

ENGINEERS ARRIVE TO BUILD TO COOS

Fight of Way Man Says Deals in Vicinity of Eugene Are All But Over.

Eugene, (Special to The Journal.)—Southern Pacific construction engineers arrived here today from Klamath Falls to begin work on the Eugene-Coos Bay branch and have taken permanent quarters at the new office rooms in the First National Bank Annex. Right of Way Agent J. J. Smith is ready to close up small deals in the right of way immediately west of the city and will have the work completed in a very few days, he says. The company has entered into a contract with Broderick Bros., a local real firm, for all the coal to be used by the construction crews along the new road. All indications point to the beginning of construction work before the middle of November.

ORTIE M'NAMIGAL EXPLAINS PART IN DYNAMITE SCHEME

(Continued from Page One.)

affair is going to result in big changes in the union. It's going to mean a change in the officers and the methods of running the union. The rank and file of the union men don't know what's going on. The officers know things in the union that they don't want the members to know. That's one of the things that will have to change. The officers should be responsible to the union as a whole for their actions. As it is now the officers go ahead and do as they please. Then the members who are ignorant are supposed to stand by.

"Then there is compulsion in the union." The word "compulsion" seemed to break down only last portion of a dam that might have been obstructing McManigal's flow of talk.

"Compulsion," he said, "Well, I just guess. Let me tell you a little story of my own experience along the line of compulsion." The "little story" proved to be a good 25 minute tale, the substance of which was that once in dire need of an engineer, McManigal, who is an iron worker, undertook to run the engine himself for a couple of hours. Now there is an understanding between the engineers and iron workers that neither will infringe on the other's work. But here was a critical situation. One hundred and sixty men were waiting for the engine to be run before they could get to work. McManigal had tried every way to get an engineer. In vain. In his extremity he felt that the less of the evils confronting him was to work the engine himself until an engineer could be secured. He was spied upon and reported to the union. The union appointed a jury to try the case. "They didn't examine me in their state of mind," said McManigal with a grin and a wave of his hand in the direction of the court room, where the McNamara trial was in progress. "It was a prejudiced jury. They fined me \$15. I was mad and said I would not pay it as they hadn't even given me a chance to state my side of the case."

America's old controversy with England again, interposed his visitor. "Taxation without representation." "Exactly," continued McManigal. "And so that fine stayed on the books unpaid, they kicking all the time and I refusing to pay it. But when—come along to get me for these explosion jobs, he said. Go on and pay it. Mac. Get squared up with the union and I'll get it back for you." How's that for compulsion?

There are two points upon which McManigal gets aroused out of his normal calm, one involving a social relation, the other a domestic. The first is the allegation that he is a traitor to union labor and the other, that his wife has left him because of his alleged connection with these dynamiting affairs and the prosecution.

"I ain't a stool pigeon," he said in regard to the former. "Even though I did what I did to save myself, I know that I'm doing honest unionism more good than these other fellows, indicating by voice, manner and motion the McNamara brothers. I've been a union man since January, 1908, when I took out my first card as a structural iron worker, going on nine years, and I stand by union labor to the last ditch. As to my wife, she knew every move I made. What do you suppose she thought I was running all over the country for? She's bought up by the defense and the divorce suit is part of their work. The first time she ever

OLD TIME RESIDENT OF DAMASCUS DIES



Christ Weddeler.

Another old time resident of Oregon was removed October 2, 1911, when Christ Weddeler of Damascus, Or., who was 81 years old, died of his home after a two month illness.

Mr. Weddeler was born in Germany November 1, 1830, and came to America in 1851 and was married four years later. He was a very prominent member of the Wilhelm Tell lodge No. 1, O. D. H. S., and always took an active interest in his work. Besides an aged father, he had a wife and three daughters, two of which still reside at Damascus and the third in Portland.

When she came to this jail, she said she couldn't stay but 15 minutes and unless I sign a note asking Clarence Darrow to see me, she'd never come again. They she went on to say as how Job Harriman had my suit case from Detroit and that would weaken the case of the prosecution. I let I told her if Harriman had my suit case just let him take a look my gun and send me the number on it. And then I'd believe him. She began to hedge and I never found out till afterwards that the Burns men had the suitcase all the time."

McManigal's Life Story. This man, the Harry Orchard of this case, had a hard life. Whatever his feelings about him and his actions, the student of society who knows the working of the inexorable laws of environment, will take them into consideration in forming his judgment. The story of his life includes the tragedy of early poverty, the loss of his mother while he was still a baby—only a stepmother who had no affection for him and an early removal to his grandparents. At 15, having gone only to the fifth grade, he was taken from school and joined that and army—the tiny tot of the world. He climbed the long ladder of toil on the rungs of the boot-black and hotel porter's work. Then as a packing house and salt works employe, later he worked on the tinny farm and in the stone quarry and ice business. The Spanish war claimed him and he joined Company E, Second Ohio volunteers, and went into camp at Mason, Ga. The war over, he ran a stone crusher near Milwaukee.

To continue in his own words: "Then the foreman of Folke's foundry in Milwaukee, who lived above my uncle's got me a job. I held this job a year and while at that I met my wife. She came to visit my uncle. We were in Melrose, a Chicago suburb, May 8, 1901. But that was after I had a job with the Latrobe Steel company. I was only there a year and then I went to the Story Bros' quarry again at Milwaukee. It was while I was running a hoisting engine for the Rider & Conley Co. of Pittsburg that I joined my first labor union. When I started to work the company were open shop contractors. Story Bros. like, upon McManigal's first card as a structural iron worker local 136, of the hoisting engineers. I'm as proud of that card today as I was then."

Burns' detective men who had remained in the room throughout the interview, made it plain that I had stayed long enough. I rose to go and McManigal rose also. I stood for a moment gazing fixedly at him, longing for that marvelous power of a Russian Tolstoy that seems to be able to get inside of man's minds and read the thoughts that lie so deeply hidden. Alas, I could not do it.

Something of my thought seemed to strike, wave like, upon McManigal's brain. He flushed slightly, and then, smiling, he said as I walked toward the door, "I'm lookin' well, ain't I? I've gained 12 pounds since I came in April. I weigh 185 now."

"Confession seems to be good for the body as well as the soul then," I responded. "Yes, indeed. I use a rubber exerciser every day and keep in good health so that when I get out here I can work for those babies," adding emphatically, "They're mighty fine kids."

Strange sentiments, you say, for a confessed dynamiter. Of course! He is a man, and to quote Emerson, "Man is the puzzle of the universe."

TRIAL OF M'NAMARA ONE LONG SUCCESSION OF SPUTTERINGS (Continued from Page One.) to that question, your honor. He has answered every question and heard every word in this room except one, when the court did not speak loudly. There is no evidence in this record that he is afflicted in any way.

"He says that he is," put in District Attorney Fredericks, squaring away for battle. "He said 'a little bit,'" retorted Darrow. "He has answered Mr. Horton; he has answered me, and he has never once lost a word. The court spoke very loudly and he asked once to have the question repeated, which every juror does and there is not any evidence before this court that he has any defect in his hearing."

well said had take the water under the mill. Then Horton and Scott argued in warm tones. Scott insisting that Lee had been challenged in just the same way Winter and Frampton were challenged, Horton insisting that the two instances were entirely different. There came to both another challenge, but Horton's objections. In fact, challenges were waived and postponed with unanimous consent.

Then the court, as in the juror's hands, took the subject of the challenge under advisement and adjourned the case until Monday morning, giving time for the readjustment of services and locations.

Waive Appeal to People. But what the court was still hot with the work, Clarence Darrow took his appeal to the people from Judge Darrow's ruling in the case of Juror Winter and Frampton. This in the document he gave to the press, the "key" to it coming in the kick of the last paragraph.

"Juror Walter M. Frampton stated that he had the opinion that organized labor was a menace to the welfare of the country, that he had held that opinion from the destruction of the Times on account of that opinion he believed that this was afterward confirmed by what he read and heard, and especially by the printed testimony of McManigal; that he had, after serious consideration, formed an opinion that the defendant was guilty of murder; that it was a fixed opinion that it would require a great deal of evidence to make him even doubt the guilt; that his mind was fully made up beyond a reasonable doubt; that the defendant was guilty and his answer was:

"Could you give the defendant a fair trial? Do you think you could?" "A. Not in the state of said I have now."

"In spite of this Judge Bordwell held he was a fair and impartial juror to try this man." And so it is in the excitement is just beginning to bubble and seethe and the fires to burn in the hearts of men.

UNITED STATES FILES PETITION TO REMOVE M'NAMARA EVIDENCE (By the International News Service.) Indianapolis, Ind., Oct. 27.—The United States today, through District Attorney Miller, filed in the county court a petition for the removal of all the evidence, except dangerous explosives, in the McNamara dynamiting case, now under trial from the criminal court to the United States authorities, for use in the investigation to be made by the federal grand jury into

alleged violations of the law regarding the transportation of explosives from one state to another. The petition seeks the transfer of the articles as specially provided, setting out that in order to prevent property all sorts of references to such alleged violations of federal law it is considered necessary for the district attorney and his assistants to have possession of the evidence so that an inspection and examination may be made prior to the meeting of the federal grand jury on November 1.

Petition Given Up Tuesday. Judge Markey, in criminal court, set for Tuesday at 9 o'clock a.m. the time for taking up the petition and hearing. A motion of Prosecutor Baker to suspend the petition pending the adjournment of court relating to the evidence in these cases had previously been set for Tuesday, and Judge Markey said he would dispose of all questions pertaining to the evidence at the same time. The verified petition of District Attorney Miller sets out that certain facts have been presented to him strongly tending to show that John J. McNamara, James M. McNamara, Orlin McManigal and others have violated the criminal laws of the United States by unlawfully transporting explosives from the state of Indiana to Illinois, Missouri, Pennsylvania, California and other states on the passenger train engaged in interstate commerce, and also that they have violated the criminal laws by conspiring to transport these explosives unlawfully.

Party of Great Scheme. The district attorney states also that he has been informed an investigation by the grand jury of the United States will disclose that the violation of the law alleged was part of a general scheme, plan and conspiracy, of which McNamara, McManigal and others had for its center or headquarters the office of John J. McNamara and the office of Bridge and Structural Iron Workers in this city. The records, books and papers and documents found in the possession of J. J. McNamara when he was arrested, or the portion of them separated by expert accountants under the direction of the criminal court, contain important admissions and letters intimating in character, strongly tending to connect the McNamara, McManigal and others with a system of crime against the United States, the district attorney sets out he has been informed.

Property found in McNamara's room is described, consisting principally of three revolvers, a shotgun, cartridges, a battery, cool, picture films, photographs, letters and memorandum books.

Charles W. Fairbanks, former vice-president of the United States, is mentioned for the Republican nomination for governor of Indiana.

WALL STREET BARBER SETTLES "WIFE AFFAIR" (By the International News Service.) New York, Oct. 27.—Joseph Hiehoff, known as "the \$100,000 Wall Street barber," has arranged his matrimonial differences without the aid of the supreme court. When an application of his young wife, Margaret M. Hiehoff, today came before Supreme Court Justice Hiehoff, it was withdrawn by consent.

Hiehoff gained a wide acquaintance among trust organizers, Wall Street bankers and big railroad officials by attending to their personal wants. He shaved Thomas F. Ryan, James A. Hillman and cut the hair of millionaire youngsters. While he was working he discussed his real estate investments and decided to accept his patron's advice to invest in gilt edged bonds.

Hiehoff's securities were the real cause of his domestic trouble, his wife asserted in her petition for alimony.

COAST-TO-COAST FLYER SHOOTS THROUGH SPACE (By the International News Service.) Sierra Blanca, Texas, Oct. 27.—Hodgers, the son of an aviator, flew today from Sanderson to Sierra Blanca, a distance of 231 miles, in 239 minutes actual flying time.

Hodgers took the air at 11:41 a. m. and, flying at an altitude of 1500 feet, made the 181 miles to Alpine in 92

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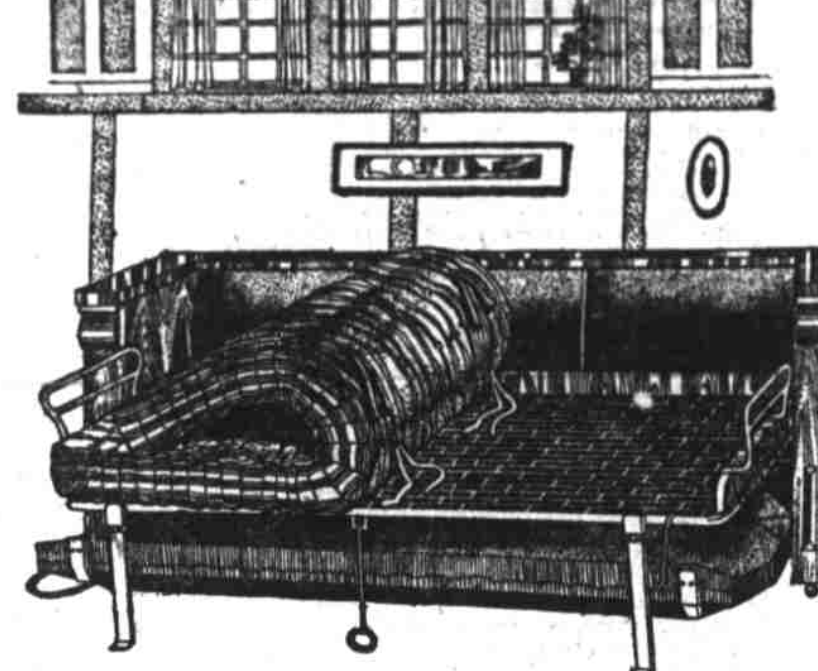
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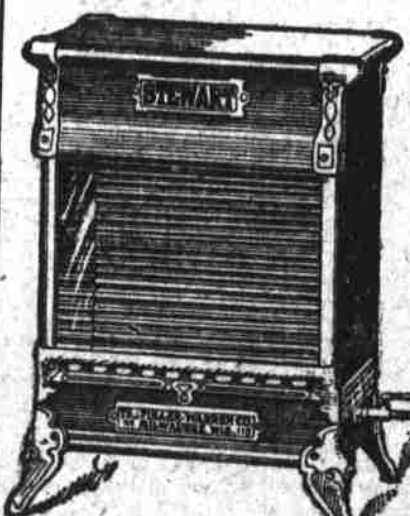
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