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Capital Journal



AGRICULTURAL COLLEGE SEP 2 1925 LIBRARY

CLOUDY TONIGHT And Wednesday, cooler in the east portion Wednesday, gentle variable winds.

FORTY-SEVENTH YEAR No. 208

SALEM, OREGON, TUESDAY, SEPTEMBER 1, 1925

PRICE THREE CENTS ON TRAINS AND NEWS STANDS FIVE CENTS

TRY CONVICTS ON OCTOBER 5

SIX PRISON EMPLOYEES WALK PLANK

Five Guards and Turnkey Out As Result of Testimony Given At Coroner's Probe of Break.

Because they refused to blind their eyes to the true state of affairs existing at the penitentiary when called before the coroner's jury investigating the Murray-Kelley-Willos break from the prison August 12, L. T. "Pat" Murphy and Wright Gardner, guards at the institution, have been discharged by Warden A. M. Dalrymple.

It was Murphy who, on the witness stand, gave the coroner's jury its first direct evidence of lax discipline and loose control of the convicts at the prison.

Why Murphy Goes Prefacing his testimony before the jury with the statement that he would lose his job for saying so, Murphy testified that "from my point of view there is no such thing as discipline" at the prison, adding, "the convicts are running the institution and are gaining ground constantly."

Murphy, who had served as a guard under five different prison administrations, also told the jury that there was constant friction between the warden and the deputy warden, that the lax discipline was a constant topic of conversation among the guards, who are always fearful of a break, and that Warden Dalrymple frequently interfered with the efforts of his subordinates to secure discipline and gave in to the demands and pleas of the prisoners.

Letter From Warden Yesterday Murphy received the following letter from the warden: "You are hereby notified that your services as a guard are no longer required at this institution. Your familiarity and constant

M'NARY NEUTRAL REGRETS GLASH ON SHIP BOARD

United States Senator McNary is regretful of the difficulty that has arisen between President Coolidge and Bert E. Haney of Portland, member of the United States shipping board, for the reason, the senator declared today, that Haney's removal from the board as requested by the president, would remove "northwest representation."

"If Haney does leave the board," said McNary, "we will urge the appointment of another Oregon man to take his place."

Senator McNary refused to discuss the trouble as a sympathizer with either the president or Haney for the reason that he had not heard the president's side of the question.

"I spoke on the shipping question in Portland yesterday," said the senator, "but avoided exposing myself in behalf of either the president or Haney."

Senator McNary believes there is a chance for the differences between President Coolidge and Haney to be patched up before the next congress. At any rate he believes Haney can hold on to his place on the board until that time.

GAS SHORTAGE FORCES PLANE DOWN AT HILO

Non-Stop Flight Record Spoiled Within Few Miles of Destination When Fuel Exhausted.

Honolulu, Sept. 1.—(AP 11:25 a. m.)—The navy seaplane PN-9 No. 1 is out of gasoline and will be forced to land, said a message received here from Hilo, island of Hawaii.

Honolulu, Sept. 1.—(AP)—The Mutual Wireless company intercepted a message from Commander Rodgers of the PN-9 No. 1 to the U. S. S. Tanager reading: "Please keep good track of us. Gas about all gone. Think it impossible to get in."

San Francisco, Cal., Sept. 1.—(A. P.)—At 1:52 p. m. the PN-9 number 1 was reported by the destroyer Farragut to be 12 miles north of that ship. The Farragut is stationed 42 nautical miles from Honolulu.

San Francisco, Cal., Sept. 1.—(A. P.)—The destroyer Farragut, 500 miles distant from Honolulu, sent a message to the naval radio here that at 11 a. m. she gave the San Francisco-to-Hawaii flag plane PN-9 number 1 a compass bearing. The message indicated that the plane was mid-way between the Reno and the Farragut.

Honolulu, H. I., Sept. 1.—The seaplane PN-9, flying from San Francisco to Honolulu, has passed the U. S. S. Reno, 1400 miles from the start. The liner City of Los Angeles radioed that the Reno at 10:27 a. m. gave the seaplane a compass bearing, the machine being visible to the destroyer for 10 minutes.

San Francisco, Cal., Sept. 1.—(A. P.)—The seaplane PB-1, third

ATTORNEYS SEEK TO BILK FARMERS

The public service commission has received copies of a proposed contract said to have been submitted by Ege & Fee, attorneys of Pendleton, to hay and grain shippers of eastern Oregon wherein the attorneys would represent the shippers in obtaining rebates from the railroads in event the supreme court decides the hay and grain rate case in favor of the commission as was done in the lower court. The contract proposed by the attorneys asks a fee of 45 per cent of the amount rebated to the shippers. The commission, it is said, will point out to the farmers and other shippers that no court action will be necessary to collect the rebates for the reason that the railroads have been required to post a bond of \$120,000 to cover rebates if the court decision favors the commission, and that the rebates can probably be secured merely by application.

Zielinski Is Ordered To Pay \$250 a Year For Support of Child

Payments to be made in the celebrated case of Helen Gairard against Raymond Zielinski in which Miss Gairard forced Zielinski to pay for the support of her child which she charged was also that of Zielinski, have been decided on in an order submitted to Judge Kelly today after testimony was taken to determine what payments should be made. The order prepared provides that Zielinski shall pay \$250 a year for the first two years following December 19, 1924, and

Word To Accept Prison Wardenship Say Close Friends

Tom Word, former sheriff of Multnomah county, will accept the appointment as warden of the state penitentiary offered him by Governor Pierce, close friends of Mr. Word advised the Capital Journal today. Mr. Word has nothing to say other than that he will probably announce his decision either this afternoon or tomorrow. Conditions imposed by Mr. Word before he would even consider the appointment are understood to have been satisfactorily arranged at a conference between the governor and Mr. Word in Portland yesterday afternoon.

MAN KILLED IN AUTO ACCIDENT GIRLS ESCAPE

Roseburg, Ore., Sept. 1.—Charles Moore, aged 24, whose home is believed to be near Medford, was killed and Marie Mead and Floy Swisher, local waitresses, were injured early this morning in an automobile accident at the intersection of Mosher street with the Pacific highway in this city. Moore sustained a fractured skull, when the car turned over, and died two hours after being injured. The girls were not seriously hurt.

The two waitresses, according to the information which they gave the police, went to Medford yesterday to visit a sister of Miss Swisher's. They started back late last night and at 1:30 this morning reached the city.

The Pacific highway was barricaded for one block, while a ditch was being dug across to supply water to the new hotel being built at the intersection with Lane street and Moore apparently failed to see the detour until almost upon it.

According to Frank Stone, a transient hiker, the only witness, the car was traveling at a high rate of speed. When Moore tried to turn into Mosher street he was unable to make the swing, and the car struck the curb and rolled over, righting itself on a lawn, 35 feet from the curb.

Moore's head was crushed and he never regained consciousness. The two girls were cut and bruised, but had no serious injuries.

SPANISH LOSE TROOP TRANSPORT

Fez, French Morocco, Sept. 1.—(A. P.)—It is reported here that the Spanish transport Espano No. 5, carrying troops from Penon de Velez to Alhucemas, both in Spanish Morocco, has been sunk. The officer commanding the Spanish battleship Alfonso XIII, has been wounded while the battleship was cruising in the Bay of Alhucemas.

(The Espano No. 5, a steamer of 2166 tons, built at Luebeck in 1906, was requisitioned by the Spanish government for transport service in the Moroccan campaign.)

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FORDS' HEAD INCOME TAX PAYERS' LIST

Henry, Edsel and Company Pay Over \$21,000,000—John D. Jr., \$6,277,669 For 1924.

Detroit, Mich., Sept. 1.—Henry Ford and Edsel Ford, his son, together with the Ford Motor company paid the largest income tax on 1924 earnings in the first Michigan district, figures made public today revealed.

Henry Ford paid \$2,608,808.85; Edsel Ford \$2,158,052.99, and the Ford Motor company \$14,493,140.91.

Rockefeller Taxes New York, Sept. 1.—John D. Rockefeller, Jr., paid income taxes of \$6,277,669 for 1924. It became known today when the tax lists were made public.

This was the largest amount paid by an individual in the downtown Manhattan district, which includes Wall street.

Mr. Rockefeller paid income taxes of \$7,435,149 for 1923. John D. Rockefeller, Sr., paid taxes of \$128,420.

J. Pierpont Morgan's tax was \$574,379. E. H. Gary's \$322,680, and Charles Evans Hughes \$1054.

John W. Davis, democratic presidential candidate in the last election, paid \$49,523.

Coolidge Doubles Tax Boston, Mass., Sept. 1.—President Coolidge paid income tax amounting to \$14,091.86 for the year 1924, figures made public today at the office of the collector of internal revenue here showed. The tax paid by the president for the preceding year was \$6,443.01.

Pittsburgh, Pa., Sept. 1.—(AP)—Secretary of the Treasury Mellon paid federal income taxes of \$1,882,600.25 in 1924. His income tax was the largest recorded in the Pittsburgh district. That of his brother, R. B. Mellon, was \$1,180,099.64, and was the next largest.

KELLEY'S PARENTS HEAR SON PLEAD

Mr. and Mrs. W. H. Kelley of Grants Pass, parents of Ellsworth Kelley, were in the court room when their son was arraigned here today. They visited him yesterday at the penitentiary. They are aged and much depressed by the predicament in which their son has become involved. They declare he never was in trouble until he became involved with the Jones brothers by trying to help them out of jail, for which he was sentenced to serve 20 years.

ADMITS ROBBING DAYTON BANK

Kelso, Wash., Sept. 1.—William Mattson, 18, of Brush Prairie, was arrested yesterday on the Henry Baumgartner farm at Lexington, where he had been working and officers say he admitted participation in the daring Monday bank robbery at Dayton, Ore., on March 18, when \$1200 in cash was taken. Mattson, arresting officers said, told them the holdup was carried out by J. Thompson, who was slain in July following the robbery of a Vancouver bank. Mattson said he waited in front of the bank while Thompson held up the bank and then drove him away. Mattson was attending the Dayton high school at the time and said he was 15 minutes late in returning after the noon hour.

Due Honors Paid Convicts Three as Returning Heroes

Three heroes were paid all due honor this morning. Tom Murray, Ellsworth Kelley and James Willos came into their own. As 9 o'clock approached the courthouse grounds, lobbies and halls began filling up. Out on the lawn little children were seated in groups. In some mysterious way, stenographers, clerks and other gaily dressed women and girls succeeded in getting away from their duties.

The three great men were about to approach. Out in the graveyard the bodies of Thomas Sweeney and John Holman, were lying under six feet of sod, only withered wreaths, tributes from a few friends, still adorning their graves. In the crowd that waited the three heroes at the courthouse, perhaps half a dozen, or so could remember the names of the dead guards.

The stranger wondered what was about to occur, whether the city was out to pay homage to a conquering warrior, the writer of a great book, the creator of a new thought.

It was someone greater than that. This soon became evident when Murray stepped out of a shiny automobile, handcuffed to a guard and closely followed by another.

Swampscott, Mass., Sept. 1.—(A. P.)—President Coolidge is hopeful that Bert E. Haney of Oregon will reconsider his refusal to resign as a commissioner of the shipping board.

Although extended comment on Mr. Haney's determination to stay in service despite the president's request for his resignation was withheld today at White Court, it was stated that Mr. Coolidge believed the matter over, will realize the impropriety of remaining on the board.

Action Not Intimated. It is the view of the president he does not intend to carry out the policy laid down by the merchant marine act, and that until he is of such a determination he should not attempt to hold his place as a board member.

Although nothing official could be learned as to what President Coolidge will do in the event Mr. Haney persists in his refusal to resign, it was declared that the president is determined to end discussion between shipping board commissioners.

Mr. Coolidge thinks it has been shown that some members of the board are not in harmony with his merchant marine policy, and his efforts to promote efficiency and economy in government. On the whole, he realizes, however, that the board has shown a tendency to cooperate with him and he believes the situation will improve materially from now on.

PORTLAND RICH MEN INCOME TAX DODGERS

Portland, Sept. 1.—Inspection of the income tax returns of prominent Oregonians reveals the following: A Julius Meier, department store manager, paid the government \$16,966.

John B. Yeon, timber owner and operator of a large office building here, paid \$13,412.

Stuart Benson, reputed to be the wealthiest resident of Oregon, paid a tax of \$29,132.

Edgar B. Piper, editor of the Portland Oregonian, \$242.36.

A. L. Mills, president of the first National bank here, paid no tax. J. C. Almsworth, president of the United States National bank and representative of one of the big pioneer estates \$57.56.

The Henry L. Pitcock estate, formerly the majority owner of the Oregonian Publishing company, \$85,523.

Willard P. Hawley, paper mill manufacturer \$8,289.69.

W. B. Ayer, sawmill owner, \$12,578.

Work of remodeling the Grand Theatre throughout began today. The name will be changed to the Heilig theater, it has been announced, and first opening will be Saturday, September 12. Two shifts of workmen are being employed in the work.

ASK HANEY TO RECONSIDER HIS REFUSAL

President Hopeful Oregon Commissioner Will Comply With Request And Quit Ship Board.

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Changes involve installation of a lighting system to decorate the building on the outside at night, tiling out the wall south of the main lobby facing High street, installing a large new electric sign, moving the ticket office so that it

DREDGE STARTS WORK IN RIVER

The Mathloma, United States government dredge, started work on the Willamette river this morning. The dredge was brought up the river from Portland under its own power yesterday, several weeks having been spent in putting the vessel into condition. The boat starts at Mission bar, a few hundred yards below Brennan's landing.

The Northwesters has been making it over the bar, but has been having difficulty and has been able to carry only some 60 tons at a trip. It is expected that the Mathloma will be through the bar in two days.

The Monticello, which has been working down the river from Salem, will reach Wheatland ferry tomorrow and will continue on down the river, meeting the Mathloma coming up. There is a distance of some 15 miles of river for the two dredges to clear, work being necessary at about six different places. Fred Carr, head of the Salem Transportation company, states that he is convinced it will be possible to get the river clear by September 15.

ROBBE DBANK TO ELOPE WITH SOCIETY BEAUTY

San Antonio, Texas, Sept. 1.—(AP)—A nation wide man hunt for Will Ed Fraser of Middleboro, Ky., bank robber, who is charged, left his wife and family for a beautiful 22-year-old girl and a wealthy man with bonds and cash aggregating more than \$100,000, ended here today when he was taken into custody. The woman, a society girl of Lexington, also is held as an accessory.

Grand Theatre Will Be Heilig When Work of Remodelling Finished

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NOT GUILTY PLEAS MADE BY CONVICTS

Tom Murray To Be Tried October 5 On Murder Charge, Kelley and Willos Later.

The trials of Tom Murray, Ellsworth Kelley and James Willos, who shot their way out of the Oregon state penitentiary on August 12, will begin Monday, October 5, the first day of the next regular term of court in Marion county. The three will be tried separately, Murray to be tried first.

The date for the opening of the trials was set by Judge Percy R. Kelly here today after the three convicts, appearing separately, had all pleaded not guilty. The order that they be tried separately was the granting of a motion by Will R. King of Portland, attorney for the three convicts. Murray's trial will open Friday, October 5, at 10 o'clock, and the other two will come on as rapidly as possible after the trial of Murray.

Murray was first brought from the state penitentiary to the court house today for arraignment. The steps, corridors and court chamber at the court house were crowded with persons eager for a glimpse of the leader of the break and several cameras clicked as he left the prison automobile and mounted the steps. This caused Murray to smile.

Murray was cool in the court room where he sat for 10 minutes under guard but without iron on his wrists before Judge Kelly entered the chamber. Asked for his plea, Murray, without turning to his attorney answered "not guilty."

(Salem News, no longer published)

YOUTH VICTOR IN GOLF TOURNEY

Oakmont, Sept. 1.—(AP)—Youth was served today when Roland Mackenzie of Washington, continuing his brilliant game and concluding his 36 hole qualifying round of the national amateur golf championship with a card of 145. The youthful Washington star, with a card of 71 at the end of yesterday's round, had a 26 going out this morning and a 38 coming home. The trapped fairways and lightning fast green held no terrors for Mackenzie. He played a steady game from the trees and on the putting greens, drawing round after round of applause from his big gallery.

Close behind this youth came another young in years but internationally known in golf—the one and only Bobby Jones, present champion. Bobby shot a 74 today, giving him the runner-up position to the medalist with 147.

These were the only two cards under 150, the scores for the most part ranging from 155 to above 170.

GASTON STORE DESTROYED BY FIRE EARLY TODAY

Forest Grove, Sept. 1.—The Garrow and McCune general merchandise store at Gaston, six miles south of here was destroyed by fire early today, causing an estimated loss of between \$20,000 and \$30,000. The building owned by the Odd Fellows lodge, was insured for \$4000. The organization lost all its records and regalia.