

MITCHELL IS LOSER IN OPENING ROUND

Prosecution Blocks All Effort to Escape Trial by Army Court Martial

PLEAS ARE OVER-RULED

Proceedings Advance Rapidly and Court Will Probably Close for Findings Before End of Week

WASHINGTON, Oct. 29.—(By Associated Press.)—Every move to escape trial by an army court martial on charges of conduct prejudicial to good order and military discipline resulted in failure today for Colonel William Mitchell.

The prosecution proceedings, started yesterday by a court martial convened by direction of President Coolidge and based on the colonel's charges in public statements relating to the army and navy air service administrations, swept forward rapidly with plain indications that the court would close for findings probably this week.

Numerous pleas entered on behalf of the air officer by Representative Frank Reid of Illinois, his civilian legal adviser, availed nothing. The court left the chamber several times to vote in secret on contentions advanced by the defense counsel. The members remained seated behind the bench just as often, however, accepting the opinions of the court law officer, Colonel Blanton Winship, without objection. Whether in or out of the court chamber, the deliberations ended always in quick decisions against the motions of the defense.

Colonel Mitchell's plea that he had committed no offense tryable by the court when he issued the statements at San Antonio, charging the war and navy departments with incompetency, criminal negligence and almost treasonable administration of the national defense—the act for which he is charged with violation of the 96th article of war—was overruled by the court almost at the beginning of today's sessions.

The decision on this point established the legal competency of the court to sit in judgment of the accused.

A plea that he had been within constitutional rights, exercising only the privilege of free speech when he issued the statements also was quickly rejected. Successive pleas were filed and voted down. One contending that all the charges and specifications against Colonel Mitchell should be vacated because they should have been prepared in accordance with court martial provoked the most prolonged and heated arguments between the defense attorneys and the trial judge advocates in charge of the prosecution. Mr. Reid's motions on this point said: "The charge and each specification fail to state any offense of which this court martial has jurisdiction for the reason they do not show that:

1. The commanding officer of the accused investigated the charges or ordered them to be investigated;
2. The commanding officer of the accused recommended a court martial; proper officers as

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CONSERVATIVES WIN OUT

CANADIAN ELECTION SWUNG TO ARTHUR MEIGHAN

OTTAWA, Ont., Oct. 30.—(By Associated Press.)—Canada's general election will end with Arthur Meighan, conservative leader, as head of the largest group in the next house of commons. But the returns thus far available do not give any party a clear majority over all.

At 2 o'clock this morning, according to unofficial figures available at the prime minister's office the parties stood: Conservatives 118; Liberals 97; Progressives 20; Independents 2; Labor 2; doubtful 6.

OTTAWA, Ont., Oct. 30.—(By Associated Press.)—The parliamentary election pendulum this (Friday) morning continued to swing in favor of the conservatives. Information given out by Premier King at his headquarters credited Arthur Meighan, the conservative leader, with having 117 seats to his credit, or just six short of a bare majority in the house of commons. The liberals led by Premier King had won 85, but the premier and seven of his ministers had gone down to defeat. The progressives had been victorious in nine constituencies and the laborites and independents in four.

BOY SCOUT DRIVE NOW OVER HALF-WAY MARK

TOTAL OF \$1853 IS COLLECTED ON FIRST DAY

Goal of \$3000 Expected to Be Reached by Tonight; Teams Well Received

The half way mark in the Boy Scouts financial drive was passed Thursday, although it was only the first day of the drive. A total of \$1853 was collected during the course of the day. This represents but nine out of the ten teams that were out. The other team did not report, but is going out once more today.

Fred Thielsen, who has charge of the drive, declared that the results of the day's labor were highly satisfactory and expressed confidence that the quota of \$3000 will be reached before 5 o'clock this evening.

Only about 30 of the 50 men on the teams were able to work Thursday, and the remainder will be at it all day today. Thursday all of the canvassing was done in the business section. Today the places will be taken up that were missed yesterday and other parties on the outskirts of the city will be visited.

All of the teams report that they are being received well everywhere. One team made 23 calls and were turned down at only three places. Incidentally its members collected \$243 in an hour and a half.

All of the teams will be out early this morning and will work hard all day in an effort to reach the \$3000 mark by night. The prospects are that the mark will be reached as hoped allowing Salem to retain the headquarters for this division.

VISION PRESAGES DEATH

WIFE FORESEES KILLING OF HUSBAND IN DAY DREAM

YAKIMA, Oct. 29.—How she had been warned in a day dream this afternoon that her aged husband would be killed was told tonight by Mrs. G. B. Lane in a mortuary here tonight as she sobbed out beside his body the story of her gradual change from a life of comparative affluence to one of hard toil and poverty. Mr. Lane, who was 75 years old, was knocked to the pavement as he was crossing a street here tonight and died later in the hospital. Ben Drinkwater, driver of the automobile which struck the old man, was not held. Police said Mr. Lane was jaywalking.

Mr. and Mrs. Lane were employed by a cannery here. Mrs. Lane said tonight that during the afternoon a warning came to her as in a dream that Mr. Lane would be killed by an automobile. In her vision, she said she saw someone picking him up from the street. Seeing her idle, a boss at the cannery cautioned her to get to work, she said. Soon after Mr. Lane, whose shift was over, told her he would walk down town. A few minutes later she was informed that he had been fatally hurt.

COLD RELIEF PROMISED

MODERATION IN TEMPERATURE FORECAST FOR EAST

CHICAGO, Oct. 29.—(By Associated Press.)—Moderation of the cold wave over the middle west and moving eastward was promised for tonight and tomorrow. While the record-breaking low temperatures for October are due to rise, the rise probably will be accompanied by snow so that the passing of October is likely to present a Christmas scene as far east as the Ohio river.

The rise will be very gradual, weather officials indicated tonight, adding that temperatures may be under the season's normal for several days.

Cold weather readings that broke all previous records were reported from scores of cities and towns in the middle west last night. Tonight's mercury readings, it was indicated, will be only a few degrees above those of last night.

DENVER, Colo., Oct. 29.—(By Associated Press.)—Clearing skies and sunshine today brought relief that broke the grip of the cold wave which held sway for two days in the northern Rocky mountain states. Warmer weather was reported throughout Montana, where the mercury tumbled below zero yesterday. The minimum temperature at Helena last night was 12 above.

MOTHER BERRETT

SEATTLE, Oct. 29.—(By Associated Press.)—While a second child was born to Mr. and Mrs. E. Wardell here tonight, George Merle, their three-year-old daughter, was run over and killed by a street car.

FRENCH FAMILIES HEAR ABOUT RAID

No Warning Given to American Residents Prior to Bombing in Damascus

EXPLANATION IS SOUGHT

Paris Government Will Be Asked for Explanation of Failure to Protect Foreigners and Property

WASHINGTON, Oct. 29.—(By Associated Press.)—Failure of French authorities in Damascus to give warning to American residents prior to the punitive bombardment of certain sections of the city last week has prompted the Washington government to make representations through Ambassador Herrick to Paris.

No lives were lost nor was any American injured so far as official advices have reported, but some damage was caused to property owned by Americans and suitable claims will be filed with the French government when the necessary data is available.

The more serious aspect of the situation lies in the fact that the reports received from the American consuls show that while the French families were withdrawn to places of safety before the bombardment, no warning was given to the consuls or to Americans or other foreign residents.

The consulate itself is situated in the Christian quarter of Damascus and American nationals reside in the surrounding sections which were subjected to artillery fire as a warning to the native population and a retaliation against those who had joined with Druse tribesmen in rioting and attacks upon the French soldiery and police.

While the instructions sent to Ambassador Herrick covered only the making of representations as to protection to be accorded by the French authorities to American lives and property, there is little doubt that they left room for vigorous language by the ambassador in calling attention to the imperiling of American lives without warning.

Officials here today would not go beyond confirming that such representations had been made by the Ambassador on instructions from Washington, but there is no question that the Washington government feels that, in common with other governments, it has the right to expect the Paris government to take definite steps to explain failure to protect foreigners and bring about disciplinary action.

ANNE STILLMAN BRINGS SUIT AGAINST HUSBAND

DIVORCE FILING BASED ON STATUTORY GROUNDS

Summons Served on Banker Over Month Ago; Affirmative Defense Planned

NEW YORK, Oct. 29.—(By Associated Press.)—The New York Times will say tomorrow that an action for divorce on statutory grounds has been begun by Mrs. Anne Q. Stillman against her banker-husband, James A. Stillman. Mr. Stillman failed in an earlier attempt on his part to divorce his wife on the grounds that Baby Guy Stillman was of illegitimate birth. He sought to prove that Fred Beauvais, French-Canadian guide, was the child's father. Summons and complaint in Mrs. Stillman's action were served on the banker more than a month ago, it was learned today.

Mrs. Stillman will introduce in her suit the evidence she brought against her husband during his suit. It was said tonight that witnesses may not be called, as Mrs. Stillman's lawyers will introduce into the record a certified copy of the record of the previous suit.

Every precaution was taken by both sides to maintain secrecy in the action. Even when informed that Mrs. Stillman's action had become known, lawyers for both sides professed to have no knowledge of the suit, although they did not deny that a suit had been filed.

Fighting her husband's action five years ago, after a somewhat belated start, Mrs. Stillman met the banker's attack by setting up an affirmative defense. In her statement she charged that Mr. Stillman had miscondacted himself with Mrs. Florence S. Leeds, in that Jay Ward Leeds, then a baby of about the same age as Guy, was the banker's son.

Mrs. Stillman charged that Mrs. Leeds was in reality Florence Lawlor, who left a Broadway show for sudden affluence.

After Mrs. Leeds was named she was found at Miami, Fla., in a fine villa. She disappeared at once, and with her departure went Mr. Stillman's steam yacht, then called the "Modesty," but subsequently renamed "The Wagonah," after months of ceaseless publicity. Mrs. Stillman later amended her answer to include the name of other co-respondents.

VICTIM'S FATHER CHARGED

OMAHA, Oct. 29.—(By Associated Press.)—Charges of manslaughter were filed here today by Roscoe Fullerton, Thurston county prosecuting attorney, against Victor Olson of Olympia, whose six year old son, Victor, Jr., was killed when an automobile driven by the older Olson turned over six miles south of Olympia, September 27. Other occupants of the car escaped serious injury.

AMERICAN YOUTH GOOD SAYS NOTED EDUCATOR

HIGH ETHICAL STANDARDS FOR TEACHERS URGED

Readjustments in Curriculum and Methods Are Discussed by Pedagogues

YAKIMA, Wash., Oct. 29.—Defense of the boys and girls of America and a plea for high ethical standards in the teaching profession were heard by 1100 teachers convened here today in the 39th annual convention of the East Washington Educational association. Miss Mary McKinnon of Brookline, Mass., president of the National Education association, W. H. Grayson of Puyallup, president of the Washington Education association, and Norman F. Coleman, president of Reed College in Portland, were the speakers.

"America has good boys and girls," declared Miss McKinnon. "There never was a time in the past 10 years when the children were so inherently good and well-behaved as today. The teachers' problem is to send them out with the desire to serve the world."

She championed the teachers' pension movement.

TACOMA, Oct. 29.—Readjustments, both in the curriculum and the method of teaching, which should be made in the public schools to meet the changes in modern life and the demands of modern children, provided subject for discussion and debate in the sectional meetings of the Washington Education association convention this afternoon.

Sex segregation, inclusion of civic problems of today, such as divorce, poverty and national industrial situations in the history courses and the need for fitting the study to the individual student were among the subjects presented for consideration by some of the speakers, nearly all of whom advocated a change from the set forms of instruction heretofore adhered to.

PASS DEATH SENTENCE

KELLEY AND WILLOS TO LEARN OF DATE TODAY

Ellsworth Kelley and James Willos, convicts, will appear before Judge Percy R. Kelly at 9 o'clock this morning to have sentence of death passed upon them. The men were convicted by a jury which returned a verdict of first degree murder against the two convicts at 4 o'clock Monday afternoon after deliberating for nearly 52 hours.

Kelley and Willos with Tom Murray, another convict under sentence to hang December 18, were convicted for the killing of John Sweeney, guard, during the prison break of August 12 which resulted in the death of J. M. Holmes, guard. Bert Oregon Jones, convict and the serious wounding of Lute Savage, guard.

ALUMNI GATHERING FOR BIG WEEK-END

Third Annual Homecoming Celebration Will Get Under Way This Morning

BEARCATS CONFIDENT

Hope Runs High on Campus That Whitman Football Squad Will Be Beaten and Jinx Broken Saturday

Willamette university is to launch forth today on its third annual Homecoming week-end. The program for the event is a full one, and is a decided departure from that given on the two former occasions, the main change being the doing away with the freshman bonfire and the country fair, and will introduce fireworks and a play.

Male students at the university will all gather on the campus at 7:30 o'clock this morning for a general campus cleanup. The main object to be accomplished is the tearing down of the old grandstand that is laid alongside the mill stream. All the rubbish that might have accumulated on the campus is to be removed, and general beautification will take place. Those conducting the cleanup intimate that students failing to report for the cleanup will be given an opportunity to try the temperature of the mill stream when the week-end is over.

The afternoon is to be devoted to the registering of alumni and visitors who are here to participate in the occasion. According to communications that have come in from various alumni, there will be a large attendance of former Willamette students, and it is expected that last year's attendance record for the event will at least be doubled. An invitation has been sent to every alumnus of the school, according to Manager Charles Nunn.

The big event of today will be the rally to be held this evening at 7:30. It has been the custom at this rally formerly to hold a big freshman bonfire. But the fire was built on the edge of the athletic field and oil poured onto the pile to enliven the fire leaked off onto the field, making it rather unpleasant for the players in the game on the day following. So the bonfire has been abolished and in its place the freshman class have gathered fireworks of all descriptions and the field will be lighted with a continuous flow of fireworks.

Alumni will speak at the rally, insisting that the men must win the game with Whitman the next day. Spirit is running high on the campus as the students feel the chance for beating the Missionaries this year is greater than ever it has been. Members of the team will be heard from, and Coach Rathbun, Willamette mentor, will be asked to speak concerning the prospects for the big game. The rally will culminate in a huge serpentine through the downtown district.

Another distinctive feature of the Homecoming will be the alumni breakfast to be held Saturday morning. The breakfast will start at 8 o'clock and will continue for about two hours. During its course alumni will again be called on to talk up "the old fight" for the game of the afternoon, and Willamette songs will be sung continuously. All friends of the university are invited to the breakfast.

The Willamette-Whitman game, to be held on Sweetland field at 2:30 o'clock, is to be the main event of the week-end. Thus far in her history Willamette has never been able to defeat Whitman on the gridiron. But the fight displayed by the team this year, and the speed they are showing, lead the students to believe that the Homecoming event will be made perfect by the taking of

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GUILTY PLEAS ENTERED

THREE MEN CONFESS GUILT ON THIRTEEN CHARGES

YAKIMA, Oct. 29.—Three men entered 13 pleas of guilty to charges of second degree burglary and were sentenced in superior court today. On one charge Ben Lowery was sentenced to serve five to fifteen years in Walla Walla penitentiary and on four others was sentenced to serve from two to 15 years concurrently.

Melvin Lowery was sent to Monroe for 18 months on four charges and E. B. Trimble was given a minimum of three years in Monroe on four charges in addition to two years previously imposed. The robberies all occurred near Yakima.

SUSPENSION EXTENDED TO FRIARS CLUB GROUP

ALLEGED DISTURBANCE DISPLEAS PRINCIPAL

Nelson Adds Two More Days' Penalty and Threatens to Make It Indefinite

Because of an alleged disturbance that distracted the attention of students in classes, the 17 suspended members of the Salem high school were not permitted to return to school Thursday morning and J. C. Nelson, principal, extended the probation period two more days. The boys, all members of the old Friars' club, are expected back in school Monday morning.

Pledges that membership in an alleged secret organization, formed in violation to a recent ruling of the school board, were signed by the boys Wednesday and they were told to report for school Thursday morning. While Garland Simpson, one of the group, was conferring with Mr. Nelson and George W. Hug, superintendent of schools, the remainder of the boys became too noisy. Warning was given that if any similar demonstration should be forthcoming the suspension would be continued indefinitely.

As Simpson was not with the group he was offered the opportunity to come back to school but refused to leave the other boys and will remain out until Monday morning.

Some of the parents of the boys are highly dissatisfied with the extended suspension and waited upon Mr. Nelson Thursday morning, in an effort to have it removed. The principal is standing pat with the school board.

The argument is advanced that the DeMolay order, consisting of junior Masons, is just as much an offender to the ruling of the school board as the Friars club and it is indicated that steps may be taken by the parents of some of the boys to take action to remove the DeMolay from the school if possible.

CHINESE AGAIN IN ARMS

NEW OFFENSE OPENED; STRATEGIC POINT IS TAKEN

LONDON, Oct. 29.—(By Associated Press.)—A dispatch to the Morning Post from Shanghai says that General Chang Tso-Lin began a counter offensive this morning with an attack on Haichow, which was captured. The correspondent adds that the victory is an important strategic attack and that it possibly will involve the retreat of the anti-Chang forces.

PEKING, Oct. 30.—(By Associated Press.)—Serious conditions in Honan province where poorly fed and ill disciplined troops said to number 300,000 are said to be reported by foreigners arriving here from the province.

They report that the troops have not been paid for a long time and that most of them still are in summer clothing, since winter uniforms are not available. Furthermore, the people are suffering from requisitions by the military, heavy taxation, looting by the soldiers and depredations by bandits.

Drastic methods are being employed to keep the population under control, it is reported, and the heads of several persons recently decapitated are being exhibited in the railway stations at Keifeng.

M'LAREN GETS REPRIEVE

ONLY ONE OF TRIO IS IN THE STATE PENITENTIARY

That Allen McLaren, son of W. G. McLaren of Portland, member of the state parole board, may never serve his four-year sentence in the penitentiary for an attack upon a Portland girl was indicated Thursday when Governor Pierce issued a 30-day reprieve. McLaren was slated to start his sentence yesterday.

Gladwin Lawbaugh, who was also convicted on the same charge in connection with the case, began serving a five-year sentence a week ago while Archie Livingston, the third member of the trio, was paroled from the bench by Judge J. U. Campbell at Oregon City. He is under a two-year sentence.

Governor Pierce was out of the city yesterday and W. A. Delfell, private secretary, refused to comment upon the reprieve.

WOMEN OPTIMISTIC

DETROIT, Mich., Oct. 29.—(By Associated Press.)—Optimism pervaded the first regular session today of the biennial session of the National Council of Women which was addressed by leaders in social, educational and industrial fields, who advocated closer union and sympathy of thought.

GREEK ARMY MOVES FROM WAR BORDERS

Retreat Taken in Conformity With League of Nations Edict Is Sullen

TROOPS NUMBER 10,000

Bulgarians Warned By Officials Not to Disturb Greek Withdrawal; War Damage Is Estimated

SOFIA, Oct. 29.—(By Associated Press.)—The Greeks sullenly and silently began their march out of Bulgarian territory at 1 o'clock this morning. At that hour a burglar walked between the hostile camps and signalled the Greek intention to obey the orders of the league of nations.

The Bulgarians retained their position until the arrival of the allied attaches was heralded by bugles in the Greek camp. The attaches went forward to meet the Bulgarian colonel, Selateff. They warned him not to disturb the Greek withdrawal.

Already the attaches have begun to estimate the damage caused in the evacuated territory. The number of Greek troops engaged in the entire operations was thought to be about 30,000.

PARIS, Oct. 29.—(By Associated Press.)—Hastening to the scene of the Macedonian fighting on special trains, provided by Jugoslavian and Greek governments, the allied military attaches at Belgrade and Athens so succeeded in smoothing out the Greco-Bulgarian conflict that the council of the league of nations was vastly aided tonight in its work of clearing up of the Balkan crisis.

Although another session will be held tomorrow morning to receive final reports from the attaches that evacuation has been completed, the council unanimously adopted Austen Chamberlain's resolution that the council was satisfied hostilities had ceased and that the troops were withdrawing. The council formally appointed a commission of inquiry headed by Sir Horace Rumbold, the British ambassador to Spain, to proceed to the spot and report its findings to the December session of the council.

Both Greek and Bulgarian representatives assured the council that their countries would accept the commission's findings without qualification and give it every assistance both at the frontier and in Athens and Sofia.

The council resolution emphasizes the wisdom of the commission's studying measures to eliminate future conflicts and specifically instructs it to ascertain the origin of the recent outbreak and establish facts enabling the fixing of responsibility. It must also supply material for determination of the reparations.

It is stipulated that all prisoners must be released and all confiscated property restored.

CONSUL IS WELCOMED

PORTLAND, Ore., Oct. 29.—(AP.)—Kosaku Midzusawa, new Japanese consul, was formally welcomed to Portland by foreign trade leaders and foreign attaches at a luncheon given in his honor today.

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