

COURT RELEASES ARBUCKLE JURY

Verdict Impossible After 41
Hours' Debate.

2 STAND FOR CONVICTION

One From Start Refuses to Con-
sider Evidence, While Other
Changes Mind Often.

(Continued From First Page.)
Sheriffs and taken to their homes in automobiles.
"While this, through the technical-
ity of the law, is not a legal acquit-
tal, morally it is such," Arbuckle
asserted in discussing the jury's in-
ability to agree.
Arbuckle was charged with having
inflicted a fatal injury on Miss Vir-
ginia Rappe, a motion picture actress,
during a party in his rooms in the
Hotel St. Francis here on the after-
noon of September 5.

Confidence Put in Justice.
"The undisputed and uncontradicted
testimony established that my only
connection with this sad affair was
one of a merciful service and the
fact that ordinary human kindness
should have brought upon me this
tragedy has seemed a cruel wrong,"
Arbuckle's statement continued. "I
have sought to bring joy and glad-
ness and merriment into the world
and why this great misfortune should
have fallen upon me is a mystery that
only God can, and will, some day
reveal."

After stating that he rested his
cause "in divine justice and the con-
fidence of the fairness of the American
people," Arbuckle concluded with the
declaration that "no act of mine ever
has, and I promise that no act of
mine ever shall, cause them to regret
their faith in me."

Courtroom Still Packed.
Arbuckle's defense was that he was
assisting Miss Rappe through a pe-
riod of illness caused, according to
defense contention, by an internal
disorder, at the time he is alleged
by the prosecution to have injured
her. The prosecution held that the
injury resulted from an attempt by
Arbuckle to attack the actress.
The big crowds, which had marked
the trial from the time that jury se-
lection was completed, clung to the
courtroom despite jury deliberations
that extended far into the night. The
courtroom was filled when the jury
was summoned.

The crowd was so dense at one pe-
riod of the jury deliberation that it
was necessary to place a barricade
before the door that leads from the
courtroom into the jury room. Later
the jurors were taken to another
room, the court officials explaining
that it was "because of the crowds."
There were no outstanding features
to mark the deliberations other than
the length, the activities of the crowds
and the illness of Miss Louise E. Win-
terburn, one of the woman jurors,
who suffered a slight unexplained at-
tack last night.

Fluctuation Is Reported.
Rumors afloat after the jury had
been discharged, based on statements
said to come from jurors, said
Mrs. Helen M. Hubbard voted steadily
for a verdict of guilty and that
Thomas Kilkenny cast one blank bal-
lot, then one for acquittal and then
swung over to the minority and voted
almost steadily for a verdict of
guilty. Miss Louise Winterburn was
said to have voted several times for
Arbuckle's conviction.

Three of the five women on the
jury voted steadily for acquittal, the
rumors declared. It was said 22 bal-
lots were taken formally and that a
number of informal verbal polls were
had.

Both Mrs. Hubbard and Kilkenny
declined to comment on the case and
hurried away from the courtroom.

Trial Started November 14.
The Arbuckle trial started Novem-
ber 14 and a week was spent in se-
lection of the jury. The main wit-
nesses for the prosecution were Zey
Freemont and Alice Blake, show girls;
E. O. Heinrich, finger-print expert,
and a number of physicians and
nurses. The medical experts testified
injuries to the bladder, such as
caused Miss Rappe's death, usually
resulted from the application of ex-
ternal force.

The prosecution contended that
the injury was the result of an at-
tempt by Arbuckle to attack Miss
Rappe during a party in his room in
the Hotel St. Francis during the after-
noon of September 5.

A technical examination by a med-
ical commission of three, appointed
by the court to examine Miss Rappe's
bladder, showed that a condition of
chronic inflammation existed, accord-
ing to the report by the commission
to the court and jury. Gavin McNab,
defense attorney, declared the report
"absolutely untrue." He also de-
posed of Dr. Morris Rosenberg, who
treated Miss Rappe supposedly for a
bladder disorder in 1913.

Finger Prints Are Taken.

Finger prints on the doors of Ar-
buckle's room were said by Heinrich
to be those of Arbuckle and Miss
Rappe and indicated, according to
the testimony, that Arbuckle at-
tempted, presumably, to force the
young woman away from the doors.
Dr. M. E. Rumwell, who attended
Miss Rappe after the alleged injury,
testified for the defense that Miss
Rappe told him she was "somewhat
intoxicated" and "did not know what
happened to her."
Other witnesses were Al Semm-
acher, manager for Miss Rappe's motion
picture interests, for the prosecution,
and Fred Fischbach, friend of Ar-
buckle, for the defense.

JURORS CRITICISE JUDGE

Some Members Reported to Have
Been "Filled With Disgust."

SAN FRANCISCO, Cal., Dec. 4.—
(Special.)—Some of the Arbuckle
jurors were "filled with disgust" by
the court's action in failing to dis-
approve the address to the jury of
Deputy District Attorney U'ren, ac-
cording to the statement issued by
Foreman August Fritzsche following
the jury's discharge. Fritzsche said:
"The one feature of the case that
filled some of us with disgust and
caused us some surprise was that the
presiding judge refrained from action
of disapproval of Deputy District At-
torney U'ren's address to the jury.
His language and innuendoes were in-
decent."
"Why cannot a case be tried with-
out shocking the proprieties? Morals
should surely have some recognition
in the courts, certainly in the district
attorney's office, which is supposed
to represent the people. There can be
no excuse for coarseness and vul-
garities verging on obscenity. This
is particularly applicable where wom-
en sit on juries."

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—Adv.

PRINCIPALS IN NOTED CASE IN WHICH JURY DISAGREED.



SHORT SKIRT APPROVED

NEW YORK WOMEN REFUSE
TO HEED PARIS EDICT.

Midway Between Knee and Ankle
Is Length Favored by Leaders
in Feminine Affairs.

NEW YORK, Nov. 27.—(Special.)—
More women are rallying to the short-
skirt standard and voicing a protest
against the threatened invasion of the
ankle-length hem, which Paris ap-
proves and is already sending over in
various models and materials.

Midway between knee and ankle is
the accepted length, according to
women interviewed. As Miss Mary
Wood, president of the Women's Re-
publican State association and now in
charge of the women's division of the
Curran headquarters, expressed it,
"Skirts should reach to the top of the
old-fashioned shoe. We don't wear
high shoes any more, but that's a rea-
sonable and sanitary length and it
covers most defects. It escapes car-
steps and is sanitary."

Mrs. Emma Kip Edwards, president
of the Colonial club, is another ally of
the short-skirt forces. "We ought to
wear them short, of course," she de-
clared. "It's the only way to have
our skirts. But when I say short, I
mean a moderate height, not up to the
knees so you see the garter. Eight
inches is about the right height from
the ground."

Mrs. Mabel Russell, secretary of the
League of Women Voters, advocated a
skirt that reaches from seven to eight
inches above the ground. "I like a re-
spectable length," in the way she ex-
pressed her view.

Mrs. Doris Thompson, assistant to
the principal of the Washington Irving
high school, who has more than
5000 girl pupils in her care, stands for
comfort and conservatism. "The only
sensible skirt to wear is one that is
sensible in length, and that means one
that does not get in the dust and yet
is not of exaggerated height," she re-
marked.

Mrs. Noble McConnell, president of
the Mosley club, said, "I heard at the
Astor hotel, declared:
"Paris has nothing on us. We can
stand on our own feet in America.
French dressmakers know that the
leadership in fashions is slipping away
from them, hence the outcry about our
changing into their skirts. The short
skirt is comfortable and it is becoming—I
mean the moderately short skirt. It is
praiseworthy and should be
forever abolished, even on evening
gowns, except for court occasions."

BEACH ROAD IS PASSABLE

Ocean Highway Strip Improved
During the Last Week.

CHEHALIS, Wash., Dec. 4.—(Special.)—
A 500-foot strip of the Ocean
Beach highway over Pluvius hill,
west of Walville, has received some
much-needed repairs and is reported
to be in a passable condition again.
Two carloads of crushed rock ar-
rived during the week and this is
being spread as rapidly as possible.
Graham Bros. & Medley of Chehalis,
subcontractors, have the work in
charge, six men with teams being
employed.

With the improvement made last
week it is expected the road will get
better with usage and District En-
gineer Gillis expects to be able to keep
the highway open for the winter
without serious trouble.

75 IN MEMORY CONTEST

Music Competition of Chehalis
Children Simmers to 7.

CHEHALIS, Wash., Dec. 4.—(Special.)—
Last night 75 Chehalis pupils
from the Cascade and West Side
schools, together with their friends,
assembled at the high school auditor-
ium, where the first of a series of
music memory contests was held.
The Cascade pupils won. Out of the
75 who took part, seven had perfect
scores. Monday evening a further
elimination contest will be held, in
which the seven pupils will compete.
Winner of first prize will receive \$10
cash, given by the St. Helens club
of this city; second prize is \$7.50
cash, given by the Mozart club while
third prize is \$5 cash, given by the
Mentor club.

Witness Arrested as Perjuror.

ABERDEEN, Wash., Dec. 4.—(Special.)—
Perjury in the first degree is
charged against Sam Druxman of
Aberdeen, in a warrant issued here
Friday by Justice of the Peace
Baumert. The complaint alleges that
Druxman gave false testimony in the
Charles Dahlstrom liquor case at the
last jury term. He has been ar-
rested. Bail has been fixed at \$2000.
The warrant alleges that Druxman
testified that he never had been con-
victed of a crime in this state, when
he appeared as a witness in the
Dahlstrom case. It also sets forth
that the court records show that
Druxman had been convicted of a
robbery in King county in 1915.

Pupils Regret Passing of Snow.

HOOD RIVER, Or., Dec. 4.—(Special.)—
Children of the Pine Grove
district regretted to see the chinook
and warm rains eat away the snow
blankets of last week. The snow af-
forded amusement for Pine Grove



—Photos From Underwood.
ABOVE—VIRGINIA RAPPE. BELOW—ROSCOE (FATTY) ARBUCKLE.

students, who attend Hood River high
school. The youngsters were trans-
ported to and from their lessons in a
big bobbed, drawn by four horses.
The storm transportation service was
furnished by Peter H. Mohr, east side
rancher.

CRUSHED ROCK PUT DOWN

Bad Stretch of Highway in Pacific
County Is Improved.

SOUTH BEND, Wash., Dec. 4.—
(Special.)—Two carloads of crushed
rock have improved vastly an almost
impassable stretch of road which
blocked all traffic into Pacific county
except from the south. The 500-foot
stretch was located at Pluvius hill.
Fine gravel was used on this stretch.
The crushed rock promises to pack
and form a fine roadbed. At present
the road is still in such condition that
drivers not familiar with the road are
warned to use great care. The work
on Pluvius hill was done in the win-
ter time because there is little traffic
over the road now and because it
rains practically all the year at this
point.

WASCO BUDGET PRUNED

Total of \$248,152, an Increase of
6 Per Cent Over 1921.

THE DALLAS, Or., Dec. 4.—(Special.)—
The Wasco county budget for
1922 totals \$248,152, an increase of
6 per cent over the 1921 budget. This
figure was arrived at by the county
budget committee after two days' work.

Of this sum, \$19,785.80 is cared for
by balances and estimated receipts,
leaving a total of \$228,366.40 to be
raised by actual taxation, subject to
the 6 per cent limitation law. The
budget had to be pruned \$11,000 in
order to conform to the limits set by
the 6 per cent limitation law.

Centralia Elks Hold Memorial.

CENTRALIA, Wash., Dec. 4.—(Special.)—
Impressive memorial services
in honor of departed members, an an-
nual custom of the Elks, were held
this afternoon by Centralia lodge, No.
1033. The services were open to the
public and were largely attended. The
memorial address was delivered by
Rev. Floyd E. Dorris of Portland.
Seven members of the Centralia lodge
have died during the last year:
Charles B. Barkley, J. P. Symons, R.
B. Bradshaw, C. N. McIntire, J. R.
Sutton, W. M. Robbins and A. R.
Pratt.

Centralia Election Is Today.

CENTRALIA, Wash., Dec. 4.—(Special.)—
Centralia tomorrow will elect
a mayor and two commissioners and
in addition will vote on the propo-
sition of a two-platoon system for the
fire department. The opposing can-

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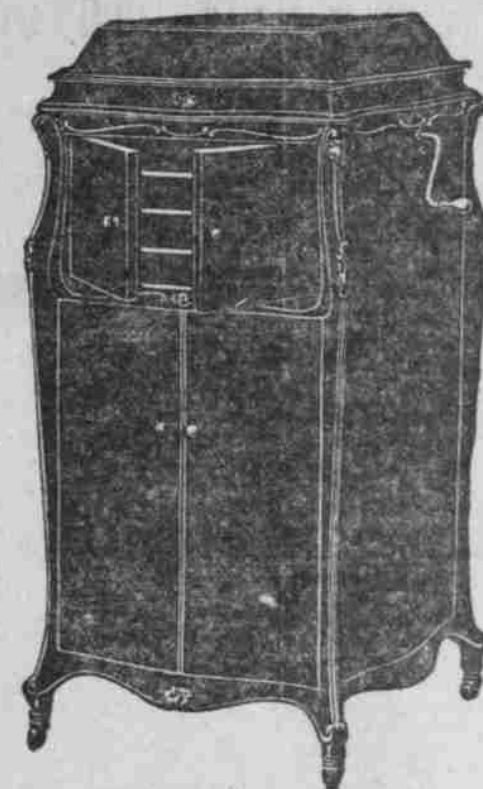
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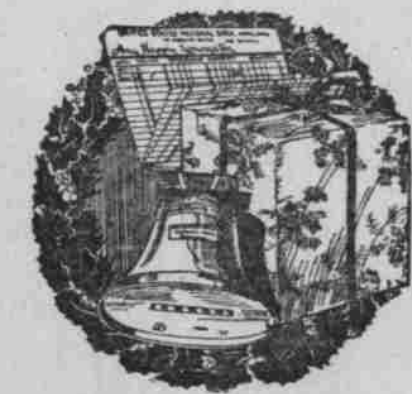
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didates for mayor are: John S. Saunders and George L. Barner, the
winner. The nominees for commis-
sioner are: W. W. Dickerson, the
cumbent; W. B. Keir, F. E. Davis and
heavy vote is expected.



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