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unitre conference will appear in the Funday papers and these should be out out and preserved by those interested so that, if they cannot attend every seasion, the features appealing most to their interest or their need, may be

We are slowly learning that we live by breathing fresh air. We are putting aleaning perches on our houses; we providing open air sanitariums for tuberculous; but we have not yet earned to give our children in the sublic schools pure air during school In one of Portland's schools yesterday the writer naw classes of bright children going through their calsthenies, in a dark, badly ventilated Where should they have been? Is here any reason in our climate which ermits outdoor living eight months in he year why the roofs of our school buildings should not be made usable and then used? Just imagine the benethose same exercises would have been to these children, performed un-der the sunny blue sky with the free, pure air filling their lungs and purify-ing the entire circulation of their

Architects of both dwellings and school buildings must begin to take into count these roof values, as they are doing in New York, where the climate is not half as favorable to roof-usage as

Mrs. Alice Weister was the speaker at the meeting of the Paront-Teacher circle. The children were gathered in the assembly hall to hear the story told by Mrs. Weister, of the picture lately purchased by the circle. This picture lately purchased by the circle. This picture is a copy of one of the world's masteries a copy of one of the world's masteries a copy of one of the world's masteries accept the world's masteries interest children in the the largest attendance of mothers at the meetings of the circle.

The mountain-girdled city of Denvet has a museum which must be of tre-mendous educational value to its thous-spect for their own judgment. mendous educational value to its thousands of school children. Certainly it awakened the enthusiasm of the writer, who last summer was privileged to visit it. Denver it built upon a section of what 48 years ago was taught in the schools to be "The Great American Desert," and not without reason. Little if anything grew there then but a few cottonwood trees near the banks.

DARROW LOSES IN CLASH WITH JUDGE OVER VENIREMEN (Continued from Page One.)

questioned men the defense challenged in one way and men that the state challenged in another. Much bitter feeling has already been engendered in case and frequent clashes are certain from now on. Declares Decision Unfair.

After the decision against him, Dar-row conferred with Lecompte Davis and his other associates, but did not come to any conclusion regarding their future policy. Darrow openly characterized the decision as unfair and indicated plainly that should McNamara finally be convicted he did not believe that the verdict would stand.

Darrow then asked that the state ex-amine Frampton and Winter for cause. Fredericks announced that they would not question either man but would pass them for cause. Darrow was on his feet in an instant. "Are we to understand that the state

passes these men without examina-tion?" be demanded. "We have examined them," answered Fredericks. "You certainly have not," declared

Darrow angrily. "Your honor," asked Fredericks, "did

we not examine both these men?"

Declares Judge Mistaken. "I consider that you did," said the "Your honor is mistaken," broke in

Darrow. "We examined both of these men and it was understood that the state's examination was deferred until our challenge was disposed of."

"Why, we examined them in resisting the challenge," explained Fredericks. That was what I supposed," said

"Well I just want this record to show what happened here," said Dar-row, and Fredericks replied: "Oh, well, I suppose we can examine them," and he asked both men a ques-tion or two, and then announced that

they were passed by the state. Attorney Davis quickly took advant-

age of the opportunity to question both men on re-direct, and elicited from them that they would not quaviet on cir-sumstantial alone where the death pen-alty would result. The defense then renewed their challenge against both men for implied blas, and the state resisted bitterly.

Morton argued that this challenge came too late and must be overruled.
"The defendant cannot possibly be injured." he said, "because either of these men would hot vote to hang a man on circumstantial evidence." The

of the Platte river. But houses indica-try gas made the dissect blumous. Now there are come and come of sixtely con-tensected stanting groups parkways and broad streets. Pluggers reports topic breat made "out of white chile," so to mer, as there were to asknow resources in draw opin carego the desart against. Set these with industry and ingeneity have perced. Decrease has a specious and beautiful para with a large artist. ors. At the head of this part stands the stately mission building housing some of the rarget and unter beautiful of objects. On one finer are giving of supports the sone finer are giving of supports and other parts of the Bookies and other parts of the country. There are so lifetile that any othic would carry away a perfect picture of them in his mind. They are each and every one placed in a perfectly nat-teral environment, so that their habits and habitat are shown as clearly

themselves.
In another room there is a wenderful contention of batter minerals, procince stones and some of the most branching examples of organization it is possi-

of the child.

No admission is charged and it is kepend that every father and mother in Portland, and hundreds from other places in the state will go to this school, especially arranged for them as much taker and cost. Programs of the mile conference will appear in the mitre conference will appear in the mitre conference will appear in the

Decision-and Lack of It.

From American Motherhood. One of the most deplorable traits of character which any person can pos-sibly possess, and one which brings upon himself and everybody with whom he has any dealings whatever annoy ance and exceeding discomfort; is a lack of decision, the inability to give a decided, definite answer.

No man can ever make a encouse to husiness life and not be able to make decisions. To decide quickly and definitsly, to weigh carefully but swiftly, to trust one's own judgment and act upon it, are qualities which are shaolutely necessary for success in business

Equally true is this of success in the home life. Most unsatisfactory, indeed, and discordant, is that home where the woman at the head of it is of indecisive, wavering, vaciliating character. Ask her what she is going to do today and she replies. "Oh. I don't know, I haven't decided yet." Ask her if she will go for a drive at's o'clock and she says. "Oh, I don't know. I couldn't tell till after dinner." Ask her what train she's going to take for a proposed visit, and she'll tell you she doesn't know-yet. Perhaps she'll get the 11:30 and count these roof values, as they are oing in New York, where the climate is of half as favorable to roof-usage as ura.

Last week at the Woodsteek school, put if not I'll come on the selection.

good way don't know for sure just what I'll do.
value of But I'll tell you. If I can come I'll be paintings. This picture, by the way, there by 8:15 and if I'm not there by was purchased by the Woodstock circle that time don't wait for me." And we there by 8:15 and if I'm not there by prize for the room that brings out stay at home and wait for her until too late to make any other arrangements and she doesn't come after all.

> The only way to do with such people is never to ask them again. They have spect for their own judgment. Children are annoyed to the point of

> irritation and exasperated to anger by the indecision of their mothers. 'Mother, may I go over to Jennie Brown's this afternoon? She wants

"Oh, I don't know. Don't begin at o'clock in the morning to ask me what

state has the right to take advantage of the waivers of the defense and the defense cannot be permitted to use a challenge of this sort as a saver of its peremptory challenge."

Attorney Scott answered Horton with extreme bitterness. He declared that the district attorney had, by having it ever be necessary to have the re-the court ask the veniremen whether sult of this trial reviewed by an apthey opposed capital punishment, re-versed the order of presenting chal- "We are making this record," said enges himself.

"There cannot be two kinds of law here," he said, "one for the state and one for the defense. We admit that we are desperately desirous of getting both of these men off this jury, because they are plainly not fair minded men. We don't want a trial with that kind of a jury, even though these men say they would not hang on circumstantial

An extended legal argument on the new challenge was then begun. Judge Bordwell finally reserved decision on Winter's and Frampton's challenges until Monday and recess was taken until that time.

BITTER FEELING CAUSED BY RULING MADE BY THE PRESIDING JUDGE IN CASE

(United Press Leaned Wire.)
Angeles, Oot. 28.—With the showing that the defense of James B. McNamars, on trial for his life on the charge of murder in connection with the destruction of the Los Angeles Times building on October, 1, 1910, was forced to proceed after declaring that McNamara's constitutional rights had been and were being disregarded by Judge Bordwell, the trial was resumed today with both sides in

fighting mood.

The state immediately started out to disqualify T. J. Lee, passed by the de-fense shortly before adjournment last night after he had said that he had no opinion in the case, but was "somewhat" opposed to labor unions because they believe in the strike. He is of Irish descent, a member of the Knights of Columbus, of which Joseph Scott, as-sociate counsel for the defense, is a prominent officer. Lee, however, said that he knew Scott only by reputation. Deputy District Attorney Horton, however, tried to disqualify him because he had admitted that he several times inspected the scene of the disaster and was not satisfied that either dynamite or gas caused the disaster.

Darrow Boused by Judge. The break between Darrow and the ourt came late yesterday, but the storm clouds had been gathering for several days. The detense has been shifting uneasily under what they have privately characterized as a subtle attempt by the court to qualify veniremen whom they have tried to eliminate.



Attorney Davis protested three times against the questions of the court, say-ing that they seemed designed, "alough possibly unconsciously," to indicate to the juror the sort of answer to be returned. The complaint was directed against indirect questions.

The last protest came after Walter N. Frampton had stated that he believed McNamara was guilty beyond a reasonable doubt, in answer to Davis, and then had told Judge Bordwell, in answer to questions prepounded by him, that he could and would, if selected as a juror, give the defendant a fair trial.
Judge Bordwell waved Frampton to a

seat in the jury box and announced that he would render decision on the defense's challenge later. Darrow's usually pallid face was flushed as he arose to his feet. In cold, hard tones, he demanded immediate action.

Puts Judge on Record. "I ask that this challenge and the challenge we have interposed against Venireman Winter be passed upon by this court now. I am going to make the record show this."

"There is no occasion for that re mark," rebuked the court but Darrow held fast, and in slow; deliberate tones, made his position clear.

on the challenges we have interpose against Mr. Winter and Mr. Frampton. Neither of them, in my opinion, should be kept in the jury box for a minute. I object to their mixing with the other jurors.

Judge Bordwell, without hesitation met the issue: "Mr. Darrow, these challenges will b assed upon tomorrow morning. "Then we will refuse to go on," de

fiantly declared the chief counsel for the accused man. "I intend to have this record completed."

Defense Discloses Position Apparently District Attorney Fred

ericks did not understand the position taken by Darrow, as he said he did not see what Darrow had to do with saying whether he would go on or not. But Darrow quickly made it plain that they would read their refusal to proceed in to the record, and then when compelled by the court to proceed, as they knew they would be, have the record show that they did so under protest, which would be a most important point should

Darrow to the court, "and we want it to show that we refused to go on because we do not know who are juron and who are possible jurors in the box and this we cannot do until our chal lenges are passed upon by the court. It is fair to us to know what kind of men will have to be stricken off by peremptory challenges and what kind will be stricken off by the court. The code and the decisions of the supreme court uphold us in this position." Denied by the Judge.

District Attorney Fredericks object-i to the attitude of the counsel for the defense and suggested that if they did not want to continue the examin ation of veniremen the court would be within its rights in doing so in person. But Darrow had made his point and was satisfied. He renewed his motion for an immediate ruling; it was promptly refused, then he had his exception noted and the fact that he was pro-

ceeding by order of the court.

Darrow tried to call the attention of Judge Bordwell to Winter's answers where he said that he would expect McNamara to prove his innocence, and to Frampton's statements that he believed McNamara guilty beyond a reasonable doubt, but Judge Bordwell said it was not necessary, and Darrow pro-ceeded to examine Lee, finally passing him for cause after he had explained that he knew considerable about the action of dynamite, that he had no opinion regarding the cause of the

Times destruction, and no opinion whether McNamars were gullty or not. The state challenged Rush soon af-ter recess because of his opposition to the death penalty and he was finally ex-

Cell-Mate Goes Pres. James B. McNamara was well ples when he arrived in court today. He and his brother John J. McNamara have been sharing their cell with Charles F. Reynolds, accused of having murdered his wife. He was acquitted late last night and both McNamaras accepted this as a happy omen. Reynolds left them this morning after wishing them them this morning after wishing them all manner of success. He told them that his brother-in-law had threatened him, should he be acquitted, but he anticipated no trouble. Reynolds' defense was that he had killed his wife in self defense.

Judge Bordwell deferred his ruling on the Winter and Frampton challenges until Deputy District Attorney Horton could complete his interrogation of Lea.

The deputy assistant district attorney tried hard to disqualify Lee, laying espectal emhasts on his statement that he had an opinion regarding the cause of the destruction of the Times and trying to have him fiatly state that he formed this opinion from a personal investigation. The juror insisted that he did not think that he had made a personal investigation regarding the case. Drawn by Curtosity.

went there five or six times," he "but I was drawn there by curiosity alone. I formed a conclusion from what I saw there." "Didn't you, while in Sustness in Wis-

consin, talk a great deal with dynamite experts regarding the effect of dyna-"Hardly. The dynamite experts in Wisconsin are mostly farmers.

"Did you ever talk about this case with persons who are familiar with the effects of a gas explosion?" "Not that I remember

about." Horton asked the juror if he had not talked with people about the effect of gas and had not said so yesterday, but he said he had not, and that there must have been a mistake, as he had no recollection of ever discussing the ex-"Is there a feeling of belief in your

mind that McNamara is innocent? "I presume any man innocent until he s proven guilty.

Challenged for Bias.

The state finally challenged Lee for actual blas and for cause, insisting that e had indicated an opinion against the dynamite theory upon which the entire state's case rested, and Judge Bordwell questioned him. Lee failed to catch the court's first question and Bordwell

asked him if he were hard of hearing.
"I am a little," he replied. "How long has that condition existed?" demanded the court, and Darrov was on his feet in an instant. "I object to the court's asking ques

tions in this manner," said Darrow Your honor, this man has heard all of the questions put to him by the attorneys on both sides and the fact that he failed to catch your first question should not be seized on as a cause for isqualifying this man."

"Objection overruled," said the court, nd an exchange between the attorneys followed, Darrow finally snapping out "It's Catholicism and not Christian Science that is the matter in this in-

"Mr. Theoryw, I have noised in this seas."

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him. Darrow again tried to argue the matter but Judge Bordwell refused par-mineten and said. "I consider this mai-ter a closed incident." he admitted holding did not dispositly

The decision of the court was a bit-ter disappointment to the defense and Durvow and his associates plainly

George King, a fruitland helder of Medford, is a visitor in the city, a guest at the Portland.

C. M. Secley, a prominent business man of Senttle and wife are visiting in the city, guests at the Portland. U. S. Morris, C. C. Yount and M. B. Kurtz, business men and capitalists of New York, are in the city for a few days, guests at the Portland.

Frank Patton, the banker of Astoria, and wife, are visiting in the city, guests at the Portland. John Twohy, who has been visiting in California for the past several days,

has returned and has again taken up his home at the Portland hotel, H. J. Miller, a hop grower of Aurora. is a business visitor in the city, a guest at the Portland.
Mrs. L. S. Thomas, wife of the well

known capitalist and promoter of Rain-ler, and Kenneth Fish are visiting in the city guests at the Portland.

A. H. Wright, a lumberman of Littell, Wash, and wife are visiting in the city, guests at the Seward, Joseph Edson, a stockman of Carlton

and wife are spending a few days in the city, guests at the Seward.

W. G. Davis, a fruit grower of Goldendale, Wash., is a visitor in the city, a guest at the Seward.

Robert Kyd and Gaughter Annie, are visiting in the city from Beatrice, Neb.

visiting in the city from Beatrice, Neb., They are guests at the Seward.

H. B. Gould, a member of the family by that name in New York, and wife assed through the city yesterday on their way to California. They were registered at the Seward from Buffalo. W. R. Skey and A. W. MacQuoruodale, railroad men of Spokane, are business visitors in the oity, guests at the Cornellus,

O. M. Washburn, a merchant of Scappoose, Or., is a business visitor in the ity, a guest at the Cornellus. Charles Summerville, an orchardist of Hood River, and wife are visiting in the city, guests at the Cornelius, Judge J. C. Moreland, clerk of the supreme court, and wife are up from Salem on a brief visit, guests at the

G. B. Small, a newspaper man of Baker, and wife are visiting in the city, guests at the Carlton. A. P. Johnson, a merchant of Corval-

lis, is a business visitor in the city, a guest at the Carlton, H. F. Jeonsted, a lumberman of Carl-Or. and wife are spending a few days in the city, guests at the Cariton.
R. Johnston and wife of Pomeroy,
Wash., are visiting in the city, guests at the Bowers.

W. H. Abel, the Montesano attorney, is a business visitor in the city, a guest at the Bowers. L. R. Flagg of Spokane is spending a few days in the city, a guest at the

Bowers. Cecil Jeffrey of Perth, Australia, is a visitor in the city, a guest at the

Bowers. George D. O'Connor, the well known railroad man of Corvallis, is a business visitor in the city, a guest at the Imperial.

Judge Bordwell rebuked Darrow and of Fairbanks, Alaska, is a business vis-

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tiroks live in the city, a guest at the Fun-E. P. Williams of Bales, in its the that your questions so a man that we still on a brief measure with a great that they challenge of the same as is a man at the Sowner, a mining man of Al-

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Judge foordwell then brok up the shallCo. In a visitor in the city, a guest at

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