

HUNG JURY MAY SAVE BLAKESLEY

Man Known to Have Blocked Other State Cases Is Accepted as Juror.

STATE MAY DROP CASE

District Attorney Passes Lie in Closing Argument—State, After Indicting Convict, Calls Him Myth. Blackmail Trial Ended.

(Continued From First Page.)

Quick for you," Prescott testified he recalled. "I will like to see," was Blakesley's response, said Prescott. "I will like to see," was Prescott's reported reply, closing the interview. This was the first direct evidence beyond handwriting testimony to connect Blakesley with the alleged blackmail plot, and in the arguments which followed was kept constantly before the jury, both prosecutors interspersing their declarations with "I will like to see."

W. G. Pomeroy, former grand jury foreman, the last witness in the state, was called to prove Jack McCarthy, Blakesley's alleged confederate, a "bogus man," a fragment of imagination, as he was termed by the prosecution. Pomeroy testified that Blakesley in the grand jury room said he would not have been able to find McCarthy even if he had obtained \$500 from Treasurer Quick. At this juncture only a motion delayed the most dramatic scene of the four days' trial. Attorney Hanes, for the defense, requested that the arguments which alleged extortion charge be withdrawn as insufficient evidence, the subsequent motion being that the court direct the jury to return a not-guilty verdict. The motion was overruled.

Then came "Toots" Blakesley's plea, silence accompanying the submission of instructions for the jury to Judge Eakin, and the closing arguments were on.

Bagley Starts Fireworks. Attorney George Bagley, assistant prosecutor for County Treasurer Quick, opened the argument for the state, his statements in particular causing a sharp attack on the prosecution by the defense as the argument progressed. "There are a great many points in the case which the state will not discuss," said Attorney Bagley in a low tone after a shrill denunciation of the defense in general and reference to the "action" of "Toots" Blakesley in court.

Then rose Attorney John H. Stevenson, of Portland, for the defense. Attorney Stevenson held the jury spell-bound. Each of the testimonies craned his neck and followed every movement of the barrister with his eyes, for Stevenson seemed to have hit a popular chord. "Hide somebody, put the spotlight on Blakesley, not on others, is the aim of the state in this case," said the lawyer.

"Anybody knows there is someone else in this case, that there was a conspiracy." Here District Attorney Tongue objected, and the Portland attorney turned his attention to Quick, terming the County Treasurer the Sphinx who told only what he wanted to tell, not vouchsafing any testimony on the diamond drills referred to in alleged extortionate letter or half of the spoils message said he was to get.

Other Reputations at Stake. "E. E. Quick is on trial here as well as Blakesley," continued the lawyer. "Why convict Blakesley and let his partner go? And Prescott, the man with political ambitions—who admitted fathering a phony petition for a liquor license—his skirts are soiled the same as Quick's. Mr. Bagley referred to Quick's failings. One of his failings was that he got off the stand without telling all the truth."

Attorney Stevenson then subjected the handwriting experts to a fiery flow of denunciation, saying they were simply witnesses, exempt to interest themselves in the case by the allotment of big fees. If the defense, said the lawyer, had the wealth of Columbia County behind it as had the state, it, too, could have summoned them.

Citing it as proof that the testimony of experts in geography is of little moment, S. A. D. Putter, one of the attorneys as shattering similar testimony was referred to by the attorney. Putter, he said, after he "got good" said the expert penman who testified in the United States Court were all wrong. Emma Watson, he said, was credited with hooks and curves made by Marie Ware and Horace McKinney, and the women strokes made by either of the women.

"Toots" Blakesley, 33, if a day, and weighing more than 200 pounds, was required to frequent the saloon of James Barton, Oregon, known as "Toots," "poor boy," "poor old Toots," and once as "Toots," a harmless pensioner, who borrowed much, is not gifted in ability, is harmless though not much good."

Defense Finds Flaws. Attorney Hanes following his colleague also seized upon the statement of the prosecution that there were a great many features in the case which it would not discuss. He hinted that the state was in fear of something and by its acts left a doubt as to whether others besides Blakesley were guilty or not guilty.

"By the state's refusal to discuss these features," said Attorney Hanes, "St. Helena will not know, Columbia County will not know, the state will not know." Attorney Hanes then took the juror step by step over the entire case hardly raising his voice over the ordinary speaking tone. He assailed the indictment particularly as insufficient and in proof of concealed evidence and conspiracy was uttered.

District Attorney Tongue, after a recess for dinner, dropped to a voice tiny enough to be almost a whisper, and continued with that quietness to the end of his argument. Prior to the issuance of instructions by Judge Eakin, the evidence given yesterday by Tom Word, ex-Sheriff of Multnomah County, and the testimony of T. Word, jailer under Word, was stricken out. The evidence concerned Jack McCarthy, ex-convict, Blakesley's alleged confederate, and was allowed simply as a preliminary examination, to be retained if found material and rejected if not proving a natural sequence of the case on trial.

peculiar in the proceedings of today was the efforts of the state by testimony and in argument to prove Jack McCarthy a myth, a "bogus" man, a blind Jack Blakesley, an action by the state, and one of the early steps by the prosecution in the trial was to prove McCarthy actually in existence and the prime mover of the alleged blackmail scheme to mult County Treasurer Quick. The court's ruling of today cutting Tom Word's testimony off abruptly, as far as the prosecution was concerned, was expected. McCarthy from the state's plan of prosecution.

STATE, AFTER INDICTING HIM, TRIES TO PROVE HIM A MYTH.



Jack McCarthy, Co-Defendant in Blakesley Case.

has been remarked, his former "old reliable" seemingly having deserted him to join the forces of Sheriff White and Dr. Cliff, the new leaders since Blakesley's downfall.

COOS BAY HAS PLAIN

WANTS MONEY SPENT ON JETTY, NOT DREDGING. Recommendations of Government Engineers Disappoint Business Men of Southern Port.

MARSHFIELD, Or., Oct. 22.—(Special.)—For the purpose of taking action regarding the Government work on the Coos Bay bar, a meeting of business men and members of the commercial bodies was held this afternoon at the Chamber of Commerce. There has been a feeling of dissatisfaction regarding the recommendation of the Government engineers for improvement of the bar.

The engineers recommended first that Congress appropriate \$600,000 for an ocean-going dredge to clear the sand from the bar, and an annual appropriation of \$5000 for its maintenance. As an alternative in case the dredging is not successful, it is recommended that there be an appropriation of something over \$2,000,000 for jetty improvement.

Dr. J. T. McCornack, chairman of the meeting, presented the situation and explained that the people do not want the bar dredged, because the sand will fill up as quickly as it is removed, and they do want the jetty improved, believing it is the only way to make deeper water on the bar.

Some speakers thought that if the dredge appropriation was objected to, the Government might give nothing at all, as Congress would not change from the engineers' recommendations. Others thought that the best plan would be to get before the rivers and harbors committee of Congress with a delegation and ask that jetty work instead of bar dredging be done.

SMOOTH FRAUD CHARGED

Accused Los Angeles Man Is Arrested at Seattle. SEATTLE, Wash., Oct. 22.—(Special.)—ANKUS A. GRAHAM, wanted in Los Angeles on charges of obtaining money by false pretenses is under arrest here.

Information from the Los Angeles police authorities is that last June Graham caused advertisements to appear in a Los Angeles paper for men to finance a prospecting trip in Mexico. Several men answered the advertisement and it is charged were prevailed upon to give Graham \$200 each. Graham, however, on a date made up between themselves as to when the expedition should start was not to be found. It is charged that Graham secured more than \$2000 by his alleged prospecting schemes.

Lived in Oregon 57 Years. ALBANY, Or., Oct. 22.—(Special.)—Mrs. Jane Barton, Oregon pioneer, died at her home three miles east of Sebeds. Born in Illinois in 1840, she crossed the plains to Oregon when 12 years old, and settled with her parents in this county. She lived between Sebeds and Oakville most of her life and was a member of the United Presbyterian Church of Oakville for more than half a century. Mrs. Barton was the wife of the late John Barton, for many years a prominent Linn County man, and is survived by four children, J. W. Barton, of Albany, and Charles E. Walter and Elizabeth Barton, of Sebeds.

ROUGH RIDERS WIN

Crook County Horsemen Master Bucking Broncos.

RIDING CONTEST IS NOVEL

Prineville Fair Supplies Exhibition of Early Day Scenes Before Railroads and Prohibition Entered Interior Oregon.

BY GEORGE PALMER PUTNAM. PRINEVILLE, Or., Oct. 22.—(Special.)—

If there were nothing else to do Assuredly no one, at least not on broncho day at Crook County's big fair at Prineville, when the feature of features is the wild horse race, and the man with the "chaps" and spurs holds undoubted center of the stage. Scientific track racing, stock judging and even the Bend band, official music-makers at the county seat, are superseded in popular interest by this exhibition of horsemanship as it prospered in the days of the open range, long before Crook County prohibition and Central Oregon railroads were dreamed of. Each of the contestants led his broncho an hitherto untried animal, out upon the track in front of the crowded grandstand. After sundry wild rushes, tangles and dust-throwing, the prospective riders, aided by the one assistant the management allowed them, got their "horases" down, "hog-tied" and saddled. Then, at a word from the judges, bucking brutes cavorted madly in every direction except the one desired, with their riders in vast uncontrol, keeping the closest sort of connection with the prospective riders, and the meantime spurring and quiring vigorously whenever their mounts seemed inclined to quiet down. And always the crowd, for the most part, good natured and good judges themselves, applauded, bantered and criticized the "buckeros" with whole-souled lack of reserve.

"Scratch the little devil, give him the quirt there, you with the hat!" "Say, that's the stuff for me; just notice the kid, riding slick (without tied stirrups) and giving the bronc all that's coming to him."

And in the meantime, the "bad" horses had been forced around the track, always "pitching" and, for the most part, going sideways with more than the way nature intended them to progress. Despite the praiseworthy attempts of the bronchos to rid themselves of their riders, not a fall occurred, and even a "sunder the wire" without serious mishap. Lloyd Yancy, a local "buckeroo," was declared the winner of the 100 purse, with Melvin Crane, another Prineville, as taker of the second money. The decision, by the way, was based upon the horsemanship displayed throughout the contest, and not necessarily upon the actual winning of the race.

The first of the afternoon races, of three furlongs, with a purse of \$100, went to "Brandy," who probably the most popular horse in the meet. The six-furlong race was won by "Confederate," who took it handily from "Yankee Boy," a year ago and approached several stations of high pedigree have been brought to the county.

SEATTLE BANK DUPED

ALLEGED FORGER SAID TO HAVE SECURED BIG SUMS. Bogus Wheat Warehouse Certificates Are Deposited on Security by Bennington.

SEATTLE, Oct. 22.—Although the National Bank of Commerce of this city declines to state the amount of money it lost through the operations of J. M. Bennington, now under arrest at Spokane charged with forgery, the bank's loss is said to be \$25,000. The Seattle bank swore out the warrant against Bennington and he was arrested. Other banks are said to have lost \$25,000 more. Bennington came to Seattle about a year ago and approached several banks with a request for a loan upon securities which he represented to be warehouse certificates for wheat at Riverville, Wash. Bennington told the farmers whom he approached that the farmers around Riverville were dissatisfied with the prices they had been getting for their wheat and had decided to handle their own output.

He described an association that had been organized at Riverville for the purpose of carrying the wheat and asserted that warehouses had been built and that these contained the grain of all farmers in the association. It was upon warehouse certificates issued by Bennington that the banks made a loan. His proposition was finally accepted by the National Bank of Commerce and according to the information obtainable interest and prospecting trip in Mexico and he deposited the alleged warehouse certificates as security.

CHURCH MEETING CLOSSES

Judge Lowell Makes Chief Address at Eugene. EUGENE, Or., Oct. 22.—(Special.)—The annual convention of the Congressional Association closed today. About 70 members have been in attendance and they have been entertained at the homes of Eugene Congregationalists.

The principal feature of the day's session was the address by Judge Stephen A. Lowell, of Pendleton, on the "Interpretation of the Spirit of Jesus in the Life of Today." The next meeting of the association will be held at Elgin Church, Portland.

McMahon Makes Big Deal. SALEM, Or., Oct. 22.—(Special.)—L. H. McMahon today purchased 100 acres of land from Alex La Pollette, also the Heers farm of 425 acres, in Mission Bottom. The land adjoins the previous holdings of McMahon, who now has over 1200 acres in this productive fruit belt. Today's deal is valued at over \$50,000.

SPECIAL FOR TODAY!

Given Away Free! With \$15 Suits AND OTHERS MORE EXPENSIVE SATURDAY ONLY



We do this to bring you to our store and give you an opportunity to get acquainted with the best Clothing values ever offered in Portland. BRING THE BOYS HERE FOR KNICKERBOCKER SUITS 1000 BOYS' SUITS, ages 4 to 16 years, made from the same fabrics as our Men's Clothing, tailored by men tailors, will be sold at the following prices: \$5 Values \$4, \$6.50 Values \$5, \$8 Values \$6, \$10 Values \$7.50 Salem Woolen Mills Clothing Co. OUTFITTERS TO MEN AND BOYS GRANT PHEGLEY, Manager. Seventh and Stark Streets

PASCO HAS DREAM

Fourth Congressional District Is Proposed.

MEIGS PICKED FOR OFFICE

Yakima Lawyer Looked Upon as Likely "Insurgent" Member of Washington Delegation at National Capital.

PASCO, Wash., Oct. 22.—(Special.)—

The word is being passed along here that at the next session of the Legislature, there will be made an attempt to redistrict the state, to the end that a new Congressional district be created, and that the state have at Washington, D. C., one more "insurgent" representative man. The probable first representative from the new district is to be the present Speaker of the State House of Representatives L. O. Meigs, of North Yakima.

The present plan is to cut the Polindexter, or Third Congressional District, to a minimum. With Spokane included in it, it is felt that this can be done safely, and the population danger mark. By so doing, a vast central-state region would be left as the Fourth District. The proposed new district will include Chelan, Douglas, Grant, Kittitas, Yakima, Klickitat, Benton, Franklin and Walla Walla counties, and in this group it is thought, are enough people to entitle them to representation at Washington, D. C.

BLAME PUT ON TRAINMEN

O. R. & N. Cre w Held Responsible for Wreck at Mitchell. HOOD RIVER, Or., Oct. 22.—(Special.)—According to the report of a board of inquiry consisting of M. J. Buckley, general superintendent; W. Boltons, division superintendent; J. F. Langley, assistant superintendent; C. E. Coppel, superintendent of the Stanley-Smith Lumber Company yards, and S. W. Curran, foreman, the responsibility for the wreck from the train line, at Mitchell, Ore., was laid, and Clem Clesse, engineer, was killed, and Clem Clesse, engineer, was badly injured early yesterday morning. It is placed on Clesse and his train, and Bon, apparently is held responsible for letting the train into the wrong switch and Clesse for not discovering the fact in time to stop the train.

Engineer Clesse is in Portland and Bon left for that city early this morning, before the report was issued. Two workmen were killed and several were injured hard today to get the boiler of the big locomotive hoisted onto the wrecked train. As they were forced to work from the main line, at a long distance, the task was a difficult one.

BAKER CAMPAIGN HEATED

Selection of Pipeline Route Arouses Intense Strife. BAKER CITY, Or., Oct. 22.—(Special.)—According to men who have resided here for many years, this city is entering the fiercest municipal campaign of its history. The issue is whether the city water system shall be improved by selection of what is known as the "upper" or "lower" pipeline.

Baker's water plant was constructed with several miles of wooden flume in the mountains, and now extensive improvements are necessary. The "upper" line is advocated by those who want to use the present system, repaired and improved with a concrete or vitrified pipe in the mountains, while the "lower" line is supported by those who want a different route from the mountains to the reservoir adopted. These people assert that the distance is shorter, that a better grade is to be found and that use of a siphon, which is necessary on the upper line, can be dispensed with. They also claim that the cost of construction will be cheaper.

BURGLAR PLAYS NEW TRICK

Carries Baby From Bed to Excite Family, Then Loots House. GRANTS PASS, Or., Oct. 22.—(Special.)—The residence of Arthur Conklin, editor of the Pacific Outlook, was burglarized last night in a most daring manner by a thief who entered the second story over the back porch and carried away much silverware, cut glass and jewelry.

The robber evidently knew what he was about, as prior to entrance he took a baby out of a tent in the back yard and laid it on the front lawn, where its outcry alarmed the family. It was during this excitement that the thief vaulted the back porch and clipped a screen, raised a window and ransacked the closets and threw the plunder out of the opposite side of the house and escaped.

The police were notified and an officer assisted the family to move the children and beds into the house. Later the burglar returned, but was frightened away, and a special officer was placed at the house. A savings bank with the contents was found in an alley near the woodshed, where it was dropped by the burglar. Editor Conklin was in Roseburg at the time, attending the sessions of the Oregon State Baptist Association.

Founder of Lyle Dead. WHITE SALMON, Wash., Oct. 22.—(Special.)—J. O. Lyle, one of the pioneers of Klickitat County, and the man for whom the town of Lyle was named, died yesterday at his home near Lyle. He was buried by the I. C. O. F. lodge where it was dropped by the burglar. Editor Conklin was in Roseburg at the time, attending the sessions of the Oregon State Baptist Association.

SHOT TO PROTECT HOME

Norval Walsworth Makes This Plea in Murder Trial. JACKSONVILLE, Or., Oct. 22.—(Special.)—Testimony in behalf of the state in the case against Norval Walsworth is all in and the defense has examined several witnesses. Young Walsworth is accused of complicity in the murder of James Mackins, near Jacksonville, two years ago. The theory of the defense is that after the elder Walsworth had been wounded in a contest in which he was the aggressor, young Walsworth continued the contest to protect his home, then endangered.

The elder Walsworth was convicted last week and will be sentenced Friday. Great interest centers in this trial and the courtroom is crowded with spectators.

DIES WITH PRAYER ON LIPS

Murderer Jancigal Pays Penalty in State Prison. SALEM, Or., Oct. 22.—(Special.)—Math Jancigal was hanged at 12:30 today in the State Prison for the murder of Mary Smreker, at Oregon City, one year ago. Rev. Father Hildebrand, of Oregon City, was the boy's spiritual adviser and was with him for several hours before the execution.

Reaching the scaffold the condemned man repeated after the priest a prayer in the Slavonic tongue, and then with a hunted look in his eyes and his lips moving in prayer he stepped upon the trap. He was pronounced dead in 12 minutes. He died considerably agitated. Jancigal showed no other evidence of fear. He carried a crucifix in his hand and was not smoking a cigarette as reported.

Standard Oil to Build

Plans and specifications have been received for a new storehouse and office building to be erected here by the Standard Oil Company. The structure is to be built of brick, concrete and steel, and will be absolutely fireproof. The local office has been changed from a branch of the one in Portland to a central office.

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Spokane of the North

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NO LONGER A REASON. There is no longer a reason why your family should not have a piano. You can pay \$1.50 per week. Price \$275. Pay \$10 down and \$5 per month. Ask to see Wellington Piano, Ste B. Sixth and Morrison Sherman, Clay & Co. Opposite Postoffice