living with her sister, Mrs. H. L. Cornforth at the Cornforth Apartments, 1006 W. 38th street, Los Angeles. Her daughter, Mrs. N. Coyle, whom she was going to visit, has been a resident of Seattle for some time.

Coroner Ritter notified both the daughter and sister, by wire, and no disposition will be made of the body until word is received from them.

# RAIN POSTPONES GAME; BLUEJEANS OUT TILL SUNDAY

BASEBALL POSTPONED AT SUTHERLIN

The game between Washington and Pittsburgh was postponed on account of rain.

The outfield was found to be very muddy and the canvas covering on the infield was spotted with pools of water. The rain-dragged spectators had been optimistic enough to take their seats filed slowly from the park.

Under the rules agreed upon, the teams will play here tomorrow, Sunday and Monday, today's postponement merely setting back the schedule for one day.

Ossie Bluejean, star third baseman of the Washington Senators, who was hit on the head by a pitched ball yesterday at Pittsburgh, will not be able to return to the lineup before Sunday.

Buddy Myer, Southern league recruit, who substituted for Bluejean yesterday, will fill the third base post until the regular guardian returns.

# STATE POWER AND WATER BOARD IS OBJECT OF BILL

## Oregon Voters to Decide Question of Advancing \$250,000 in Form of Bond Issue.

SALEM, Ore., Oct. 9.—Initiated by the housewives council of Portland, a hydro-electric bill, which is a proposed constitutional amendment, has been filed with Secretary of State Koser, to be voted on at the general election in November, 1926. If the required number of signatures are obtained for the petitions, at least 8 per cent of the number of voters who voted for supreme justice in the last preceding general election are required. The measure will go to the attorney-general for ballot title at once. Those whose names are attached to the bill are Josephine M. O'Neil, Mary A. Dean and Clara M. Simonton.

The measure provides for an Oregon water and power board of five members, who shall be elected from the state at large by a vote of the people without regard to political affiliation. The members of the first board under the act would be Waldo Anderson, Albany; J. T. Rorick, The Dalles; Frank M. Gill, Dufur; Date Barham and Dan Kellaher, Portland.

Among the powers of the board would be to construct, or acquire "lands, water, water rights, electric energy, and also to construct, complete and operate works, dams, reservoirs, canals, and other property necessary or convenient for the conservation, development, storage and distribution of water and the generation of electrical energy.

State bonds, not to exceed 5 per cent of the assessed valuation of the state, may, under the provisions of the bill, be issued and sold from time to time.

If at any time the moneys in the state treasury applicable to the payment of interest or principal on the bonds shall be insufficient to pay as it falls due, moneys shall be temporarily advanced from the state general fund.

The bill would immediately appropriate from the general fund of the state the sum of \$250,000 to be credited to the board, and it is provided that an equivalent amount shall be returned into the general fund out of the first moneys available in the water and power revolving fund.

# MURDERER HUNG.

FOLSOM STATE PRISON, CAL., Oct. 9.—Alfred Billinger, axe slayer of Alex Summers, camp mate at Marysville, was hanged here today.

# PIERCE REFUSES TO MAKE COLUMBUS DAY HOLIDAY

SALEM, Ore., Oct. 9.—Governor Pierce will not issue a proclamation or take any other action declaring Monday, October 12, Columbus Day, a legal holiday. Attorney-General Van Winkle today refused to render an opinion on the question stating that unless a question of state business were involved, it was not incumbent upon him or the governor to say whether or not the day should be observed as a legal holiday. This apparently leaves it up to the clearing house association of Portland to observe the day as a legal holiday or not as it sees fit. The association yesterday asked the governor for an official proclamation.

# LEGIONNAIRES NAME OHIO MAN AS COMMANDER

John R. McQuigg Veteran of Two Wars—Record Is Meritorious.

# ELECTION LANDSLIDE

Member of Noted Cleveland Grays and Wounded in France—Auxiliary Also Elects.

OMAHA, Neb., Oct. 9.—John R. McQuigg, of East Cleveland, Ohio, was elected national commander of the American Legion at the final session of the legionnaires' final session of their seventh annual convention here today.

The election was decided with the votes of 13 delegations still to be recorded. It was a landslide and upon motion of Haward Savage, Illinois, defeated candidate, and Edward Shafford, New York, losing candidate, was made unanimous.

Commander McQuigg has had an extensive career as a soldier and officer serving in the Spanish American war, on the Mexican border and in the World war. He is 59 years old.

He began his military career with entrance to Wooster college as a cadet and in the Spanish American war served with the famous Cleveland Grays and the first Ohio engineers, winning to the ranks of Captain and Major.

On the Mexican border he served as colonel in the provisional regiment of engineers.

In the World war, Commander McQuigg mobilized the 112th engineers. He served in the Haccart sector and was wounded in the Argonne. His service was recognized and he was appointed brigadier general of the Ohio National Guard and placed in command of the 73rd infantry brigade in the 37th division.

With retirement to civilian life, Commander McQuigg became identified with American Legion work. He was elected commander of the Ohio department, serving from 1920-1921. He also served as a member of the national executive committee from 1921 to 1924 and is a member of the Frederick W. Galbraith, Jr. memorial committee and of the legislative finance committee. In private life Commander McQuigg is an attorney and banker.

Mrs. Shepherd, Auxiliary head. OMAHA, Oct. 9.—Mrs. Eliza Tondson Shepherd, of San Francisco, was elected national president of the Women's Auxiliary to the American Legion at the closing session of the national convention today. She defeated Mrs. Ruth McCurry Brown, of Little Rock, Ark.

McQuigg pledged himself to the completion of these legion tasks: Rehabilitation, child welfare and increased membership.

Joseph Chisney of Florida, Raymond Littlefield of Rhode Island, Hurler R. Davis of Omaha; Vincent A. Carroll of Pennsylvania and James A. Howell of Utah, were elected national vice-commanders.

The Rev. William Patrick of California was elected national chaplain.

# FAMILY OF THREE KILLED WHEN AUTO HITS STREET CAR

PORTLAND, Ore., Oct. 9.—J. R. Grathwohl, 55, farmer, Alta Grathwohl, 19, his wife, and Betty Grathwohl, their 2-year-old daughter were killed instantly late yesterday in a crash between a Troutdale interurban street car and an auto on the Arata road, near Arata station. The three members of the family were riding in the auto which was driven by Grathwohl.

# Baseball Fans! Sunday's world series will be bulletined play by play, starting at 11 o'clock and continuing until the last man is out.

Be on hand early to get a good position for the game.

# Death Beckons to Noted Crook Who Evolved Into Millionaire From \$5 Bet

CHICAGO, Oct. 9.—Death may cheat the prison bars from which John W. Worthington, the "wolf of La Salle Street," has been fleeing for two years.

Broken in health, Worthington is back in Chicago, where his financial operations brought him millions and a two-year sentence in Atlanta, to make his will and to obtain a stay of execution of the sentence so he may die here.

The results of his life's labor as a gambler, broker and finally, fugitive from justice, are about \$2,000,000, he says. And he wants to keep this for his daughters, One, Alice, appears in motion pictures as Jane Allen.

After that is settled, he does not care if he goes to jail. He is partly paralyzed and came from Mexico, his last place of refuge, on a stretcher—the last act, he thinks, of his colorful career.

He tells a story, how, in Mexico, with federal agents constantly on his trail, he paid a chief of police \$25 in gold for a guard of five men, who worked in eight hour shifts. They thought he had \$300,000 in cash and securities. He really had, he said, a million and a half. Friends relate how years ago he was an alderman in Birmingham, Ala., and president of 27 Alabama banks. Why he left, no one tells.

Then he was head of a bank in Kansas City, Mo. Once he served 13 months in Sing Sing prison.

A \$5 bet at a race track started him amassing money from gambling. He used the funds to open a brokerage office in Chicago's financial district, and though often in trouble was never convicted.

The climax came in 1922 when the government started an investigation of his operations and convicted him on a charge of using the mails to defraud. He was sentenced to serve the two years prison term, but in January of this year received a stay because of ill health. He died.

In June he was arrested while a patient in Los Angeles sanitarium. It was claimed he could not be moved because of his condition. But he disappeared again.

Until his dramatic re-appearance in Chicago yesterday, when he summoned his attorney to his hotel, only vague reports of his whereabouts in Mexico had been made.

# MRS. LANSLOWNE SAYS HUSBAND WAS VICTIM POLITICS

WASHINGTON, Oct. 9.—Mrs. Margaret Ross Lansdowne, widow of Commander Zachary Lansdowne, captain of the Shenandoah, reiterated today before the naval court of inquiry that the navy department had ordered the ship on the western flight, for political purposes over the protest of her husband.

To support her statement, she read from the official correspondence introduced into the record showing that Lansdowne wanted the flight postponed to the second week in September and also wanted a trial flight to test the Detroit flying mast.

"My husband was very much opposed to this flight," she said. "My husband also felt that the Shenandoah was a ship of war and should not be taken inland." Pointing out that war craft were not taken to the Great Lakes from the coast, Mrs. Lansdowne said.

"It has been proved it could not be done in the case of the Shenandoah."

Neither the court nor any of the interested parties had any objection to ask Mrs. Lansdowne and she was excused after being on the stand only 15 minutes.

# CONVICTS NOT PERMITTED TO GIVE EVIDENCE

Kelley and Wilos Barred From Trial of Murray by Court Ruling.

# DEFENSE IS AFFECTED

Story of Fatal Outbreak at Penitentiary Told by Guards—Jones Left Confession.

SALEM, Ore., Oct. 9.—The morning session of the court in the trial of Tom Murray for the murder of Guard John Sweeney in the prison break of August 12, was one of reverses for the defense.

The first reverse came upon their application to the court to call James Wilos and Ellsworth Kelley, co-defendants in the case with Murray, to the stand as witnesses. The court held that they could not qualify as witnesses in a case in which they were jointly named as defendants. The plea of the defense that they be allowed to call other convicts confined in the prison were also denied as being forbidden by statute, and the defense was advised by the court that if it desired to introduce the testimony of other convicts, it would have to do so by deposition taken at the prison.

That Murray and the other convicts did stand behind the oak tree between the turnkey's office and tower No. 1 and fired into tower No. 1 from that position as contended by the state, was one of the principal points brought out in the testimony of James R. Carey, guard, who stood in the chapel window overlooking the front yard at the time of the escape and witnessed the break.

Murray, at the time he was standing behind the tree, was shooting into tower No. 1, in which Guard Sweeney was killed by a pistol bullet, with a pistol, Carey declared.

From the Oak Tree, Carey said, Murray, Wilos and Jones ran for the steps leading up to tower No. 1, with Murray in the lead.

"Did Murray have anything in his hand as he went up the stairs to the guard tower?" asked District Attorney Carson.

"He had a pistol in his left hand," replied Carey.

Carey said Murray was the first of the three convicts to mount the steps.

Carey testified, over objection of counsel for the defense, that he had overheard Murray say after he had been returned to the prison that he was a good shot and that "he never missed."

J. J. Quinlan, chief engineer at the prison, said that he was standing in the doorway of the machine shop just east of tower No. 1 at the time of the break and saw both Sweeney and Holman shot as they returned the fire of the convicts. Sweeney, he said, was killed as he was firing downward into the yard toward the oak tree, and that but less than a minute later, he saw the three convicts mount the stairs into the tower.

Wright E. Gardner, who was in the guards' quarters at the time of the break, testified that he ran at once to tower No. 1, and was standing beside Guard Holman when the latter was shot. He said he assisted Holman down through the lower and laid him on the ground just outside and to the north of the tower. At that time, he said, Holman was shot only through the arm. When he next saw Holman, a few moments later, Holman had been shot through the head and was dead, Gardner said.

Jones' Alleged Confession. SALEM, Ore., Oct. 9.—The state and defense both scored in the testimony and in the rulings of the court in the trial of Tom Murray, accused convict slayer of Guard John Holman in the prison break of August 12, yesterday afternoon. The most sensational disclosure was the introduction by the state of a purported confession by Bert "Oregon" Jones, convict who died in the break, that he killed himself after he had been wounded and lay helpless on the ground, just outside the tower No. 1. The alleged confession was in the form of pages torn from a notebook which Warden A. M. Dalrymple said had been found on or near Jones' body. The submission of this evidence was a dramatic moment in the trial, inasmuch as the existence of such evidence had never before been even intimated.

Warden Dalrymple testified that the notebook was brought to him shortly after the break by a trusty convict named Johnson, a life termer, who said that it had been found on (Continued on page six.)

# COOLIDGE DISPLEASED AT SHIPPING BOARDS ACTION.

WASHINGTON, Oct. 9.—President Coolidge is undecided what course he will take with respect to the action of the shipping board in removing Leigh C. Palmer as president of the emergency fleet corporation, in defiance of his wishes.

# ST. PAUL RAILROAD MAY BE RESTORED TO A SOLID BASIS

Re-Organization Plan for Lifting Receivership Advanced by N. Y. Capitalists.

# NEW YORK, Oct. 9.—Bankers are ready to take the Chicago, Milwaukee and St. Paul railway, the largest railroad system in the country from the hands of receivers and place it on a firm financial basis.

Kuhn, Loeb and company, and the National City company, re-organization managers, in statements published today, declared operative a readjustment plan despite opposition. The bankers said nearly one-half of the outstanding junior bonds of the company had been pledged in support of their plan.

The re-organization scheme involves the reduction of the road's international charges from \$21,836,793 a year to \$11,466,846 by transferring all except the underlying mortgage obligations into long term obligations. The road's \$55,000,000 debt to the government is to be liquidated. Preferred stockholders are to be assessed \$25 a share and the common stockholders \$32 a share.

The opposing group, headed by George E. Roosevelt, of Roosevelt and Son, bankers, charged the re-organization plan with being especially drastic and attacked especially the liquidating of the government debt.

The St. Paul was thrown into receivership March 18, when a suit to foreclose the property was filed in Chicago. The road is capitalized at \$750,000,000 and is the largest ever to go into the hands of receivers.

CHICAGO, Oct. 9.—A committee of stockholders of the Chicago, Milwaukee and St. Paul railway, now in receivership, stepped into the legal affairs involving the road, by filing a petition in federal court today seeking to intervene. They represent \$18,000,000 in preferred and common stock of the road.

# MORE CORN, LESS WHEAT FORECAST

WASHINGTON, Oct. 9.—With harvesting in progress, more definite idea of the size of this year's principal farm crops was given today by the department of agriculture's monthly report.

Corn production was forecast at 2,918,000,000 bushels, compared with 2,885,000,000 bushels a month ago and 2,437,000,000 bushels harvested last year.

A preliminary estimate places winter wheat production at 415,000,000 bushels and the forecast of spring wheat is 282,000,000 bushels, making the total wheat crop 697,000,000 bushels compared with 700,000,000 forecast last month and \$73,000,000 bushels produced last year.

# ARREST SUSPECT IN KELSO MURDER CASE

SEATTLE, Wash., Oct. 9.—A Seattle Times dispatch today stated that in the search for John W. Smith, a cook accused of participating in assassination of Thomas Dwyer, editor, in Kelso, Washington, June 19, a man had been arrested at The Dalles, Ore. Absence of three fingers was a mark of identification.

# \$10,000 BORROWED FROM COURTHOUSE FUND PAID BACK

The county court today signed an order paying back to the court house fund the \$10,000 borrowed three years ago for road construction work up the North Umpqua. This restores the courthouse fund to its original amount.

During the war the county invested \$150,000 in liberty bonds, \$50,000 of which were transferred to a fund for the construction of a new courthouse building. Three years ago the county was asked to cooperate with the government in road work up the North Umpqua and having no available funds, borrowed \$10,000 from the accumulated interest in the courthouse fund, leaving the principal untouched. The court today transferred the \$10,000 back from the road fund to the courthouse fund, adding it to the sum of \$54,656.55 on hand. The original investment has now accumulated \$14,656.55 interest, making the total sum available as a present for court house construction \$69,313.10.

# ONE RAILROAD AMPLIFIED, HEAD OF S. P. DECLARES

Projected Extensions in Klamath and Northern California to Aid Service to East.

PORTLAND, Ore., Oct. 9.—William Sproule, president of the Southern Pacific company testifying here today at the Interstate Commerce commission hearing on proposed railway development in southern Oregon and northern California, formally voiced the opposition of his company to the plans of the northern lines through the Oregon Trunk to extend from Bend to Klamath Falls.

"We oppose entry into this territory by that line as not in the public interest, but as representing a real detriment to the public through the diversion of the business which is not more than enough for the support of one," he said.

"It is against the public interest to construct more railways than are needed. Excess construction only results in a lame return upon the money put into the lines, with an inferior service by such of them, and a burden upon the public."

He said the Southern Pacific's plans provide facilities for all traffic of the Klamath territory, superior to those proposed by the Oregon Trunk without duplication. Eastern Service As Well.

Mr. Sproule asserted that the plans would give Oregon a new direct transcontinental line to the east.

"This line he said, would be so located 'on the one hand to secure the greatest service to the other hand, provide a mid-continental route giving direct service to the major part of the United States.'"

Mr. Sproule's testimony with respect to the new main line east from Oregon was based on applications of his company for authority from the Interstate Commerce commission to construct a line from Klamath Falls, on the new Eugene-Klamath Falls line, easterly through the Tule Lake country to the broad gauged Nevada-California-Oregon railway at Altuda, thence via Ogden to the east. The Southern Pacific's line from Klamath Falls via Natron to Portland is 317 miles less than the proposed Oregon Trunk line. He also cited comparisons of distances from Klamath Falls to Chicago, St. Louis, St. Paul, Omaha, and Kansas City via Bend and via Altuda.

Mr. Sproule's comparisons of rail distances in eastern points follow: "To Chicago the line via Bend will be 208 miles longer by Great Northern and 277 miles longer by Northern Pacific.

"To St. Louis the line via Bend will be 581 miles longer by Great Northern and 425 miles longer by Northern Pacific.

"To St. Paul, the Altura line will be 46 miles longer than the Great Northern and 15 miles shorter than the Northern Pacific.

"To Omaha, the Altura line will be 420 miles shorter than the Northern Pacific by Billings.

"To Kansas City, the Altura line will be 368 miles shorter than the Northern Pacific via Billings.

Can Take Care of All Needs. "Locally, Southern Pacific proposals," said Mr. Sproule, "first promote the natural development of territory in Oregon on the Nevada-California-Oregon railway including the timbered areas in the Lakeview basin; second, through out taking an interest in the Oregon, California and Eastern road, those lines will be extended to make available the timber resources tributary to the Sprague river and the Williamson and Egan rivers; third, through the Natron cut-off, we will serve the Cascade and Klamath region."

Regarding the Klamath-Tule Lake-Altura line, Mr. Sproule said: "If the Oregon Trunk line is not built and if the application of the O. C. & E. has the approval of the commission, there is no question that the Southern Pacific will have a joint interest, will care properly for all traffic needs in the timber and valley country lying to the northeast and east of Klamath Falls and the Natron cut-off will care for the remainder, excepting only (Continued on page 2.)

# SPROULE SAYS COMPETITION MEANS SMALL GAIN AND INFERIOR SERVICE.

Projected Extensions in Klamath and Northern California to Aid Service to East.

# PUBLIC LOSER IN END

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