

## INDIAN ACQUITTED OF MURDER CHARGE

Indian Found Not Guilty of Killing Dry Agent.

### SECOND TRIAL LIKELY

District Attorney to Bring Case on Indictment for Death of Officer Price.

DALLAS, Or., Oct. 12.—(Special.)—Phillip Warren, Indian, 31 years old, was acquitted by the jury which heard the evidence in his trial for the murder of Grover C. Todd, federal prohibition officer, at New Grand Ronde on the morning of September 2. The jury returned its verdict about 11:30 this morning after it had deliberated 19 hours.

At 9 o'clock this morning the jury went into court and asked for further instructions. The written request handed to the court by R. I. Ferguson, foreman, was to the effect that there was a contention among the jurors as to whether Todd was actually killed by a bullet fired by Warren and they desired to know if there had been evidence to that effect.

**Court Refuses Advice.**  
Judge Belt replied that it was not permitted under the law for the court to comment upon the evidence, but that the jury must decide matters of that kind for themselves. The jury then returned to their deliberations and it was 2 1/2 hours later before they returned their verdict.

It was evident from the question asked of the court that the acquittal of Warren was based upon a doubt in the minds of the jurors as to whether Todd's death was caused by a bullet from Warren or a rifle fired by one of the officers who were shooting at the Indian.

At one time it is reported the jury stood again for conviction of manslaughter in the second degree and five for manslaughter.

**Second Trial to Be Held.**  
District Attorney Heigerson stated immediately after the verdict had been returned that Warren would be tried upon the other indictment for first degree murder, charging the killing of Price. As the jury panel for 1922 has been entirely exhausted it is probable that this case will not come up until the next term of court in January.

**Kelso Club Elects.**  
The Kelso club held its annual meeting last night and elected the following officers for the ensuing year: H. T. Ames, president; R. A. Davis, vice-president; W. W. Trantow, treasurer; John L. Harris, secretary; E. A. Kilst, auditor; Jesse Schwarz and H. H. Samuelson, trustees. Holdovers: trustees are B. M. Atkins, C. J. Williams and J. P. Buford. E. M. Adams, retiring president, had served since the organization of the club.

**Napavine Club Meets.**  
NAPAVINE, Wash., Oct. 12.—(Special.)—The Citizens' club held an interesting meeting in the club rooms Tuesday night following their regular monthly luncheon served by a committee from the Woman's club. Following the routine business reports were made by the standing committees. A blacksmith is being induced to locate and open a shop

here. Harry Parkinson of the committee on roads stated that the city is short of necessary funds to keep the roads as they should be kept, but that the city council will do all it can to keep them in a passable condition during the winter. J. C. Lawrence gave a very interesting talk on the Columbia basin project. Mr. Lawrence was for many years a resident of eastern Washington and it was at his suggestion that the project was given the name by which it is now known.

### CO-OPERATIVE SUIT LOST

**Injunction Against Selling Eggs Outside Association Dissolved.**  
MEMPHISVILLE, Or., Oct. 12.—(Special.)—Circuit Judge Belt of Dallas, sitting in court here today, sustained the demurrer of the defendant in the case of the Pacific Co-operative Poultry Producers, a co-operative association, against J. A. Hansen, thus dissolving the injunction against Hansen selling his eggs to others than the plaintiff, and dismissing the association's suit.



Phillip Warren, Indian acquitted of murder charge.

for specific performance of contract with Hansen. The case was started by the Co-operative Producers to prevent Hansen from breaking his marketing agreement with them. The association membership is comprised of egg and poultry producers of Oregon, Washington and Idaho. Hansen is one of the largest producers in the Willamette valley. He alleged that the affairs of the association were being grossly mismanaged, and that his marketing agreement was causing him great financial loss.

### Mill to Be Built

MEDFORD, Or., Oct. 12.—(Special.)—Prominent local men who acquired timber holdings in this section which will justify manufacturing operations for many years have organized the Talent Lumber company and will erect a sawmill and box factory at Talent, eight miles south of here, with a daily capacity of approximately 30,000 feet. The officers and directors are as follows: George T. Collins, president; W. T. Normie, vice-president; Porter J. Neff, secretary; Ralph G. Bardwell, treasurer, and Dr. J. J. Emmens, S. I. Brown and Eric Wold directors.

### Asylum Refuge From Ku Klux

KALAMA, Wash., Oct. 12.—(Special.)—Matthew Anderson, who was found wandering about the vicinity of the K. K. K. were pursuing him, was taken by Sheriff Hoggatt to Fort Steilacoom on Tuesday. Anderson claimed he came from Wenatchee, but no trace of him was found there.

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## YOUNGSTERS MAKE GOOD

CLUBS SCORE IN EXHIBITS AT STATE FAIR.

More Than 300 Livestock Aristocrats Shown by Boys and Girls of Oregon.

OREGON AGRICULTURAL COLLEGE, Corvallis, Oct. 12.—(Special.)—More than 300 livestock aristocrats featured the state fair exhibits by boys and girls—members of calf clubs, pig clubs and sheep clubs, all working for the scholarships for the two weeks' summer session at the college, offered as first prizes. The largest number of animals ever before entered by the youngsters was 182, last year.

A comparison between the exhibits of the boys and girls and adults is possible this year in the light of a total of two championship prizes, 17 first, 18 second and 19 other places taken in the open classes by the youngsters.

### Vote Recount Refused

Case of Candidate for Representative Dismissed.

TACOMA, Wash., Oct. 12.—(Special.)—With the declaration that no specific charges had been made showing misconduct on the part of any election or canvassing board and that none of the affidavits filed show definitely that any votes cast for Slayton had been credited to Ohlson, Superior Judge Aakren today dismissed the case of James W. Slayton, unsuccessful republican candidate for representative from the 34th district, who asked a recount of the primary vote. A. Ohlson was given the nomination by a lead of one vote in the primary on September 12.

In the first count Slayton was declared to have won the nomination by a lead of 13 votes, but with the official canvass the following week Ohlson established a lead of one vote.

### Bootlegger Gets Jolt

Logger Gets Out of Jail and Is Sentenced and Fined Again.

TACOMA, Wash., Oct. 12.—(Special.)—After serving 130 days in the Pierce county jail and being held 45 days in the Pierce county jail pending trial, Leonard Creswell of South Bend, a logger, went back to the Pierce county jail today to serve another 40 days and work out an additional \$250 fine for the possession, manufacture and sale of liquor. H. A. Peterson, attorney, asked for leniency for his client, who had

pleaded guilty. J. A. Morgan, prohibition officer, took the stand and said Creswell had resisted arrest and had tried to escape after his still had been raided. The officers had seized a 100-gallon still and 1400 gallons of mash, Mr. Morgan declared.

Judge Cushman then sentenced Creswell to another 60 days and to pay another \$250 fine.

### New Shingle Machine Used

ABERDEEN, Wash., Oct. 12.—(Special.)—Aberdeen's next industry will be shingle making with a machine that shaves shingles with the bolts. The Nylund Bros. Shingle Machine & Manufacturing company has leased a portion of the site of the old Grand-Smith-Porter company and will use it for factory purposes. With the new machine the block is cut with both forward and backward moves of the carriage. The claim for the machine is that it cuts nearly double the quantity of shingles in a given time that the old machines cut and also that the shingles are stained at the same time they are cut.

### Pupils' Survey to Be Made

ABERDEEN, Wash., Oct. 12.—(Special.)—A vocational survey of all boys and girls from 14 to 18 years who have quit school will be made during this school semester. The survey will be made under the direction of the federal government, which will bear half of the expense. Reasons for quitting school, what they are doing, what work they would like to do and other pertinent questions will be asked. Miss Elizabeth Finch, superintendent of art in the city schools, will have charge of the survey.

### Experimental Plans Arranged

MONTESANO, Wash., Oct. 12.—(Special.)—Grays Harbor county products will be used by the home economics department of Washington state college in making experiments as to the best methods of preparing western Washington apples and potatoes. The varieties of potatoes used will be Gold Coin and Burbank and the apples Wolf River, Gravenstein and Northern Spy.

### Cowboy Prisoner Runs Away

KELSO, Wash., Oct. 12.—(Special.)—Reno Keithley, who was serving a sentence in the Cowlitz county jail at Kalama by reason of his failure to pay a fine of \$250 assessed for bootlegging, was sent out of the jail yesterday to bring in some wood. So far as the officers know he has not found the wood pile yet, and is still going.

### Lumber Mill Worker Injured

KALAMA, Wash., Oct. 12.—(Special.)—When a peavy which John Harris was using while employed at the Oregon Kalama lumber mill failed to release it struck Harris, inflicting severe wounds on his head and chest.

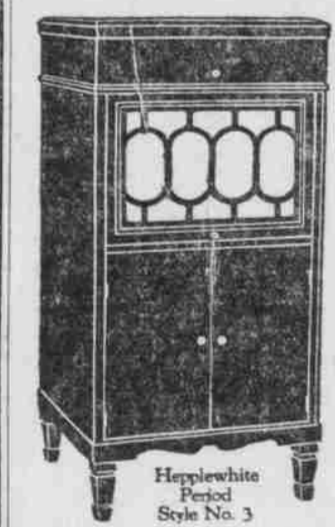
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