

ALIBI DEFENSE DEPRESS

McNamara Lawyers Gain Only One Point in Examination of Talesmen.

JURY BOX NEARLY FILLED

Defense Has Only Six Peremptory Challenges Left and State Is Reduced to Five—Juror Pursues Photographer.

LOS ANGELES, Nov. 22.—Peremptory challenges may be exercised tomorrow in the McNamara murder trial for the third time since the trial was begun. At the close of court tonight ten men sat in the jury box three of them having been passed as to cause today by both sides. All were held in the box over the challenge of the defense. They are S. P. Olcott, a former hardware merchant, who said he believed James H. McNamara guilty of having caused the death of Harbert, and that he was afraid this opinion would influence his verdict; A. J. Evans, a farmer, who knows District Attorney Frederick, and said he at first believed the building was blown up by labor unions, but now had no opinion and could give a trial on the evidence alone; P. A. Brode, a real estate dealer, who believes the Times building was blown up by dynamite used by labor unions and is acquainted with the family of one of the men killed.

"Natural Supposition" Excludes. The defense was depressed by several adverse rulings of the court today. The bright side of the day's ledger showed only the negative result of crowding out the prospective juror M. W. Snodgrass, a rancher who "naturally supposed labor unions blew up the Times."

The three men passed today are considered likely subjects for peremptory challenges, as are F. A. McBurney, an architect, who went through high school with Assistant District Attorney Ford and believes the Times was blown up by the labor unions, and J. H. Marshall, whose examination by the defense yielded little but uneasiness to the attorney.

If these five are challenged peremptorily, the defense will have only six peremptory challenges left out of 35, as against five remaining to the state out of an original ten. The physician attending the wife of Talesman F. R. Green testified the courtroom late today and Judge Walter Bordwell suspended proceedings long enough to hear a report concerning Mrs. Green's health. It was said tonight that Green would not be allowed to visit her so long as she remains a juror, unless the court overrules the attitude of the defense in this regard. When court convened at 2:15, counsel for the defense challenged Talesman F. A. Brode on the ground that his attorney for several years had been Whelan A. Gray, who is allied with the prosecution. The state admitted that Gray was preparing briefs for it, but the court held the facts insufficient for challenge and Brode was placed on examination for testimony on other phases of the case.

Court Avoids General Rules. At the same time, Judge Bordwell made an announcement disallowing the challenges against the unions, as conducted in the State of California, were a menace to its prosperity. "And their existence is not good for the prosperity of the country," asked Davis.

Objection to the question was sustained, the court holding that it was a leading question. A sharp colloquy ensued and Attorney Darrow interjected a long exception into the record, holding that the question was pertinent. The witness was asked further if he had opposed the unions before coming to California, and he said he had. His opinion was based on a study of the question, he added.

Picketing Causes Prejudice. Brode had observed picketing during the strike of the local ironworkers preceding the destruction of the Times and believed that the unions were conducting themselves in violation of the law. "You know that Job Harriman defended those arrested for picketing?" "Yes."

"You wouldn't have a feeling for that reason, would you, against Mr. Harriman as counsel in this case?" "No," he smiled Brode.

Brode said that from reading he had formed the opinion that the Times was dynamited. He declared he was intimately acquainted with the family of one of the victims. He asserted that he had consided with the family, but had not discussed the disaster. He thought that his acquaintance and that of his wife with the family would not affect him.

Brode said he could not get rid of his impression that the Times was dynamited by labor unions, but that he had no feeling that the McNamara were guilty. He was challenged for bias by the defense and Judge Bordwell disallowed the challenge.

Lowman R. Traver said he was objected to because he had been a juror in a case where the evidence was entirely circumstantial. "I do not feel," declared Judge Bordwell, "that the rights of the defendant are endangered by the procedure followed heretofore in this matter. I see no reason for allowing a challenge on this kind of procedure except perhaps for saving time."

JOHN D.'S LOAN IS RUIN

Proposed Lake Superior Consolidated Iron Mine Company that we were organizing. His talk captured me and I told him I would agree.

Arrangements for the taking over of the bonds by Mr. Rockefeller were delayed for some time. Mr. Merritt then described another interview he had with Mr. Gates while his stock was still up as collateral with Mr. Rockefeller.

"Gates said that Mr. Rockefeller would rather deal with us," Merritt continued, "and that if we would deal with him we could remain in the company and be taken care of. I listened in amazement when he said that Rockefeller protected us, that the stocks of others would be thrown down, and he mentioned the names of several men. My brother, who was present, said to Gates: 'To do what you want to do would land us in jail. Mr. Rockefeller with his \$700,000,000 can't make us do that.'"

Oil Men Retaliate. "I turned to Gates and said: 'Mr. Gates, go back to John D. Rockefeller and tell him that when I steal for a living, I will steal for myself.'"

It was soon after this interview that I was notified that we would have 24 hours to take up our Rockefeller loan. I did not have money enough to get home with."

The committee adjourned tonight, probably not to meet again until after Congress convenes, when the objection of the Steel Corporation to a continuance of the hearings because of the Government suit against the steel trust will be taken up by the full committee. Representative Littleton, of New York, a Democratic member, who is opposed to the committee's proceeding further until the House has been convened regarding the situation, remained away from the committee-room today.

Another witness today was P. H. Nelson, of Duluth, a mining operator, who declared that the freight rates charged by the United States Steel Corporation on the Lake Superior route were exorbitant. "The steel trust recently reduced the freight rate over their ore roads from 50 cents to 60 cents a ton," said Mr. Nelson, "and the 40-cent rate is exorbitant. I agree with James J. Hill that 7 per cent earnings is enough for railroads. The 7 per cent rate is enough for railroads. The steel trust should reduce rates to 25 or 30 cents a ton."

REBELS JOIN HANDS AGAINST MADERO

Gomez, Reyes and Zapata Now Plotting Overthrow of Government.

TRIUMVIRATE IS STRONG

Combination Regarded as Not Impracticable, Each Possessing Elements of Power—Brother of Zapata Gets Killed.

MEXICO CITY, Nov. 22.—Emilio Vasquez Gomez, General Reyes and Emilio Zapata, have joined hands in an effort to overthrow the Madero government, according to information received by the President today from the secret service agents of the government now in San Antonio. Zapata has been in open rebellion since the close of the revolution. Vasquez Gomez was arrested in the opinion of government officials who received advices from their agents in the North. At the Department of the Interior, official advices were received today of engagements at the Hacienda Cholas, Guanajuato, on Monday, in which the federalists defeated the insurrectionists under the leadership of Gomez. It was announced that he was fighting against the central government. The war cry of his men is "Viva Reyes."

Another insurrection led in the neighborhood of Santiago Papasquale, Durango, where the rebels are also crying "Viva Reyes." It was reported today but not confirmed that they had captured the town. Several engagements have been fought in one of which Zapata's brother, Emilio, was killed, but Zapata himself continued elusive. At Tlalmasco, yesterday, rebels had planned to rob a passenger train from Vera Cruz. Mistaking a special loaded with federal troops for the regular train they stopped it. The federalists poured a heavy volley from the windows into the Zapatas who fled.

Unofficially the triumvirate—Reyes, Vasquez and Zapata—is regarded as not impracticable. Reyes is considered a military expert of high order; it is granted that Gomez counts upon several disgruntled Maderistas through his affiliation with them while Minister of the Interior, and Zapata has proved himself formidable both during the Mexican revolution and since.

CLUB IN CHIHUAHUA STONED Bricks Fall Among Members Sitting in Library.

EL PASO, Tex., Nov. 22.—The Foreign Club at Chihuahua was stoned by a mob in the celebration of the anniversary of Madero's revolution. The library window was broken by bricks, which fell in among several members of the club sitting in the room. The Chihuahua Foreign Club, one of the largest in Mexico, is regarded by most Mexicans as the visible evidence of the avowed American commercial supremacy in the northern portion of their country.

TROOPS MOVE TO ARIZONA Plan to Watch Mexican Border There Is Seen in Order.

BISBEE, Ariz., Nov. 22.—What is believed to be the extension to Arizona of the patrol of the Mexican border already in effect in Texas was announced today by the ordering of the second squadron of the Sixth United States Cavalry, stationed at Fort Huachuca, to Warren, Ariz. This squadron, which will leave its post in the hills tomorrow and arrive on Saturday at Warren, where it will go into camp.

CAPITAL TO BE SHELLED (Continued From First Page.) decree declaring the Chinese and others within the city to be safe.

FOREIGNERS WARNED TO GO Wu Ting Fang Notifies Consuls of Impending Bombardment.

SHANGHAI, Nov. 22, 9 A. M.—Wu Ting Fang, director of foreign affairs, has notified the consuls that the bombardment of Nanking will begin shortly. He warns them to withdraw their respective countrymen from that district.

CHINA WILL PAY ITS DEBTS Precautions Taken to Avoid Possibility of Intervention.

WASHINGTON, Nov. 22.—Determined to avoid giving any pretext for foreign intervention for financial reasons, the Chinese government has ordered all receipts from maritime customs, including the 1911 Boxer indemnities, to be deposited with the foreign banks to the credit of China's foreign debtors. The official explanation of the purpose of the Chinese government to live up to its foreign obligations came to the State Department today from the Chinese delegation, which reported it to the State Department. It read: "On account of the disturbances throughout China the postponement of the date for the November payment of the 'Boxer' indemnities has become necessary. Immediately upon the formation of the new Cabinet by Premier Yuan Shi Kai he gave special attention to the indemnity matters."

Personal conferences today between the secretaries of State, War and Navy gave rise to the surprise that the news situation was under discussion, but no statement was vouchsafed. The military authorities are ready to meet any reasonable demand for troops to be used in China and whether the organization selected shall be the Fifteenth Infantry, now en route from Guam to Manila, or the Seventh Infantry, leaving Manila about December 15.

Advances of the rebel forces, both naval and land, toward Nanking, where it is expected that a decisive battle will be fought, were reported to the Navy Department today by Rear-Ad-

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miral Murdock, commander of the United States Asiatic fleet. Several rebel gunboats that had been lying at Ching Kiang, he reported, will today toward Nanking, doubtless to assist in the operations against the imperial forces there. About 20,000 rebel troops are now marching toward the scene of the expected battle. The majority of these troops are declared to be well drilled. The report says that the city probably will be defended.

Great Britain, Germany and Japan each have a vessel at Nanking and these, together with the American vessels there, are deemed sufficient to give adequate protection to foreign interests.

CENTRAL GOVERNMENT HELD

Missionary Bishop Says Corruption Is Poe to China's Progress.

SHANGHAI, Nov. 22.—That no definite forecast is possible, but that the nation which survived the many crises in its history of 2000 years may triumph over its present ills, is declared by Rev. James H. Bashford, Methodist Episcopal missionary bishop here, in expressing the consensus of well-balanced foreign opinion on the situation in China. He said: "Manchu rule on the whole has been bad, but the Prince Regent, Chun, has been a valiant reformer rapidly. Experience shows that the most dangerous moment for bad rule is when it begins to introduce reforms. His borne patiently when thought inevitable become intolerable the moment the necessity of reform is seen. The present discouragement of the nation are the lack of a central and recognized government, the need of funds, the impending famine and consequent lawlessness, official corruption of the Chinese, and the influence of the Manchus, and the fact that various provinces are establishing independent governments."

"The necessities of the situation are an agreement on the question of railways and roads to connect the provinces with each other in a transformation of semi-independent provinces into a federated nation."

GOMPERS STILL IN LEAD

SOCIALISTS MAKE LITTLE HEADWAY IN CONVENTION.

Carpenters May Win Reinstatement by Agreeing to Abide by Decisions in Future.

ATLANTA, Ga., Nov. 22.—When the convention of the American Federation of Labor opens tomorrow, it will be with the expectation of hearing and passing on the reports of two of its most important committees: that on the adjustment of disputes and that on the President's report. The adjustment committee has in hand the controversy between the carpenters and the sheet metal workers, which resulted last year in the expulsion of the carpenters. It is understood the committee will recommend the reinstatement of the carpenters if they will agree to abide by the decision of the building trades department in future disputes.

The convention will adjourn on Saturday. President Gompers and the other officers probably will be re-elected easily, as the Socialists have not developed enough strength to offer serious opposition. It is regarded as virtually certain that the 1912 convention will be held at Rochester, N. Y., in a strong fight for the meeting. Resolutions adopted today favor the construction of all Government vessels at home; the Government should strike on the Harriman lines; urge the changing of memorial Sunday from the second to the fourth Sunday in May; urge a test of the Government's free textbooks and night schools; petition President Taft to recommend to the Governor of Porto Rico larger salary appropriations, and an eight-hour day.

CHAUFFEURS UNDER FIRE

AUTO DRIVERS SAID TO AID DISORDERLY WOMEN. Alleged Fleeing of Neophyte Army Officer Following Joyride Leads to Investigation.

Investigation by Deputy District Attorney Hennessy into charges that 20 chauffeurs having staked about Sixth and Stark streets are working in conjunction with immoral women and with the Lindstrom road, will be made as a result of testimony against Gertrude La Villa, Mae Gibbs and Gertrude Delaney in the Municipal Court yesterday. Detectives Swennes and Epps have been directed to get evidence warranting charges against as many of the chauffeurs as possible.

The crusade follows charges that the three women were seen fleeing from a motor and F. S. Fluke Saturday night at a roadside near Milwaukie and a hotel in Portland, more than 1400 being taken from them. A. N. Morton, who reported the case, drove the party and was charged with having found the women for the two men and to have accepted money for it.

The woman who recently passed his examination in the United States Army, and President Taft to take his post, stayed over one day in Portland to celebrate his success, and is alleged to have engaged the machine driven by Hill.

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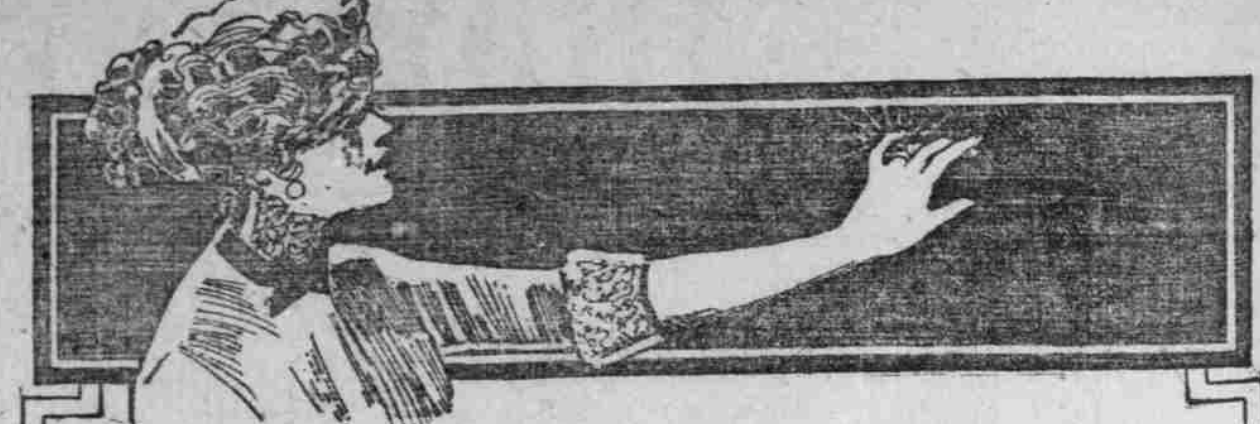
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TACOMA EXPORTS LIGHT

Only Four Sailing Vessels so Far in 1911-12 Grain Fleet.

TACOMA, Nov. 22.—With the departure of the French bark Le Piller with a cargo of wheat measuring 118,216 bushels, valued at \$109,482, the fourth sailing vessel of the 1911-12 grain fleet from this port to the United Kingdom began her voyage last night. Compared with former years, this is a small fleet for this time of the season, but much grain has been taken by regular liners and the supply now on hand in the local warehouses is still virtually untouched. Scarcity of tonnage and high rates are responsible for the slow movement of the season's crop.

Every available warehouse along the Tacoma waterfront is filled with wheat and the receipts for November



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The beauties of a Diamond Solitaire—its color—its brilliancy and refinement, the mounting of platinum or gold—all faithfully carried out at this store of quality. From the small ring of \$15.00 to the magnificent gem of \$2500.00, our vast stock offers better opportunities than usual in selecting. Besides the guarantee accompanying, assures perfect safety and satisfaction.

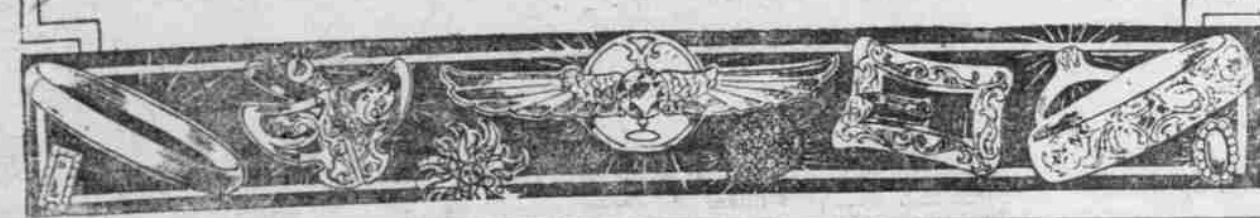
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Advertisement for Campbell's Soups listing 21 kinds for 10c a can, including Mulligatawny, Beef, Bouillon, etc. Includes an image of a Campbell's Soup can.

Look for the red-and-white label

CASH PRIZES

FOR ARTICLES ON "HOW WE WON OUR HOMES"

The Portland Realty Board invites the homeowners of Portland and vicinity to enter an essay contest for the best articles on the general topic, "How We Won Our Home," and offers the following prizes each week:

- FIRST PRIZE, \$25 SECOND PRIZE, \$10 THIRD PRIZE, \$5

The articles should deal with actual, concrete personal experiences of home-winning and home-building, setting forth, step by step, the progress toward the achievement, from the time of making the first payment on a lot or acreage to the realization of the ambition. It is not necessary that homes be entirely paid for. Articles will appear in The Sunday Oregonian. Photographs are desirable, but will not be considered in awarding prizes. The right is reserved of running in The Sunday Oregonian stories not awarded prizes. The following simple directions should be observed:

- 1. Articles should not be more than 500 words in length. 2. The writer should be a bona fide homeowner, or the member of a homeowner's family. 3. Write on one side of paper only. 4. Sign writer's correct name and address. 5. Mail articles to City Editor of The Oregonian.