

CIRCULATION Daily average net paid circulation for month ending July 31, 1925 6722

Capital Journal

SHOWERS PROBABLE Tonight and Sunday with thunderstorms in the mountains, cooler, lighter southerly winds.

FORTY-SEVENTH YEAR No. 200

SALEM, OREGON, SATURDAY, AUGUST 22, 1925

PRICE THREE CENTS ON TRAINS AND NEWS STANDS FIVE CENTS

MURRAY PUT IN DEATH CELL

PLAN TO HAVE PLANT READY NEXT SEASON

Organization of Company With \$640,000 Capital Completed; Stockholders To Meet Sept. 24.

Articles of incorporation were filed today for the Oregon Linen Mills, Inc., Salem's new linen mill.

The articles carry a capitalization of \$640,000, with E. M. Page, T. A. Livesey and T. M. Hicks, all of Salem as incorporators.

Election September 24. Simultaneously with the filing of the articles, an advertisement as required by law, is being published calling the first meeting of the stockholders of the new concern for September 24, at 10 o'clock in the morning at the Salem Chamber of Commerce.

At the stockholders meeting a board of directors will be elected, by-laws adopted and immediate steps taken toward getting construction of the mill under way.

To Make Contracts. One of the first steps taken by

MAGEE KILLS FRIEND, SHOT AT ATTACKER

East Las Vegas, N. M., Aug. 22.—(A. P.)—Carl C. Magee, Albuquerque editor, today was faced with first degree murder charges in New Mexico courts in which he gained national prominence during the last two years as defendant in the now famous "Magee libel and contempt cases."

The charge was filed by the district attorney late last night and a criminal warrant served on the editor by Sheriff Lorenzo Delgado as Magee lay in a bed in the Meadows hotel, bruised from his encounter last night in the hotel lobby with former Judge David J. Leahy, during which John B. Lasseter of Santa Fe was shot to death and Leahy wounded in the upper left arm.

Murder Charge Filed. Eight eye witnesses, questioned by Assistant District Attorney T. V. Trueter told practically the same story of the fatal encounter and the formal filing of murder charges follows.

Eye witnesses declared that Magee was seated on a divan in the lobby conversing with newspaper reporters when W. S. Patterson, a former employe of Magee's entered and began talking to him.

Magee then drew a .25 calibre

SMILE DOES NOT DESERT COOL SLAYER

Murray, Heavily Guarded and Manacled, Greeted By Crowd At Depot In Portland.

Portland, Ore., Aug. 22.—Tom Murray, escaped Oregon convict, under heavy guard, arrived here early today from Centralia, Wash., where he was captured late last night.

If Murray was nervous and worried when he stepped from the train in the Union depot he did not betray it.

His smile, which ingratiated itself into the hearts of the eight or ten persons whom he and his fellow convicts kidnaped in their desperate dash from Salem penitentiary—did not fall him.

Handcuffed to his wrist was Patrolman C. D. Pilling of the Centralia police department.

Flanking him on the other side was Mayor George L. Barner while in the rear was Chief of Police Jim Compton of Centralia and Deputy Sheriff Felix Herford of Lewis county.

"Hello, Murray," sang out someone in the crowd of newspapermen, Union depot attaches and trainmen who flanked Chief of Police Jenkins, Captain of Detective Moore and Detective Collins of the local police department.

Without a moment's delay, the officers hustled Murray along the train length of two cars and

ROSS REMOVED AS FISH WARDEN

Portland, Ore., Aug. 22.—By a vote of two to one, Albert C. Ross, state fish warden, was deposed yesterday afternoon by the fish commission and Edison J. Balough of St. Helens was made his successor.

W. T. Eakin of Astoria opposed the removal despite a long conference with Chairman John C. Veatch, Portland, during a break in the meeting. J. S. Hayes, Bay City, moved the dismissal and Veatch voted with him.

No charges were placed against Ross, need for harmony being given as the motive behind the removal. Ross' only comment was that "the fish trust had won."

The change is effective at once, although Ross will remain on the payroll for 60 days and will help Balough as much as possible.

Pierce Announces Names of Probers of Prison Break

Marshfield, Aug. 22.—(AP)—Governor Pierce announced here this morning that late today he will name John Thomson, Crater Lake park superintendent, Jefferson Myers, former state treasurer, and Adjutant General William the Oregon national guard a commission of three to investigate the recent jail break at the Salem penitentiary.

THINK ESCAPES HEADED TOWARD RESERVATION

Goldendale, Wash., Aug. 22.—Ellsworth Kelly and James Willos, fugitive Oregon convicts, are believed to have passed through Goldendale at 5 o'clock this morning following the robbery of a store and garage at Binger.

Sheriff W. S. Warwick of Klickitat county believes he passed the fleeing desperadoes between Goldendale and Lytle as he was rushing in his own car to Binger, 50 miles southwest of here.

The sheriff at the time did not know that an automobile had been stolen at Binger.

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TWO REDS KILLED IN SHANGHAI BY STRIKERS

Shanghai, Aug. 22.—(A. P.)—Aroused to a pitch of ill feeling against the bolshevik, a crowd of strikers armed with knives and sticks tonight attacked the headquarters of the Shanghai labor association in the Chinese section of the city. Several were wounded on both sides and it is reported that two reds were killed.

Hop Lee, Pioneer of Chinese Residents of Salem, Suffers Stroke

K. Hop Lee, resident of Salem for the better part of the past 50 years, and one of the first Chinese settlers here, was taken suddenly ill with a stroke of apoplexy last night, and taken to a local hospital, where he died at one p. m. today.

Hop Lee was 75 years of age, the majority of his life having been spent in Salem, where he is well known. He has been prominent in other business ventures. He operated a Chinese laundry here for a number of years.

He has 3 children. Mrs. Hop Lee and his daughter Elsie have both left Salem within the past two weeks, the daughter to teach school in the Hawaiian islands, and Mrs. Hop Lee to visit friends in Stockton, California. Miss Hop Lee

ACCOMPLISH CAPTURE BY CLEVER RUSE

Chance Acquaintance of Fugitive Frames Hold-Up With Officers To Effect Capture.

Centralia, Wash., Aug. 22.—(A. P.)—Tom Murray, one of the convicts who a week ago last Wednesday shot their way out of the Oregon prison, was captured late last night by a ruse as he was about to strike a holdup of some local store.

Murray hoped by the holdup to obtain money to take him east as he agreed to when he separated from Ellsworth Kelly and James Willos in the woods near White Salmon.

Phillip Carson, 26, who lives in Portland, took an active part in framing the ruse which led to Murray's capture.

Shooting Threat Falls. The arrest of Murray was brought about without the shooting, which he warned would take place if any officers tried to take him in his getaway.

He was on his way early this morning back to the Salem penitentiary.

Phillip Carson of Portland was responsible for the taking of Murray by a group of local policemen, deputy sheriffs and the mayor.

According to the officers' report of the affair, Carson said he accompanied Murray here from Vancouver, Wash., where he met the fugitive in the railroad yards.

KELLY SUSPECT HELD AT ALBANY

Acting upon advices from Albany that a man suspected of being Ellsworth Kelly, escaped convict, is being held there, Warden Dalrymple left about 8:30 o'clock this morning to determine if the suspect really is Kelly.

The suspect was picked up in the Southern Pacific yards late last night by G. P. Potter, special agent for the railroad, and is reported to answer the description of the escaped con.

Hanging Promised Now In Marshfield

Marshfield, Aug. 22.—When shown press dispatches early this morning telling of the capture of Tom Murray, escaped convict, Governor Walter M. Pierce exclaimed: "Thank God, I am so glad to hear the news, for since I have been in the governor's chair nothing has kept me awake nights until this prison break."

Call Grand Jury for Speedy Trial of Captured Con

District Attorney John A. Carson announced today that he will convene the Marion county grand jury in special session here next Wednesday morning at 10:30 o'clock, to lay before that body information asking for indictments for murder in the first degree of Tom Murray, James Willos and Ellsworth Kelly, escaped convicts from the Oregon state penitentiary.

Murray has been recaptured. When the trio escaped two guards were killed and one convict. The charge of murder will be lodged against the three men for the death of the guards.

Reports received here indicate Murray killed one of the guards. Under the law, regardless of who did the actual shooting, officials say that all can be held and tried as accessories making them equally guilty and amenable to capital punishment.

Two women will be members of the grand jury to sit on the cases of the three alleged slayers, these being Mrs. Mabel Settemer, housewife, of Woodburn, and Mrs. Grace Neiber, housewife, of Stayton.

Other members of the grand jury are Arthur Grod, farmer, Sable, route 5, George Keech, mayor of Stayton, Selas Rada, Gates, L.

MURRAY SAYS STORY OF ESCAPE HE SIGNED TRUE

Portland, Ore., Aug. 22.—There was only one thing on which Tom Murray would talk during his stay here—his prison break. And he talked little on that. After learning that the letter he had dictated to Charles Newman, New Era rancher, had been printed.

"That letter told the absolute truth, so help me God," he said. "And I wouldn't retract a word of it if I had—as I probably will."

He rubbed his hand nervously over his throat. "Did you leave Portland the same night you made young Leslie Newman drive you here?" he was asked.

"Listen," retorted Murray. "I'm a crook, see? And a murderer. And a tough one. And that young Hooper who brought me here is a gentleman and an honest man, get me? You take his word for what happened?"

"Well, what about the Tent and Washington street story you told him to tell?" he was asked.

Pleads Forgetfulness. "I don't remember where I got out of the car," Murray retorted. "Phillip Carson had told police in Centralia that Murray had confided in him that they got out of the car in the Kenton district, then had young Newman say he

had today 72 days have elapsed,

STORE ROBBED AUTO STOLEN BY FUGITIVES

Bingen, Wash., Aug. 22.—Ellsworth Kelly and James Willos, escaped convicts, were believed in flight toward Yakima from this place early this morning, following the robbery of a store here about midnight and theft of an Overland automobile belonging to W. S. Rippold.

The car bears Washington license No. 123-951. The store of E. G. Lewis was the place robbed, entrance was gained by smashing a rear window.

The burglars took \$18 in cash, a quantity of cookies and bananas, a pipe, tobacco and cigarettes and a pair of shoes.

Sheriff A. P. Gordon of Skamania county declared that the burglars undoubtedly were Kelly and Willos and regarded as most significant the theft of the shoes which were size 8 1/2, the size worn by Willos.

The Highway estate, operated by F. V. Flupp, also was entered, where the men tried to steal the car of Night Marshal Frank Monroe, but they were unable to start it. Both Kelly and Willos are known to have little knowledge of automobiles.

Flupp's room, above the garage, was entered and his money stolen, but he was not awakened. The men took the keys to his gas tank and obtained a supply of gasoline for the car.

In the Lewis store, the robbers dropped a pair of white cloth gloves, answering the description of those known to have been taken by the escaped convicts when they held up four men in a lunch room at Monitor, Ore., and about four ounces of coffee wrapped in a bit of the Seattle Post-Intelligencer of August 9.

Night Marshal Monroe saw the Overland car leave the main highway here and take the road to White Salmon, one mile up the cliffs. This road connects with the highway to Yakima and Sheriff Gordon believes that the fugitives are headed for that town. He has notified all nearby towns and poses early today were forming to take up the chase. A posse also was organizing at Hood River, Ore. Just

PIERCE SAYS HE CUT TAX LEVY TWO MILLIONS

Copville, Ore., Aug. 22.—Governor Pierce, speaking before the Coos county garage annual picnic today, said "the farmer is confronted with many problems at this time and the greatest of these is taxation."

"Since I became governor I have reduced the direct levy by nearly \$2,000,000 until today it stands at \$7,500,000. If possible I will pasture the Oregon tax plan of the future along the lines of Ohio, where insurance companies are taxed more heavily than in Oregon. Insurance companies take \$25,000,000 annually from Oregon, giving little in return," the governor said.

"I believe public utilities should be made to bear the expense of state government as in Ohio and California, but I am opposed to California's plan of taxing all public utility direct and taking all such taxes from counties.

"The farmer of today should be the controlling factor of the world. He feeds the universe and by all means he should have something to say on what he shall receive as compensation for what he produces. It is wrong for farmers and I have been one for 35 years, to produce and sell at just what is offered. Co-operative marketing is the solution," he declared.

LEADER OF BREAK BACK UNDER GUARD

Tom Murray, leader of the trio of convicts who on the evening of August 12 shot their way out of the Oregon state penitentiary and confessed slayer of John Sweeney, one of the two guards shot in the break, is back in the prison this afternoon.

This time he occupies a death cell, one of those reserved for men condemned to gas, and an armed guard stands over him.

Manacled to the arms of Felix Herriford, deputy sheriff from Centralia, and J. R. Corry, prison guard, one on either side, and with handcuffs binding his own wrists together, Murray stepped out of the automobile that brought him from Portland at 1:13 o'clock this afternoon. They left Portland at 10:49 o'clock this morning and the trip down was uneventful, according to the officers.

Greeted by Girl. As Murray stepped through the gate he smiled. Behind the two officers and with other following he passed up the walk leading to the steps into the warden's office. He was looking down all of the time.

At the bottom of the steps he glanced up and a girl prisoner in a window in the women's ward on

BANK BANDIT KILLED IN BATTLE; \$15,000 TAKEN

Los Angeles, Cal., Aug. 22.—(AP)—One bandit was killed, one police officer is believed to be dying, a second policeman, a second bandit and a passer-by were seriously injured in a pistol battle that followed a holdup of the Hillman branch bank at Ninth and Santa Fe streets here today.

Two bandits escaped and \$15,000 taken by the holdup men was recovered by a member of the gang who gave the name of John Smith of Milwaukee, was captured. The dead bandit was identified as John Pratts, Chicago bank robber. W. J. Baldwin was badly cut by bullets when a stream of bullets came through the windows of his sedan.

The wounded are R. E. Smith, police officer, believed fatally injured; motorcycle officer Oscar Bayer, wounded in hip; V. C. Steyer, electrical contractor, shot in hand by stray bullet; John Smith, captured bandit, slightly wounded.

The holdup being entered the bank shortly after it opened for business and leisurely looted the tills and cages. As they ran out and jumped in a waiting automobile they were spotted by two patrolmen, J. A. Stambler and H. M. Stevenson, who commanded a passing car and gave chase. Motorcycle officer Bayer also joined in the chase as the pistol battle opened.

One of the first shots from the bandit car struck Bayer, and he drove his motorcycle ahead and pumped bullets from his gun.

At the intersection of Seventh and Los Angeles streets, officers R. E. Smith and C. T. Meyers were changing posts at the traffic signals altered, stopping the bandit car in the jam. The officers leaped out, continuing firing and Smith fell. Then Bayer, Stambler, and Stevenson arrived and the corner became the center of a hail of bullets.

Meyers, after he had emptied his gun, ran forward and grabbed the bandit who gave the name of Smith, about the neck, placing him under arrest and recovering the loot.

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