

## CONVICT KILLERS ARRAIGNED TODAY

Murray, Kelley and Willos Start Fight for Life at 10 O'clock Hearing

## LEADER IS HELD SANE

Alienist Examines Murray; Will R. King Volunteers Services and is Retained to Defend Trio

Formal arraignment of Tom Murray, Ellsworth Kelley and James Willos, convicts charged with first degree murder of the killing of J. M. Holman and John Sweeney, guards at the penitentiary, will be held at 10 o'clock this morning. All three will fight their cases and will be defended by Will R. King, democratic national committeeman from Oregon and former justice of the state supreme court. Judge Percy R. Kelly will hear the pleas.

Because of statements made by James Murray, father of one of the convicts, relative to an injury to his head while a boy of 14, an examination was conducted by Dr. John C. Evans, alienist at the state hospital, and Tom Murray was pronounced sane. The findings will be used to forestay a possible insanity defense. In speaking of the scar, Dr. Evans said:

"I found a bump on his forehead but I attribute this to a weakness of the tissues. There is no evidence that the wound, said to have been caused by the rock, resulted in any fracture."

None of the three convicts will wear handcuffs when brought in to court, and every precaution will be taken to prevent a possible break for liberty.

Governor Pierce has not yet made public the report of his special investigating committee, and any announcement as to whether or not there will be a change in the wardenship is being held in abeyance. It is understood here that Tom Wood, former sheriff of Multnomah county, has been tendered the position. Dillard A. Elkins, former Lane county sheriff and present member of the state industrial accident commission, whose name has been mentioned, has stated that he is not a candidate and has telegraphed Wood to take the position. The name of Ed Rand, former Baker county sheriff, is also being mentioned as a successor to Warden A. M. Dalrymple, while there is also a rumor that unless certain conditions are agreed upon by the man proffered the wardenship there might be no change, and Warden Dalrymple will continue in office.

James Neemith, turnkey badly beaten by the escaping convicts August 12, has resigned, Warden A. M. Dalrymple stated Monday. He is succeeded by W. E. Golden, retired army captain who saw service overseas. Captain Golden was employed at the prison for several months as captain of the yard but resigned a few months ago. Since the night of the break he has been back at the institution in a temporary capacity, but will now remain permanently.

T. L. (Pat) Murphy, guard, is also reported to have resigned and his place filled. Murphy prefaced his testimony at the inquest with the remark that "this will cost me my job."

## WOULD RAISE TRUCK FEE

HIGHER LICENSE ON MOTOR LINES IS ADVOCATED

BAKER, Ore., Aug. 31.—(By Associated Press.)—William Duby, chairman of the Oregon highway commission went on record here today as in favor of an initiative measure to place a higher license fee on owners of trucks and busses who operate in Oregon.

The support of practically every county court in the state would be assured if such a measure went on the ballot next year, Mr. Duby said he had learned from conversations with the various courts of the state.

## DENOUNCE REPUBLICANS

OLDFIELD DECLARES PARTY IS NOT REPRESENTATIVE

PORTLAND, Aug. 31.—(By The Associated Press.)—William A. Oldfield, representative in congress from Arkansas and chairman of the democratic national committee, in an address here today denounced the republican party as a "class party" characterized by the Mellon plan as "absolutely immoral and dishonest" and attacked the "Hoover-Mellon crowd of ultra rich."

## MOTOR VEHICLE LIGHT LAW IS NOW IN FORCE

DIMMING IS REQUIRED ONLY ON WET PAVEMENT

Adjustment Stations Unable to Make All Changes; Motorists Complaining

The new state law establishing new regulations for the lighting of automobiles which went into effect at midnight last night found hundreds of automobile owners in the city who had not yet had their lights adjusted according to the new specifications. Indications are that enforcement will not begin for some time as adjustment stations have not been able to keep up with the last minute rush and many car owners were not able to secure adjustment of the lights on their machines despite their application.

Sentiment on the street among those who have complied with the new regulations is almost unanimously opposed to the new restrictions. Principal among the complaints urged against the law is that insufficient light is available on the adjusted lights. The cost of the change has been a severe item of protest since the change began, some drivers reporting a cost in excess of \$15. The average has been found to be \$2.50.

It is uncertain whether contest will be made in the courts against the validity of the law. Two Portland lawyers have announced that they will seek arrest for violation of the law and will contest their conviction.

The law requires dimming of lights only on wet pavement.

Motorists who complain of the poor lights can obtain adequate illumination by the installation of special reflectors costing around \$5 a pair, according to Kenneth Bloom, captain of the state traffic force.

## NORTHERN LINE PROBED

ALASKA RAILROAD SAID CONTROLLED BY WALL ST.

SEATTLE, Aug. 31.—(By The Associated Press.)—Charging that the government-owned Alaska railroad is "secretly controlled by New York interests" hostile to it and "determined to prevent its development," John E. Ballaine, builder of the Alaska Central railroad which preceded the government line, today opposed abandonment of the project, proposed here yesterday by Congressman A. M. Free of California.

Free advocated "pulling up the rails and turning it into a highway," after several months of investigation in the north land.

The line can be expected to lose money as long as it is under its present management, Ballaine said. "What is needed is not to pull up the rails but to place it under competent and honest management."

Congressman Free's information was faulty, Ballaine said, in regard to coal supplies and other resources in the territory which the government road was constructed to tap.

Abandonment of development of naval coal reserves in the Matanuska region by Secretary Donby came despite reports of naval commissions in 1919 and 1921 that the deposits were suitable for naval use, Ballaine charged.

"It is true that in face of these favorable reports Secretary Denby arbitrarily discontinued development work in the naval coal reserves in the Matanuska district, stating that the coal was unsuitable for naval use," Ballaine declared.

While the machine has many temporary parts and Mr. Andrews frankly said that some others are weak, he expressed confidence today that increasing success would crown the efforts he has made to correct conditions. He asserted he felt satisfied at the progress made and announced he intended to stay on the job "so long as it is possible for me to accomplish anything" thus setting at rest any rumors that he might retire.

It was the assistant secretary's hope that he might fill permanently the posts now held by temporary officials at an early date, but as any rate the chances will come one by one as men suited to the work they must do are found. As for the weak members of the enforcement corps, Mr. Andrews declared their shortcomings would be discovered quickly and they would be replaced as conditions required.

## COOLIDGE DEMANDS THAT HANEY RESIGN

Oregon Democrat Is Said to Be Obstructionist in Ship Board Machinery

## RESIGNATION IS REFUSED

Bert Haney Will Not Comply With President's Demands, He Says; Next Move Up to Coolidge

WASHINGTON, Aug. 31.—(By Associated Press.)—The relations between the fleet corporation and the shipping board have again been thrown into sharp relief through the refusal of Bert E. Haney, democrat of Oregon, to resign as commissioner of the board at the request of President Coolidge. Asked to resign because of his efforts to reverse President Palmer of the fleet corporation, Mr. Haney has refused to accede on any such grounds. The issue has developed a question as to an understanding between the commissioner and chief executive before he was tendered a reappointment last June, and has again emphasized the position of Mr. Coolidge in support of Mr. Palmer.

The president only last week made it clear at Swampscott that as far as he was concerned, Mr. Palmer and not chairman O'Connell of the shipping was running the fleet corporation. His position was disclosed over differences over budget matters had developed between the two officials but this was followed today with the information that he was not contemplating at this time requesting the resignation of any other shipping board commissioners.

The telegram of the president was sent after Mr. Haney, at several recent executive meetings of the board had moved the removal of Mr. Palmer only to find no

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## OLMSTEAD FIGHTS CASE

ALLEGED LIQUOR KING BATTLES AGAINST ACTION

SEATTLE, Aug. 31.—Renewing a fight against federal prosecution for alleged conspiracy to violate the national prohibition laws, Roy Olmstead, alleged liquor king, filed a petition here today to quash a search warrant, return property and suppress government's evidence at the time of a previous trial.

Olmstead was indicted here with \$9 others.

Olmstead also contended in the petition that prohibition agents violated his constitutional rights when they tapped telephone wires leading to his residence.

## BUILDING PROGRESS FOR YEAR STILL CONTINUES

FORTY-ONE PERMITS TOTAL \$131,600 FOR AUGUST

Twenty-Seven New Dwellings Under Construction; General Increase Noted

Forty-one building permits issued by the city during the month of August total in property value represented \$131,600, an increase of \$7,300 over the value for the corresponding month of 1924, according to the report yesterday of City Recorder Mark Poulsen. During the first seven months of this year building permits have been issued whose value total \$1,483,655.

Of the 41 permits issued during the past month, 27 were issued for the erection of new dwellings to cost \$70,350; 2 for store buildings to cost \$12,000; 1 concrete mill, \$35,000; 1 apartment house, \$6,400; 1 tile warehouse, \$1500; 1 sign board, \$50; 8 permits for the alteration and repair of buildings, \$6300. During August of 1924, 46 permits were issued, including 32 for the erection of new dwellings, \$99,150; 1 apartment house, \$12,000; 1 warehouse, \$6,000; 1 store, \$6000; 4 garages, \$1650; 1 meeting house, \$700, and six permits for alterations and repair, \$4200.

Construction during the first seven months of 1925 on August 31 was \$230,500 ahead of that for the corresponding period of 1924. During the first five months of this year the value of new property lagged considerably behind that of the preceding year, but during the past three months there has been a sharp increase over that of 1924.

## BOY SAID BANK ROBBER

YOUTH, 18, SAID TO HAVE CONFESSION TO CRIME

KELSO, Wash., Aug. 31.—William Mattson, 18 year old Brush Prairie boy, was arrested today on the Henry Baumgartner farm at Lexington, where he had been employed, and tonight was said by the arresting officers to have admitted participation in the daring noon-day bank robbery at Dayton, Ore., March 18, when \$1200 in cash was taken.

The arresting officers said that Mattson told them the holdup was carried out by J. Thomason who was slain in July following the robbery of a Vancouver bank. Mattson said he waited in a car in front of the bank while Thomason held up the bank and then drove him away. Mattson at the time was attending high school at Dayton he said, and got back to the school 15 minutes late.

INDICTMENTS RETURNED

YAKIMA, Aug. 31.—Ten open and five secret indictments were returned by the federal grand jury here today.

## INDEPENDENCE NORMAL SCHOOL CONTRACT LET

PORTLAND FIRMS AWARDED ALL OF GENERAL WORK

Plans for New Ashland Normal School Are Approved by Building Committee

Contracts for the general construction of the new teachers' training school at Independence in connection with the Monmouth normal were let and plans for the Southern Oregon normal school at Ashland approved Monday by the building committee of the board of regents of state normal schools.

Competing in a field of eight, George F. Reeves, Portland, was awarded the contract for general construction with a bid of \$79,880, which was \$10,581 lower than the next bid. The heating and ventilating contract was awarded to Rushlight, Hastoff & Lord of Portland, \$15,973, and the plumbing contract to Etarges & Sturges, Portland, for \$5727. The contract for the electric wiring will be let later. The final award to Reeves is contingent upon the board's approval of the sub-contractors.

The last legislature appropriated \$125,000 for the building and equipment. The main building will be 103 by 207 feet, have 10 class rooms, three auditoriums, domestic science department, liberal arts room and library.

Plans approved for the Ashland school includes a two-story and basement building, 62 by 156 feet, concrete, stucco finish and tile roof. The building will include 16 rooms, registrar's and president's offices, library and reference room seating 400 students. The estimated cost is \$160,000. The legislature made an appropriation of \$175,000 for the structure and equipment. Bids will be opened in about six weeks.

## CAPTIVES ARE RELEASED

CHINESE BANDITS TURN MISSIONARIES LOOSE

SHANGHAI, Sept. 1.—Bishop H. W. K. Mowll, his wife and six other members of the church missionary society captured by bandits near Chengtu, Szechwan province, on August 6, have been released. This news was contained in a telegram received today by the local office of the church missionary society. The captives were released last Sunday.

## EMBEZZLEMENT DENIED

KELSO MAN PLEADS NOT GUILTY TO CHARGES

KELSO, Wash., Aug. 31.—A. A. Gordon, ex-superintendent of the Kelso water department, charged with embezzlement of city funds on three counts, pleaded not guilty to all three charges today in superior court. Judge Kirby refused to reduce the bail of \$4,500.

## OPERATORS BLAMED FOR COAL WALKOUT

Union Declares Owners Now Exploiting Public By Raising Coal Price

## 158,000 WORKERS QUIT

Wage Scale Must Be Met Before Work Is Resumed, Union President Says; No Other Course Open

PHILADELPHIA, Sept. 1.—(By Associated Press.)—The hard coal suspension involving a walk-out of 158,000 mine workers went into effect at midnight as scheduled. It is reported peaceable and so far as can be learned, virtually 100 per cent complete. The assignment of the ten thousand maintenance men who return to the pits by mutual arrangement to man pumps and attend to the general upkeep during the suspension, was reported as having gone through without a hitch. The first of the three full shifts insisted upon by the union went down the shafts in time to relieve the night shift coming out.

PHILADELPHIA, Aug. 31.—(By The Associated Press.)—The closing hours of the anthracite wage contract, the expiration of which at midnight goes down in coal history as "zero hour" for a suspension of 158,000 miners, was marked by a parting thrust at the mine owners by John L. Lewis, president of the United Mine Workers of America.

Mr. Lewis charged that the operators had capitalized public apprehension of a suspension to boost their sales of coal at enhanced prices.

He said the miners had no choice in the present wage deadlock except to wait until the operators, "having effected a maximum public exploitation will be ready to discuss sanely the problems of a new contract."

The miners will present a 100 per cent solidarity in the present demonstration, according to Mr. Lewis, who pledged that the public need have no fear of disorders in the mining communities. Mr. Lewis said:

"The suspension in the anthracite mining region became a fact today and will be completely effective. The mine workers deeply regret that no course is open to them than to suspend mining operations, but point to the fact that the responsibility must lie with the anthracite operators who have consistently refrained from any good faith attempt to negotiate an agreement.

"It is well known they set up in the Atlantic City meeting an impossible barrier to successful negotiations, that is, their methodical and cold blooded declaration that all of the mine workers demands were rejected that disturbed the factors of mine costs. In addition rejected the mine workers demands for complete recognition of the union for specious sentimental reasons.

"Their present policy is considered only of commercial profit, utterly ignoring the right of the anthracite mine workers to fair treatment and entirely devoid of any concern for the public interest.

"The mine workers have not any alternative but await the time when the anthracite operators, having effected a maximum public

## CONTROL CHANGE ASKED

"JUNK SHIPPING BOARD, RATHER THAN BOATS."

SEATTLE, Aug. 31.—(By The Associated Press.)—Abolition of the United States shipping board and creation of a new office in the president's cabinet to have charge of merchant marine, were urged today at a round table conference here under the auspices of the United States Chamber of Commerce.

"Junk the shipping board rather than the property of the people," exclaimed Raphael M. Semmes, former director of the fleet corporation of the board in the North Pacific.

"The most advisable and practical thing that could be done would be to abolish the shipping board," asserted A. F. Haines, vice president of the Admiral Oriental line.

## RUTH CONVINCED HE IS VICTIM OF UNFAIR DEAL

FORMER HOME RUN KING TO PUT MATTER TO OWNER

His Attempt to See Landis Falls; Player Declares He is Made Goat of Team

CHICAGO, Aug. 31.—(By Associated Press.)—Babe Ruth, the Yankee's bad boy, is on his way back to New York tonight for a heart to heart talk with "Jake."

After failing to meet Kenesaw Mountain Landis, baseball commissioner, here today to protest against the indefinite suspension placed on him by Manager Miller Huggins of the Yankees, and a fine of \$5,000, Ruth left at noon for his conference with "Jake."

The bambino spoke feelingly about "Jake," who is Colonel Jacob Ruppert, owner of the Yankees.

"It is all up to Jake," Ruth said. "Huggins has him 'bulled,' but I think when Jake hears my story everything will be all right. Huggins handed me a dirty deal in this suspension and fine. He simply made me the goat for the poor showing of the Yankees this season and I am going to fight for my rights."

Ruth came to Chicago from St. Louis determined to place his grievance before Commissioner Landis, but he left just as he came—suspended former home run king with \$5,000 fine plastered on him by Huggins last Saturday still sticking.

Landis was at his summer home in Burt Lake, Mich., but said over the telephone that Ruth could come to the Michigan resort if he wished. But Ruth was advised that under the rules, the commissioner had no jurisdiction in this case for ten days. So he decided to hurry to New York.

"It was nice of the judge to invite me up there," Ruth said, "but I'll send him a wire instead and tell him my side of the story. It has been my intention right along that if I could not see the judge here I would get in touch with him in a few days. When he hears my side of the story I am positive he will do the right thing."

## SILVERTON WOMAN DIES

SERVICES FOR MELBA MCCLAIN ARE WEDNESDAY

SILVERTON, Ore., Aug. 31.—(Special.)—Funeral services will be held from the residence of Dr. C. W. Keene at 2 o'clock Wednesday afternoon for Miss Melba McClaine, who died Sunday morning following an illness of several years. She was 32 years old.

Miss McClaine was a member of one of Silverton's oldest and most prominent pioneer families. Her father was J. McClaine, one of the founders of the Coolidge & McClaine bank at Silverton. She attended school at the University of Oregon, at St. Helen's hall at Portland and at Ann Wright's seminary at Tucuman.

She leaves two sisters, Mrs. C. W. Keene and Miss Eleanor McClaine of Silverton and one brother, Alfred McClaine of Spokane, Wash.

## NICARAGUANS ARE UPSET

MARTIAL LAW IS DECLARED IN SOUTHERN REPUBLIC

MANAGUA, Nicaragua, Aug. 31.—(By Associated Press.)—Martial law was declared throughout the republic of Nicaragua today. President Solorzano has required the resignation of General Alfredo Rivas, who is in charge of the fortress and garrison in Managua, in order to avoid a repetition of dictation to the president by military officials.

## BUDGET FIGHT LOOMS

SEATTLE, Aug. 31.—In a fight on Seattle's budget for next year, led by William Hickman Moore, the council today put the matter over for another day. Moore declared that cuts must be made, and said they should be made before the expense of printing.

## AUTO VICTIM DIES

SPOKANE, Aug. 31.—Hans Densho, 35, a pioneer of Spokane, died here tonight from injuries suffered when struck by an automobile this afternoon. Mr. Densho came to Spokane in 1884.

## EPOCHAL FLIGHT IS STARTED BY AIRMEN

Two Leviathans of Air Hop Off on First Flight to Hawaiian Islands

## 26 HOUR TIME ALLOTTED

Huge Planes Must Cover 2100 Miles Without Stop; 12 Guard Ships Are Placed Along Route

SAN FRANCISCO, Aug. 31.—(By Associated Press.)—The naval seaplane PN-9 No. 1 was making satisfactory progress toward Hawaii at 11:15 o'clock tonight but the other plane engaged in the flight, the PN-3 No. 3, had not been heard from for several hours.

At 6:16 p. m. the destroyer William Jones, the first guard-ship stationed 200 nautical miles from San Francisco, radioed that both planes had passed over. Since then the PN-9 No. 1, the flagship, has been in frequent communication with shore stations. There has been no further word of the other plane. Rear Admiral William Moffatt, chief of the naval aeronautical bureau, and Capt. Stanford E. Moses, flight project commander, in constant touch with the situation, expressed no concern for the safety of the PN-9 No. 3, and yet instructed the first two guard ships, the William Jones and the McCauley to look for her.

The flag plane was approaching the destroyer Corry, 600 miles out at 11:30. Her message reported that everything was going well.

At the last report the PN-9 No. 1 was nearly one-third of the way across the course. The destroyer Corry, after a radio conversation with the plane, reported that she was slightly north of her course.

The William Jones and the McCauley had left their anchorage to look for the PN-9 No. 3. At 11:55 o'clock the PN-9 No. 1 was reported to have passed the destroyer Corry, 600 miles out. At the same time a naval radio message from Hilo said that the same aircraft had reported to Hilo "everything OK."

No communication was received from the PN-9 No. 3, last reported sighted when it passed over the destroyer William Jones, 200 miles from shore nearly six hours earlier.

SAN FRANCISCO, Aug. 31.—(By The Associated Press.)—Two giant naval seaplanes, the PN-9 No. 1, and the PN-3 No. 3, darted out of San Pablo bay, a northern arm of San Francisco bay, shortly before 3 o'clock this afternoon and flew into the Pacific ocean, bound for Hawaii, 2100 nautical miles away.

An hour later the planes were flying easily, at a height above

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## SHIPPING IS DISCUSSED

FACILITIES FOR NORTHWEST TRADE WILL BE ASKED

PORTLAND, Aug. 31.—(By Associated Press.)—Adequate, regular, certain and permanent shipping facilities under the shipping act of 1920 will be demanded by exporters, importers, business men and growers of the Columbia and Willamette river valleys tomorrow when the committee from the United States chamber of commerce meets here to discover the feeling of this section relative to shipping activities.

Today in a preliminary conference under the direction of the foreign trade committee of the Portland chamber of commerce, the desires of this section were voiced emphatically by adoption of a resolution.

Frank L. Shull, chairman of the committee and of the conference, in summarizing the needs of the area, declared:

"We believe that the shipping board should make emphatic a declaration that shipping lines now in operation will be maintained at any cost.

