

Weather — OREGON —
Cloudy and unsettled and cool; moderate variable winds—maximum, 54; min., 35; river, 2.2, falling; rainfall, .18; atmosphere, cloudy; wind, Southeast.

The Oregon Statesman

Part One, Pages 1 to 8
Twenty Pages Today

SEVENTY-FOURTH YEAR

SALEM, OREGON, SUNDAY MORNING, MARCH 29, 1925

PRICE FIVE CENTS

DEFENSE PLAN FOR NEW PLEA IS OVERRULED

Counsel for Dorothy Ellingson, Confessed Slayer of Mother, Want Hearing on Manslaughter

STATE ATTORNEY FAILS TO SANCTION NEW MOVE

Offer to Plead Guilty to Less Serious Charge Rejected By State

SAN FRANCISCO, March 28.—The trial of Dorothy Ellingson, 16 year old matricide will be resumed Monday before Judge Harold Louderback. It was indicated today after refusal of the district attorney to concede to the defense proposal to enter a plea of guilty to a manslaughter charge on behalf of the young woman.

The defense proposal, her counsel was inspired by humanitarian instincts, aroused by the daily spectacle of the girl repeatedly collapsing under the strain of the public trial.

Miss Ellingson suffered eight fainting spells during the first five days of the trial. The district attorney remained firm in his stand that anything less than a murder charge would be inconsistent and incompatible with the ends of justice. The defense is equally firm in contending that the elements of premeditation and malice aforethought necessary to sustain a murder charge are totally lacking in the case on trial.

It was pointed out by the defense that the girl's father and brother are unwilling to accept the state's proposal that a plea of second degree murder be entered in her behalf, leaving determination of the girl's fate in the hands of the court and alienists representing the prosecution and defense.

Night Life Blamed
The Ellingson girl is alleged to have shot and killed her mother on the morning of January 13. Shortly before the shooting Mrs. Ellingson had admonished the girl to discontinue her visits to the dance halls and to drop her associates in the Bohemian life of the city.

Mr. Fred P. Clark, superintendent of the state hospital for the insane at Stockton, declared tonight he was positive the girl was insane.

He said he based his assertion on close observation of her behavior in the court room.

According to Dr. Clark, the daily fainting spells which puzzled attorneys and spectators during the process of selecting the jury is one symptom of the girl's mental derangement. His report was received here by officials and attorneys connected with the case.

APARTMENT CASE FINALLY ENDED

Judge M'Mahon Holds Armington and Linde Victim-ized Stockholders

In a decision handed down by Circuit Judge L. H. McMahon yesterday, it was held that Warren Armington, promoter of the defunct Capital Apartment company, and Carl Linde, an architect of Portland, victimized the stockholders of the company by a secret conspiracy.

The litigation, which has been years has now been brought to a close by the decision. The findings of the court now declare that all subscriptions that have been turned in by stockholders of the company are rendered void.

All of the money and property of the Capital Apartment company is now in the hands of Fred D. Thielson, secretary of the stockholders, and will be returned to them on a pro rata basis, in proportion to the amount they have subscribed.

(Continued on page 2)

Warfare on Gambling Devices Opens Breach In Seattle Politics

SEATTLE, March 28.—Dice games for cigars and punch boards will be the objective next week of a campaign to rid Seattle of all forms of gambling paraphernalia, Prosecutor Ewing B. Colvin announced today.

Eight "wheels of fortune" were taken from Joseph Schoen, proprietor of the Northwestern Candy company. Schoen said they were the property of a fraternal organization and were only stored with him.

"A gambling device is a gambling device, whether used by a church, fraternal order of a merchant; they've got to go," said Colvin.

Proprietors of places where slot machines were seized Friday will be arrested next week on charges of possessing a gambling device—a penitentiary offense, the proprietor declared.

Answering a statement by Chief

of Police W. B. Severns placing the responsibility for the operation of slot machines in the city upon Mayor Edwin J. Brown, the mayor in a statement said the machines be sanctioned were "square" and could not be made otherwise.

Chief Severns had charged that no machines were "on the square" or if they were it required only a few minutes of simple tinkering to make them "crooked."

"I am opposed to the old machines, they are no good, but these new machines are all right," the mayor said. "There is no gamble. One puts in a nickel and one knows he is going to get a piece of gum or a roll of minis. As for the chips—they are a bonus. One does not play for chips; one buys gum or minis—and may get a bonus in the way of chips."

(Continued on page 2)

HAMMOND NEW STAFF CHIEF

Appointments for Sunset Division Announced Saturday By General White

Appointment of three officers of the staff of the 41st division was announced Saturday by Brigadier General George A. White, senior general of the division. The appointment, made under authority of the war department to complete the staff of the Sunset division, carries with it assignment for one well-known Oregon officer and promotion of two others.

General White's order names Colonel Creed C. Hammond as chief of staff of the division. Colonel Hammond becomes a temporary major general as chief of the militia bureau at Washington in June, but his permanent rank is that of colonel of infantry. Until today he commanded the 162nd Infantry regiment and his new assignment as chief of staff of the 41st division gives him a new and permanent status in the national guard of the northwest states. An acting chief of staff will function in his absence as chief of the militia bureau, it was said.

Major Harry C. Brumbaugh of Portland is named Division G-1 with the rank of lieutenant colonel. Lieutenant Colonel Brumbaugh has had nearly 20 years service in the Oregon National guard including service with the Oregon troops on the Mexican border and in the World war overseas. He was cited by General Pershing for exceptional services overseas.

Major James S. Gay, Jr., of Portland, is named divisional inspector with the rank of lieutenant colonel. Major Gay served with the Oregon field artillery on the Mexican border and with the same organization in France where he distinguished himself for bravery in directing the fire of his battery while wounded, and received the croix de guerre.

Twelve members of the division staff are being selected, it was announced, these being the first selections to be published. Other states in the division area will have representation, and promotions to lieutenant colonelcies will be made from national guard officers in Washington, Idaho, Montana and Wyoming.

The 41st division has a present enlisted strength of 3000 men. It is the division with which the majority of the Oregon national guard troops went overseas in 1917 when it was under the command of Major General Hunter Liggett, afterward Lieutenant General commanding the American Army in the field.

BUILDING NOT WANTED

ABERDEEN, Wash., March 28.—Although the Elks lodge here today offered to give a \$40,000 two story brick building free to any one moving the structure, no one accepted. The site is to be used to build a \$250,000 building.

INDIANS GET MONEY

KLAMATH FALLS, Ore., March 28.—Klamath Indians will receive a total of \$150,000 in government money next week from the sale of timber lands of the reservation, checks of \$100 each are now being made out to all Indians including their squaws and children.

RAIL PROBLEMS STILL ARGUED

Attorneys for Railroads Declare Oregon Traffic to Be Insufficient

WASHINGTON, March 28.—The question of whether railroads serving Oregon territory should be required to build in excess of 400 miles of new line through the central and eastern portions of that state was consigned today to consideration of the interstate commerce commission after attorneys for all interested parties had consumed two days of argument.

The issue was raised by an application to the commission from the Oregon public service commission and carried further by a tentative report on the part of federal examiners that the federal commission had the power to require the new construction estimated to cost \$37,000,000, and that the territory needed and could support the lines.

Both these views were challenged in final argument today by A. G. Spencer, general solicitor of the Union Pacific, one of the systems upon which much of the construction cost would devolve. He questioned both the legal power of the commission to order the new lines built and the possibility that traffic to support the lines would be developed after construction.

W. P. Ellis, attorney for the state commission, argued that the state needed the transportation facilities and that the commission could properly require them installed.

IMPEACHMENT OF JURIST IS ASKED

Appointments to Numerous Lucrative Receiverships Is Charged

EAST ST. LOUIS, Ill., March 28.—(By The Associated Press)—The spectacle of a federal judge appearing as a witness against another whose impeachment is sought was afforded today at the congressional investigation in his own court room of Judge George Washington English.

Judge Walter C. Lindley, assistant of Judge English in the eastern district of Illinois and one of the youngest jurists on the federal bench told the committee that his senior had sought to have him appoint a son, George W. English, Jr., as attorney or solicitor in a bankruptcy case and that it was generally understood throughout the district that Judge English has appointed former Judge G. B. Thomas his referee in bankruptcy to numerous lucrative receiverships.

FIRE MEETING HELD

SPOKANE, March 28.—Plans for prevention of forest fires during the coming season were discussed at a meeting here today of the Eastern Washington timber protective association, called by Fred E. Pape, state supervisor of forestry. Recommendations were made that the annual fire prevention campaign be held as usual and the burning of slashings be delayed until fall.

MANY HURT IN STUDENT RIOTS AT UNIVERSITY

Royalists and Conservatives Clash With Police Following Demonstration in Lecture-Room

54 POLICE SERIOUSLY HURT DURING FIGHTS

Appointment of Lecturer By Herriot Provokes Active Dissension

PARIS, March 28.—(By The Associated Press)—Royalists and conservative students of the law school of the University of Paris and the Sorbonne prevented Professor Scelle's second attempt to give a lecture this afternoon and turned their vociferous protests into a real political demonstration against the government. For three hours Pantheon Hill—known as the Mount of St. Genevieve—rang with "Conspuez Herriot," freely interpreted as "Shame on Herriot," alternating with the royalist anthem: "Long Live the King; Down With the Republic."

Professor Scelle, who is the minister of labor's principal secretary recently was appointed to the chair of international law an appointment that did not meet with the approval of the students.

There were many clashes between the police and students and 54 of the police were wounded, eight of them seriously. The student casualties are believed to have been large but their number is not known. Thirty students were arrested, including three alleged ring leaders.

A demonstration of communist students which took place on Professor Scelle's particular opponents were dispersed, was broken up by the police after a severe fight in front of the Pantheon. The students used chemical bombs, canes, fists and feet while the police battled furiously against the communists had called them "assassins."

The prefect of police, M. Morain superintended the operations in person. Amid jeers and insults he addressed the students in the Place du Pantheon, saying: "You are free to manifest your opinions but you must not resort to acts of violence."

Professor Scelle, who was the initial cause of all the disturbance entered the lecture hall by the back door with a body guard of four police inspectors. It was some time before he was due to lecture, but he was received by a crowd of students who had camped in the building since morning. The students made so much noise and shouted so loudly for his resignation that he quietly made his exit by the same door. Shortly afterward the faculty announced that the lecture would not take place "today," so it is supposed that the professor will make another attempt Monday.

TRAIN KILLS BOY

SEATTLE, March 28.—Forrest Eneyart, 22 son of Edward Eneyart a farmer of Ridewood, Wash., died here today from injuries suffered when thrown from a speeding Northern Pacific freight train by two hoboes at Borup, near Stampede tunnel.

STRIBLING WINS FIGHT

SAN FRANCISCO, March 28.—William L. Stribling, known more generally as Young Stribling, Georgia school boy, gave Tommy Loughran, Philadelphia, a more or less artistic beating in the ten round feature event of a card of boxing at the San Francisco ball park today.

Fraternity House Pet Rabbit Has Own Peculiar Mode of Locomotion

Infant "Jack" Prefers to Move Backward Instead of Forward; Believed Gears Are Frozen in Reverse.

Claims to the most unique mascot or pet on the Willamette university campus are being made by members of the Kappa Gamma Rho fraternity, who have as their house guest an infant jackrabbit.

One of the boys spent a few days of his spring vacation on a farm near Salem. The young bunny is backward—hopelessly so, according to all reports, for his gear shift apparatus apparently is stuck in reverse, for he constantly backs up when moving around the house. Whether the strange method of locomotion is caused by the glare of electric lights or if it is caused by an unwillingness to put the best foot forward in the presence of strangers is not known. The rear-action movement continues at any rate and the fraternity is unable to solve the problem.

While progressing in a forward direction during one of the occasional moments in which nature asserted itself, the bunny bumped his nose, which is described as a "pug," giving it a headache.

Now the boys are up in the air, undecided as to whether their little pet is suffering from a concussion of the brain or locomotor ataxia.

GERMANY WILL CAST BALLOTS FOR PRESIDENT

First Popular Election Will Take Place Today; People's Interest Is Declared Indifferent

CAMPAIGN CLOSES WITH VENOMOUS ADDRESSES

Jarres Said to Have Insufficient Pledges to Carry Election

BERLIN, March 28.—(By The Associated Press)—Seven candidates representing all shades and categories of German post war politics will contend for the suffrage of more than 35,000,000 votes at tomorrow's first popular election for a president to succeed the late President Ebert.

Conflicting political currents, reflected in the variegated list of aspirants, have found ample expression in a venomous manner in the campaign that closed tonight and which was fought out for the most part on paper. Popular interest in tomorrow's election has been marked for the past few weeks by luke warmness, if not indifference. Dr. Jarres, the common standard bearer of the nationalist and conservative bourgeois classes and who is the hope of German die hards, is conceded 11,000,000 votes in pre-election estimates. But this number will not be sufficient to insure his election.

The candidates of the three liberal parties, Otto Braun, socialist; ex-Chancellor Marx, centrist; and Professor Heppach, democrat, will jointly poll about 15,000,000 votes, assuming that they are able to retain their combined vote of December 7. At least five million votes, it is believed, will be cast for the three remaining candidates, Ernst Thälmann, communist; Premier Held of the Bavarian people's party, and General Ludendorff the fascist champion.

PARIS, March 28.—(By The Associated Press)—The result of the presidential election in Germany tomorrow is awaited anxiously in France. This is considerable apprehension in political circles lest the tendency shown after the last parliamentary election by the formation of what is regarded here as a distinctly reactionary cabinet may be repeated.

DALLAS FORMING BASEBALL CLUB

Meeting Will Be Held Monday; Minor Circuit Is Being Considered

Dallas baseball fans are organizing for the season, according to the general call that was sounded recently. As a result a meeting will be held Monday night at Kersey's confectionery. The details of organizing the team will be discussed at this time. The selection of a manager and other details will be considered.

By reviving interest in the national sport, it is expected that a circuit could be formed, which would include Amity, Independence, Monmouth, Falls City, Dallas and Sheridan.

Dallas baseball material has not been rounded up to its full extent, but it is surmised that a team equal in quality to the 1924 organization can be formed.

Dr. Faiman Confessing He Provided Germs He Alleges Shepherd Administered to McClintock



Dr. Charles C. Faiman has been indicted in Chicago with William D. Shepherd in connection with the death of young William McClintock, the "millionaire orphan."

Faiman is shown above at the left, with head on hand, while he was making his confession to the States

Attorneys who have been investigating the alleged poisoning plot. The others, left to right, are Detective Sergeant John J. Rush, Assistant States Attorney Harold Levy, and Assistant States Attorney John Shabaro. Shepherd was McClintock's foster father.

MURDER CASE MAY DEVELOP

Broadacre Jail for Seriously Hurt

Only a narrow margin separated James Raker, a farmer of Broadacre, and now in the county jail under an assault charge, from having a charge of murder hanging over him.

Raker was arrested early last week for assaulting James Hanson, about 60 years of age. According to neighbors, Hanson, who has been working for Raker, was severely battered during an argument. Raker is declared to have clubbed him about the head, and then to have inflicted a dangerous knife wound in the region of the heart. He was placed in the county jail.

Saturday a call was received at the sheriff's office that Hanson was dying. The sheriff, district attorney, and a court reporter left immediately to take a statement relative to the assault. They found the aged man in a very dangerous condition. His wounds are said to have not received proper attention, although it is now believed that he may recover unless complications set in.

If Hanson should die, Raker will undoubtedly be charged with his death, although to what extent, is not known, due to the fact that lack of attention would be declared the ultimate cause of the death.

BEARCAT DEBATE TOUR HALF OVER

One Out of Three Contests Won With Four More Yet to Be Decided

The Willamette debate squad composed of Charles Redding and Joel Berreman, are now about half way through their trip, according to Professor Horace Raskopf, coach. They have won one of the three debates so far and have four more debates still to meet on the trip, including the no-decision debate at Denver, Colorado, and the dual debate with the College of Puget Sound. The team will close their season here in a debate with Lawrence college, of Virginia.

Thus far the men have defeated the College of the Pacific and have been defeated by the University of Southern California and by the University of Redlands, of Redlands, Cal.

The men are now on the way from Redlands to El Paso, Texas, from where they will go north to meet the University of Denver. They will then meet the University of Wyoming, The College of Idaho, and engage in the dual with the College of Puget Sound.

The team will arrive here April 6 and will close their season with Lawrence College April 8.

DEWEY'S BODY LIES IN CRYPT

Imperial Burial

WASHINGTON, March 28.—Borne from its sombre tomb in Arlington where it was laid to rest among the dead of the Spanish-American war nearly eight years ago, the body of Admiral George Dewey, hero of Manila Bay, lies tonight in the crypt of Bethlehem chapel at Mount St. Albans.

Placed there with full military honors and at the request of his widow, Mrs. George Dewey, who desired that her distinguished husband lie in the church because of his interest in Episcopal affairs, the body will rest temporarily in the same enclosure where lies the body of Woodrow Wilson, who headed the nation in tribute to Admiral Dewey at his burial in Arlington in June, 1917. A permanent memorial in the chapel will be undertaken by Mrs. Dewey and Washington cathedral officials.

The body was taken from the Arlington mausoleum at 1 o'clock and placed upon an army caisson. Accompanying the body were Secretary Wilbur, Mrs. Dewey, Geo. G. Dewey of Chicago, her son; Frederick McLean Bugher, her grand nephew, and naval body bearers and honorary pallbearers. Arriving at the gates of the cathedral the cortege passed through a lane formed by a company of marines and one of blue jackets.

COUNTERFEITERS DECLARED CAUGHT

Federal Operatives Hold Trio, Said to Be Distributing Fake Dollars

DENVER, Colo., March 28.—Federal authorities, aided by Denver police, today arrested Charles Fisher, 50, Irvine B. Peterson, 42, and Archer Larkins, 20, on charges of counterfeiting. The trio is believed by the authorities to have distributed "fake dollars" to accomplices for distribution through the city.

The dies for manufacturing the counterfeit money have been destroyed, the police say, consequently the federal authorities have placed the charges of possession, passing and conspiracy to pass counterfeit coins against the trio.

In the roundup of the alleged counterfeiters nine men and four women were arrested, but only the three men were held for trial. Fischer, the federal authorities say, has served prison sentences in Missouri and Iowa.

FIGHT TO FREE SHEPHERD NOW ON IN EARNEST

Charges of "Frame-Up" Are Scattered Wide By Attorneys; Judge's Life Is Now Threatened

BRIBE CHARGES MADE; INVESTIGATION HELD

Shepherd Denies Acquaintance With Faiman Prior to Inquest

CHICAGO, March 28.—A new fight to free William D. Shepherd, foster father of William M. McClintock, youthful millionaire, from jail where he is held charged with McClintock's murder, was started by his attorneys today. At the same time Municipal Judge Harry Olson, who started the investigation, reported he had received threats he would be attacked unless he ceased his activities.

Frame-Up Charged
William Scott Stewart, Shepherd's attorney, presented two affidavits to Chief Judge Jacob Hopkins of the criminal court charging that the entire investigation had been "framed," decision in the case was put over until Tuesday. In one affidavit made by himself, Stewart charged that the alleged confession obtained from Charles Faiman, indicted with Shepherd and who said Shepherd had offered him \$100,000 for typhoid germs and general information about germ inoculation, had been obtained only after threats had been made to prosecute Faiman for the death of a woman at the National School of Sciences, conducted by him, following an operation performed by him illegally.

Acquaintance Denied
The second affidavit was from Shepherd himself and asserted he had never seen or heard of Faiman prior to the inquest hearing into McClintock's death. The first affidavit set forth that, according to Earl Clark, formerly an agent for Faiman's school, a woman was taken to the school and an operation performed by Faiman from which she died, after which her body was turned over to the school.

It also asserted that Faiman had been promised immunity from prosecution by assistant state attorneys and that his school would not be interfered with. Mr. Stewart further asserted he would be able to produce witnesses who would testify Faiman or George Fosberg, another witness who testified against Shepherd, could not be believed under oath.

One of the witnesses, he said, would be the mayor of Cedar Rapids, Iowa.

Tax Payments Due Soon; Heavy Rush Anticipated

The next few days will see a big rush for payment of the first half of this year's taxes, according to Sheriff Oscar Bower. More than 4450 paid statements have been made out so far. This is 250 more than were paid last year and 1100 more statements than were made out last year at the corresponding time.

The new law changes date of payment for the first half from April 5 to May 5 and for the last half from October 5 to November 5, does not become effective until January 1, 1926, and has no bearing on this year's payments.

SATURDAY IN WASHINGTON

Senator Wheeler of Montana gave bail in his indictment for conspiracy.

The body of Admiral Dewey was moved from Arlington cemetery to the national cathedral.

A demonstration by the Washington workers party was staged in front of the Polish legation.

The department of agriculture charged land companies operating on the Great Lakes with employing sales methods close to the border of fraud.

Wanted—A \$1000, \$1500 and \$2000 loan on Salem real estate. Sacolotsky, 341 State st. m29

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