ADVERSE RULINGS DEPRESS DEFENSE

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.

LO3 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 at 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 Hagnerty, and that he was afraid this opinion would influence was afraid this opinion would influence his verdiet: A. J. Evans. a farmer, who knows District Attorney Fredericks, and said he at first believed the Times and said he at first believed the limes building was blown up by labor unions, but now had no opinion and could give a trial on the evidence alone; F. A. Brode, a real estate dealer, who believes the Times building was blown up by dynamite used by labor unionists and is acquainted with the family of one of the men killed.

"Natural Supposition" Excludes. The defense further was depressed b several adverse rulings of the court to day. The bright side of the day's ledge showed only the negative result of crowding off the prospective jury M. W. Snodgrass, a rancher who "naturally supposed labor unions blow up the

The three men passed today are considered likely subjects for peremptory challenges, as are F. A. McBurnoy, an architect, who went through high school with Assistant District Attorney Ford and believes the Times was blown by the labor unions and J. H. Marup by the labor unions, and J. H. Mar-shall, whose examination by the de-fense yielded little but uneaslness to

If these five are challenged peremptorily, the defense will have only six peremptory challenges left out of 30, as against five remaining to the state out of an original ten.

The physician attending the wife of Talesman F. D. Green visited the court-

rison 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 he remains a larger will be successful. juror, unless the court overrules t attitude of the defense in this regard. When court convened at 2:15, coun-sel for the defense challenged Talesman F. A. Brode on the ground that his attorney for several years had been Wheaton 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 a statistical or testiments.

Stevens and Olcott. The ruling of the court on these challenges, without go-ing into detail as to how his concluing into detail as to how his conclusions were reached, left undetermined, so far as counsel were concerned, the various points over which the attorneys yesterday clashed. The action of the court, however, was considered to be in line with a policy of not making general rules outlining the limitation of counsel in examining talesmen and of regarding the examination of each talesman as a separate and distinct talesman as a separate and distinct

Brode, interrogated by Lecompte Davis, of the defense, declared with emphasis that he thought labor 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

Objection to the question was susleading question.

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

Picketing Causes Prejudice. Brode had observed picketing dur-ing the strike of the local ironworkers according the destruction of the Times and believed that the unions were con ducting themselves in violation of the

You know that Job Harriman defended those arrested for picketing?" Yes.

"You wouldn't have a feeling for that reason, would you, against Mr. Farriman as counsel in this case." "Oh, no," smiled Brode.

"Oh. no," 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 conducted with the family, but had not discussed the disaster itself. 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 Brods main he could not get in on its impression that the Times was dynamized by labor unions, but that he had no feeling that the McNamaras were guilty. He was challenged for him by the defense and Judge Bordwell disallowed the challenge.

Lowran R. Traver said that he objected to imposing the death negative.

jected to imposing the death penalty on circumstantial evidence and was challenged by Attorney Darrow. The court held that a challenge on

The court heid that a challenge on this ground was not available to the defence and disallowed it.

"I ask that the state be required," said Darrow, "to examine the juror on the question of capital punishment where the evidence is 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

(Continued From Pirst Page.) roposed Lake Superior Consolidated fron Mine Company that we were or-ganizing. His talk captured me and I told him I would agree." ents for the taking over of 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 Rev. Mr. Gates, while his stock was still up as collateral with Mr. Rockefeller.

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 de what you want to de would land us in lail. Mr. Rockefeller with his \$700,000,000 can't make us do that." make us do that."

make us do that.

Oil Man Retailates.

'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 14 hours to take up our Rockefeller loans. 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 said 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 consulted regarding the situation, remained away from the committee-room today.

Another witness today was P. H.

mained away from the committee 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 in the Lake Superior region were exorbitant.

"The steel trust recently reduced the

gion were exorbitant.

"The steel trust recently reduced the freight rais over their ore roads from 80 cents to 60 cents a ton," said Mr. Neison, "but the 86-cent rate is exceptions. I agree with James J. Hill that 7 per cent earnings is enough for a railroad. To bring 7 per cent earnings on their railroads, the steel trust should reduce rates to 25 or 30 cents a ton."

WILSON'S MISSION TO CALIFOR-NIA CITIES SUCCEEDS.

Los Angeles Chamber of Commerce Responds to Suggestion for Cooperation in Congress.

LOS ANGELES, Nov. 22.—(Special.)— The mission of John L. Wilson, ex-Senator from Washington, to the cities Senator from Washington, to the cities of the Pacific Coast in behalf of Alaska has been crowned with success. Mr. Wilson today addressed the Los Angeles Chamber of Commerce and received assurance from President Booth that the chamber would at once take favorable action on the suggestion that the Pacific Coast delegation in Congress get together to aid the Northern territory.

tory.

Accompanied by C. B. Yandell, secretary of the Scattle Chamber of Commerce, Senator Wilson, a trustee of
the chamber, arrived in Los Angeles
this morning. By appointment with
the heard of directors of the Chamber
of Commerce here, the visitors met the directors this afternoon. J. D. Low-man, president of the Seattle chamber, left the party at San Francisco, forced to turn back by lilness. In his address Senator Wilson said in

Wheaton A. Gray, who is allied with the presecution. 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 testimeny on other phases of the case.

Court Avoids General Rules.

At the same time, Judge Bordwell made an announcement disallowing the challenges against both Talesman Stevens and Olcott. The ruling of the court on these challenges, without good to retain. By lack of co-operation on the part of every member of Congress from the country west of the Rocky Mountains cannot be overestimated, in my opinion. Our trade with Alaska could be made of enormous value to this section of the Nation. It is impossible to estimate what it might grow into the part of the Rocky Mountains cannot be overestimated, in my opinion. Our trade with Alaska could be made of enormous value to this section of the Nation. It is impossible to estimate what it might grow into the part of every member of Congress from the country west of the Rocky Mountains cannot be overestimated, in my opinion. Our trade with Alaska could be made of enormous value to this section of the Nation. It is impossible to estimate what it might grow into the present restrictions were imposed, that trade was easily \$100,000,000 per annum. That is a sum worth fighting to retain. By lack of co-operation of every member of Congress from the country west of the Rocky Mountains cannot be overestimated, in my opinion. Our trade with Alaska could be made of enormous value to this section of the Nation. It is impossible to estimate what it might grow into the country west of the Rocky Mountains of every member of Congress from the country west of the Rocky Mountains cannot be overestimated. In my opinion. The need of co-operation on the part

SPOKANE SELECTED FOR NEXT NATIONAL MEETING.

Master-Elect Says Only Association With Faction Was for Purposes of Peace.

COLUMBUS, O., Nov. 22.—Spokans, Wash., was chosen for the next annual meeting of the National Grange, fol-lowing a contest at the session tonight between the regular and insurgent fac-

Opposition was inspired by the fact that the Washington State Grange has been largely controlled by Insurgents and because J. C. Kegley, Washington state master, leader of the insurgent faction in the National Grange, extend-ed the invitation to the National body

in a statement tonight, Oliver Wil-

"I do not know that there exists a Jones-Bachelder ring dominating the affairs of the National Grange. If there is such a faction I am not a member of it nor have I been advised of any of its policies or methods. My first association with the so-called Insurgency came tonight when it met with members of this faction for the purpose announced before I accepted their twittston to assertain their motheir invitation, to ascertain their mo tives and desires, in the hope of bring-ing about complete harmony in the orgunization.

JAIL IS DEGLARED FILTHY

Idaho Sanitary Inspector Orders Reform in Pocatello Bastile.

POCATELLO, Idaho, Nov. 22.—(Special.)—Following an inspection of the Sannock County Jall, which is in the casement of the County Courthouse in this city. James H. Wallis, state pure food commissioner and sanitary inspects, today served an order on the Basetor, today served an order on the Board

of Commissioners, giving them 36 days in which to build a new fail. Deplorable sanitary conditions were discovered. Unless the commissioners' order is complied with within the time specified. Wallis threatens to seal the all and transfer the prisoners therein for humanity's sake."

New Sawmill Planned.

CHEHALIS, Wash. Nov. 22.—(Special.)—President W. W. Wheeler, of the Chehalis Lumber Company, whose big sawmill at Littell was burned recently, has written a letter to Score-tary Merrell, of the Citisens Club of Chehalis, giving assurance that his company expects to rebuild the plant. The new mill will be bigger than the old one. old one.

South Carolina has been mining phosphate rock since 1865, and the production has steadily declined since 1852, with the exception of two or three years, when a slight increase in production was noted.

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 Man Antonic, Zapata has been in in San Antonio. Zapata has been in open rebellion since the close of the revolution. Vasquez Gomez will be ar-

revolution. Vasquez Gomez will be 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, Gusnajata. on Monday, in which the federals defeated the insurrectionists under Candido Procel. Procel announced that he was fighting against the central government. The war cry

under Candido Procel. Procel announced that he was fighting against the central government. The war cry of his men is "Viva Reyes."

Another insurrection is in the neighborhood of Santiago Papasquiado, 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, Eufemio, was killed, but Zapata himself continued elusive. At Tlaimac, 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 federals poured a heavy veiley from the windows into the Zapatis, who fied.

Unofficially the triumvirate—Reyes, Vasquez and Zapata—is regarded as not impracticable. Reyes is considered a military expert of high order; it as granted that Gomez can count 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. the Mexican revolution and since.

CLUB IN CHIHUABUA 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 envied American commercial
supremacy in the northern portion of
their country.

Plan to Watch Mexican Border

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 forecast
today by the ordering of the second
squadron of the Sixth United States
Cavairy, stationed at Fort Huachuca,
to Warren, Ariz. This squadron of
cavairy will leave its post in the hills
tomorrow and arrive on Saturday at
Warren, where it will go into camp. BISBEE, Ariz., Nov. 22 .- What is be-

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. 23, 2 A. M.—Wu Ting Fang, director of foreign affairs, has notified the consuls that the bom-bardment of Nanking will begin

He warns them to withdraw their re-

spective 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 for-eign intervention for financial reasons, the Chinese government has ordered all receipts from maritime the Uninese government one ordered all receipts from maritime customs, including the 1901 Boxer indemnities, to be deposited with the foreign banks to the credit of China's foreign debtors.

civiling the 1902 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 Fremier 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 surmise that the Chinese situation was under discussion, but no statement was youchsafed. 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 Coam to Manila, or the Seventh or

teenth Infantry, now en route from Guam to Manila, or the Seventh or Twentieth Infantry will depend entirely upon the time the order is-received from the President for the dispatch of

troops.

It is said that if these are wanted immediately, then some of the regiments now at Manila will go forward; if there is no emergency and there is If there is no emergency and there is reasonable certainty that the formation of early lee in the Chinese ports will not prevent the landing of troops for a fortnight, then the Chinese duty probably will fall upon the Fifteenth Infantry, leaving Manila about Decem-

miral Murdock, commander of the United States Asiatic fleet.
Several rebel gunboats that had been lying at Ching Klang, he reported, sailed 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 ves-sels there, are deemed sufficient to give adequate protection to foreign in-

CENTRAL GOVERNMENT HELD

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

Is Foe 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 advancing reforms rapidly. "Experience shows that the most dangerous moment for bad rule is when it begins to introduce reforms. Ills borne patiently when thought inevitable become intolerable the moment the necessity of reform is seen. "The present discouragements 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, as well as the Manchus, and the fact that various provinces are establishing independent governments.

"The necessities of the situation are

governments.
"The necessities of the situation are an agreement on the question of rall-ways and roads to connect the prov-inces with each other in a transforma-tion of semi-independent provinces into a federated nation."

GOMPERS STILL IN LEAD

SOCIALISTS MAKE LITTLE HEAD-WAY 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 meets 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-

urday. President Gompers and the other officers probably will be re-elected easily, as the Socialists have

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, although Richmond, Va. is waging a strong fight for the meeting.

TROOPS MOVE TO ARIZONA Resolutions adopted today favor the construction of all Government vessels in Government shipyards; indorse the strike on the Harriman lines, urge the changing of memorial Sunday from the second to the fourth Sunday in May, urge compulsory education, free schoolbooks and night schools; petition President Taft to recommend to the Governor of Porto Rico larger school appropriations, and an eight-hour day.

AUTO DRIVERS SAID TO AID DISORDERLY WOMEN.

Alleged Fleecing of Neoplite Army Officer Following Joyride Leads to Investigation.

Investigation by Deputy District Attorney Hennessy into charges that 30 chauffeurs having stations about Sixth and Stark streets are working in conjunction with immoral women and with the roadhouses at Milwaukie and on the Linnton road, will be made as the the Linnton road, will be made as the result of testimony against Geraldine La Villa, Mac Gibbs and Gertrude Delancy 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 concerned in fleecing A. Morton and F. S. Fiske Saturday night at a roadhouse near Milwau-

and a south and a south of the found the women for the two men and to have accepted money for it.

Morton, who recently passed his examination in the East for a Second Lieutenancy in the United States Army, and was on his way to the Presidio at San Francisco to take his post, stayed over one day in Portland to celebrate his success, and is alleged to have engaged the machine driven

to have engaged the machine driven by Hall. The auto was the "Mysterious Red Car" which figured in the trials fol-lowing the killing of May Real several years ago on the Linnton road, the police declare, and is said to belong police declare, and is said to belong to Frank E. Rodman. After a night at a tavern in Milwaukle, the two men and the three women returned to Port-land. Here in a hotel, Morton says he was relieved of \$100 and Fiske of \$160, besides \$200 which disappeared in the

TACOMA EXPORTS LIGHT Only Four Sailing Vessels so Far in 1911-16 Grain Fleet.

course of the trip.

TACOMA, Nov. 22.—With the departure of the French bark Le Piller with cargo of wheat measuring 118,216 makela, valued at \$100,483, the fourth bushels, valued at \$100.483, 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 late in the season, but much grain has been taken by regular liners and the supply now en hand in the local warchouses is still virtually untouched. Scarcity of tonnage and high rates are responsible for the slow her 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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A complete stock, including the Lemaire and other celebrated makes.

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These clocks, of National reputation, are displayed in splendid variety.

Sheffield Trays

in all sizes and of the latest shapes and designs. An ideal gift.

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ON THE NORTH SIDE OF THE STREET

to date are hovering around the 1000-carload mark. The floods of the last few days have held up receipts.

Wright Defeats Friedman.

"Chick" Wright, champion 18.2 back line billiardist of the Pacific Coast, had an easy time defeating James Friedman, of Portland, at the Waldorf billiard parlors last night. The score was 200 to 181. Wright took the lead early and never relinquished it. Tonight Wright will play Frank Hoage, Beattle's champion, and tomorrow night he will have for his opponent W. C. Duniway, the Northwest title-holder. Duniway, the Northwest title-holder.

Hendrick to Be Tried at Kalama. VANCOUVER, Wash., Nov. 22.—(Special.)—John Hendrick is to be taken to Kalama to be tried for having safe-blowing tools in his possession when sted. One witness from Steven-today said he cannot identify Hen-c as the man who is supposed to

Here's a "Cure" For Dull, Brittle Hair

have shot Shores.

"Careless or improper treatment of the ecalp so often results in dull, brittle, 'stringy' hair," says Mrs. Mae Martyn, in the Baltimore Leader. "This is so easy to correct," she continues, "that it is possible for every woman to have beautiful hair, and an abundance

of it. "A tenspoonful of canthrox dissolved in a cup hot water is sufficient mixture for a thorough cleansing of scalp and hair, and shampooing with this is a positive delight. The canthrox mixture soothes, invigorates and stimulates, and quickly brings about a healthy condition, insuring a plentiful growth of silky hair, that doing it up is a pleasure you will thoroughly enjoy."-Adv.

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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.

Sign writer's correct name and address.
 Mail articles to City Editor of The Oregonian.