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ASHLAND, OREGON, WEDNESDAY. AUGUST 20, 1924

# STATE SAYS TWO CASES

Deadly Parallel Drawn by # information comes from a # Ashland Concert Organiza-Attorney Marshall in Murder Trial

tion of Letter and Spirit of the Law"

CHICAGO, Aug. 20 .- A deadly parallel between Nathan Leopold and Richard Loeb, scions of wealth and luxury, and Bernard Grant, a poor Chicago street waif, was today drawn in Judge Caverly's court by Thomas Marshall, one of the State's attorneys who is seeking the death penalty and argued that the defendants should be sent to the gallows for slaying Bobby Franks.

Marshall pointed out that Bernard Grant, 19, is in jail in Chicago now for murdering a policeman. Loeb and Leopold, he said, are also 19. Marshall said that facts showed that Grant was caught robbing a store, struggled with a policeman, and during the battle, shot him and ran. He was tried and convicted of murder, and the Supreme court fixed the day of execution. Wants Justice

"Is Bernard Grant, 19, without advantage, and buffeted about on the sea of circumstances over which he had no control, to go to the gallows under the law, and these defendants, with every advantage, who deliberately plotted a crime, and carried it to its ghastly completion, be allowed to escape the supreme penalty?" Marshall asked in one of his eloquent outbursts. The courtroom was packed, mostly with women.

during the entire session today. State's Attorney Crowe today announced that nothing less than death would satisfy him; that the case was one of plain murder, carefully planned and carried out, and the "direst crime in the his tory of the country."

Marshall will be likely to argue

During the testimony of witnesses, 25 days elapsed, during which more than 100 lay witnesses and alienists were called.

# Killing Sketched

Yesterday, Attorney Marshall sketched the killing of the 14year-old school boy, the planning. the execution, the stripping of the body, and the other incidents.

"A lesser penalty than death would mean violation of the letter and spirit of the law", he said.

Marshall held that Chief Justice Caverly, presiding in the case, had no right to exercise discretion in meting out the punishment, except in "discretion in carrying out the will of the law" Marshall recited numerous precedents on this point.

As Marshall carried on his scathing denucation, both Loeb and Leopold lost their air of indifference. Noting the tensity of the boys, defense attorneys strove to ease the situation. One of them whispered to young Leopold, who laughed heartily and passed the remark along to Dickie Loeb, who also expressed merriment.

#### SISKIYOU COUNTY TO MAKE EXHIBIT

Siskiyou county, California, will be represented at the coming Jackson County Fair with a this issue, to take a well-earned splendid display collected by the vacation. Mrs. Andrews made a Granges of that county, adding name for herself during her asanother outside county to the ex- sociation with the Tidings, her hibit. Klamath county announ- columns proving delightful to ced some time ago that a credit- many Ashland residents. ible exhibit would be placed at

the Jackson county show. Siskiyou county will have no for some time Ashland corresfair this year, which prompted pondent to the Medford Mail Tri- Sable, Grange leaders to adopt the bune, has accepted the posiplan of exhibiting at the local tion of society editor, and trouble to locate on or about that fair. A space 12 by 24 feet has will assume her duties immediatebeen reserved for their exhibit, ly. Miss Dodge has had much the young girl's brain is supposwhich promises to include every actual newspaper experience, and ed to be, and Dr. Sable asserts it's product of the neighboring is a writer of proven ability. county in California.

#### COMMERCIAL FLEET FOR SOVIET RUSSIA

ports emanating from Russia state the Southern Pacific company at required for the perfect bobbedthat the Soviet Government has Eugene, lost his left leg below hair effect. "Flapper's rash" is decided on the construction of a the knee yesterday when he fell another name for it. commercial fleet which, it is es- under the wheels of a switch en- "The tender skin of young timated, will be able in five years gine.

foreign assistance. will cost 170,00,000 rubles, of as a switchman, but was taking fuse to accept this cure."

#### MORGAN MAY REFUSE TO AID GERMANY

LONDON, Aug. 20. - J. # # P. Morgan Co., the world's # # most powerful international # # banking firm, may refuse to # # participate in the flotation # # of the proposed \$200,000 - # # 000 German loan, due to the # # continued occupation of the # # Ruhr by the French. This #

## SAYS HANGING IS JUST RIVER OF MUD ON MT SHASTA SLOWING UP

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# reliable source.

McCloud-Bartle Road Covered for Half Mile; Railroad Tracks Submerged

McCLOUD, Calif., Aug. 20 .-Presumably because of the cold weather, which is believed to have diminished the rapid melting of an immense fragment of a Mt. Shasta glacier, the river of mud which for more than a week has been flowing to the McCloud River at a point three miles from here, today was noticeably de creased in volume.

Whether the slowing up of the phenomenon is an indication that its complete cessation is nearing is questioable, since those who have made the closest study of the unusual stream since its birth say that it has previously showed signs of halting, only to start again with increased vigor.

A road crew has abandoned ar attempt to clear the wagon road between McCloud and Bartle, sable by the flow. The blockade covers the road for nearly half a mile. The mud will not be cleared away, but will be allowed to dry and a new county road graveled over its surface. An Italian boy in a small cut-

down automobile Sunday morning attempted to drive his car through the blockade, only to stall the machine in the mud. He was forced to abandon it and wade to firm ground. Last evening all that could be seen of the car was the tip of the steering wheel.

The tracks of the McCloud River Railroad were covered to a depth of more than two feet by the flood of mud, but crews the right of way. Trains were de layed last Thursday and Friday The flow of the mud has never ity, but it has steadily advanced toward the river. It is said to

#### matter. It is gray in color, due to its large content of ashes. MEDFORD DRIVER

HAS CLOSE CALL

F. J. Newman, Medford resihome from a visit to this city. places of business. Without any warning whatever. the car jumped ahead at full speed, and to avoid hitting anothman steered his car into the ditch. The car turned over, but

An examination revealed that No damage resulted to the car, \$7.05. with exception to a broken spring.

#### EDITH DODGE TO ASSUME DUTIES

After over a year as society editor of the Tidings, Mrs. Grace E. Andrews has resigned with

Miss Edith Dodge, 1924 graduate of Ashland High School, and

## YARDMASTER LOSES

COPENHAGEN, Aug. 20.-Re- E. Kelly, acting yardmaster for caused by frequent neck-shaving

time to carry 25 per cent of Rus- Mr. Kelly was boarding the quent shaving," Dr. Sable declarsian exports and imports without moving engine when his foot ed. "The only cure is to disconslipped and he fell onto the track. tinue shaving, and most of the The construction of the fleet He has been regularly employed girls, particularly brunettes, re-

# LOCAL BAND TO PLAY AT **COUNTY FAIR**

tion to be Feature of "Ashland Day"

COMES ON THURSDAY

Race Program is Strongest Ever Arranged in Southern Oregon; Many Entries

The Ashland Band has been employed to play on Ashland Day at the Jackson County Fair. They will play during the races in the afternoon and give an hour concert in the evening. Because of there being no automobile or motorcycle races, but only harness and running races, the element of danger is removed and the band will be placed on a slightly raised platform in front of the grand

The space, which the band oc- NEX AX PAYMEN cupied when playing in the grand stand will accommodate from seventy-five to one hundred people and because of the expense program which the Fair Associa- Commission Expected to Issue Or. Jackson County Game Protective tion has this year, will be required for the revenue that will be derived from same.

New Arrangement

only about fifty per cent filled on ity of the income tax law, accord- day from Hugh B. Rankin, of day Wednesday, will be Medford offices of the state tax commis- iation: Ashland Day. In so changing the the formal order delaying pay- Oregon are requested to meet at dates for the two leading cities ment of the tax would be issued the Ashland city hall at 8 p. m., greater number of people an op- mission Wednesday. portunity to get into the grand The second installment of the stand to see the races.

Big Races est that has ever been presented on the constitutionality of the act tion, and you can tell it to him to the people of Southern Ore- payment was deferred until July before the legislature meets have been successful in clearing trotting and pacing races and court is now on its vacation and game season should open. some thirty or forty horses will will not return until September participate in the running races 6.

be from 80 to 90 per cent solid shops in the county close at noon porations. on the first, second and third will provide merchants with clos- for the lumber company. dent, had a narrow escape from ing signs which they are request-

## SUGAR ADVANCES

SAN FRANCISCO, Aug. 19. -A 15-cent advance in the price er car directly in front, Mr. New- of refined cane and beet sugar to jobbers, effective today, was announced today by the California-Newman luckily escaped injury. Hawaiian Sugar company here.

# 'FLAPPER ITCH" DUE

Malady Afflicting Hundreds Women; Young Girls Are Severely Afflicted

PITTSBURGH, Pa., Aug. 20 .-Other and more bothersome style nuisances than fur chokers are encircling the necks of Pittsburgh flappers this summer, according to Chief of Police Surgeon Daniel

"Flapper itch" is the newest part of the neck just below where getting serious.

The Malady-which has effected hundreds of women, particular-LEG UNDER TRAIN ly girls of high school age -- was discovered by Dr. Sable while he EUGENE, Aug. 20. - William was on vaccination duty. It is

girls is severely affected by fre-

PORTLAND, August 20-Oswald West, former governor of Oregon and chairman of Governor Pierce's committee investigating alleged fraudulent stock and bond sales in Oregon and whose report Detectives Locate Missing # when they arrived back this # Commissioner Sees Results of the sale of stock in the alleged defunct Kings Food Products Company today issued a statement saying:

"The committee is prepared to defend its report at any time and any place, before any tribunal."

West's statement answered a statement made earlier by Edward Cookingham, president of the accused bank, who denounced the report "as untrue and libelous." "I would suggest to Mr. Cookingham that the bank bring suit against members of the committee on the grounds of libel," West said. "We would then be forced to go on the witness stand and under oath prove the truthfulness of the statements made in the report. Truth is never libeious."

The report charged that more than 5000 persons of small means in Pacific coast states lost the savings of their lifetime by purchasing alleged worthless stock of the asserted defunct company.

Cookingham, preident of the bank, conferred for two hours today with Governor Pierce and State Treasurer Myers, according to a dispatch received here, but none would discuss the situation with newspapermen.

to Meet Here September 3;

To Air Troubles

Ashland has been designated

"Come and tell it to Mas."

U. S. GAME WARDENS

# SPORTSMEN WILL

der Today Granting Delay; Court on Vacation

SALEM, Aug. 20.—Payment of stand, during the afternoon races, state income tax probably will be Oregon sportsmen, when the Jack- the crime. has been filled to capacity and deferred until 10 days after the son County Game Protective Aspeople turned away on each of supreme court has handed down sociation meets September 3. The he last three days of the fair but a decision as to the constitutional- following notice was received toness of interest to sportsmen.

state income tax originally was W. McNealy, an appointee on the due and payable on June 20, but legislative committee of the Ore- bery. The race program is the strong- because of a legal attack made gon State Sportsmens' Associa-

with thirty entries, were consid- to hand down an opinion before you are all interested in. ered the best ever seen here and July 20 caused the tax commis- The question of setting aside slain woman and until the date this year there are exactly one sion again to delay payment of game preserves is coming up, as of their divorce, partner in the hundred horses entering in the the tax until August 20. The well as the question of when the antique shop.

they are asking that all barber dent stockholders in domesic cor- be made at the meeting.

Judges George G. Bingham and days of the fair. The association Percy Kelly, sitting en banc, held The state, through the attor-

death Sunday when returning ed to display prominently in their ney-general, then appealed the case to the supreme court for final determination.

### CRUISER RICHMOND LATE WITH REPAIRS

REYKJAVIK, Iceland, Aug. 20. The cruiser Richmond arrived at Washington. This increase brings the price too late to allow Lieutenants the spring holding the throttle of cane sugar to \$7.25 a hundred Smith and Nelson to make neceshad broken, leaving it wide open. pounds and that of beet sugar to sary repair to their damaged planes so that the jump to Cape Farewell, Greenland, was neces-

Admiral Magruder, in charge gram. of the navy ships assisting the fliers in the flight across the Atlantic, announced that unless the globe circlers hop off before August 24, it is more than likely that

mill starts double shift of men. the prince's losses.

Jewelry in Possession of

LOS ANGELES, Aug. 20. state, was unearthed today in the location of the jewelry owned by the woman, with whose murder Kid McCoy is charged.

ed, it is charged.

District Attorney Keyes issued a statement immediately after the jewels were located and recovered, saying that the incident fastend the murder of the woman on Kid McCoy (Norman Selby) In the past two years the grand the second installment of the as the meeting place of southern with robebry as the motive for

## McCoy Is Arraigned

LOS ANGELES, Aug. 20. the first day. This year the first ing to announcement made at the Medford, president of the assoc- in court here today when arraign-Kid McCoy exclaimed "I did not" Day and the second, Thursday, sion today. It was indicated that "The sportsman of southern him with the murder of Mrs. of Jackson County it will give a at a special meeting of the com- September 3, to discuss any busi- given until Monday to enter a "We will have with us Wm.

Thirty Witnesses Called Thirty witnesses appeared be fore the grand jury yesterday. In gon. Last year the horse races, 20. Failure of the supreme court There will be lots of problems cluded in the number was Albert A. Mors, former husband of the

Mrs. Martin, who formerly stated she heard a woman scream Sport lovers from the entire and a pistol shot in the Mors so that the claim of good horse The constitutionality of the county will gather here to at apartments at the time of the been rapid, because of its viscos- races this year is absolutely just- state income tax law was attack- tend the meeting, and a large tragedy, was also before the ed in the Marion county circuit number of local gun and rod en- grand jury. Other witnesses were The Fair Association is asking court by the Standard Lumber thusiasts are expected to be pres William G. Ross, who was woundthat all the stores in Ashland company of Portland, on the ent to air their troubles and ed by McCoy as he was attempting close at twelve o'clock noon on grounds that it provided for the make united action possible. Con- to escape the antique shop while Ashland Day, September 11th, and payment of the tax by non-resi- structive plans for the future will McCoy was on his rampage and Mr. and Mrs. Sam Schapp, also

# TO DISCUSS PLANS

PORTLAND, Aug. 20 .- United States game wardens of the Northwest will convene here August 21, 22 and 23, Ray C. Steele, warden with headquarters in this city, announced today. The Portland conference, he said, has been approved by George A. Lawyer, (Continued on Page Four) Chief United States game warden

Means of securing a better observance of game laws will be discussd. The number of deputies to be used during the coming season will also be determind. sarily postponed until tomorrow Shortages of game funds will Poisoning Campaign in Umatilla morning, at which time the flight make it necessary to include sevwill be made, weather permitting. eral changes in the year's pro-

## PRINCE LOSES AT GAMES

DEAUVILLE, France, Aug. 19. -Fortune turned its back on the they will have to fly without the Prince of Wales here and today protection of a convoy, due to the he is more than 100,000 francs ly. Poisoned sweets have come need of fuel for the ships in the poorer as a result of Sunday play into unprecedented favor among at the races and baccarat tables. the bunnies of this district. Jules Mesthaum, Philadelphia, is Wallowa-Bowman-Hicks saw said to have prospered through

## Bryans Not Always Talking



which amount 65 per cent will be Yardmaster. Harrington's place The rash has been called to the raised in Russia and 35 per cent. Mr. Harrington was on his vace. The rash has been called to the when they get the information via radio. Brother Charles is the bits are a great pest, and annual-doning the ship, said brief mesher husband's injuries. The raised in Russia and 35 per cent Mr. Harrington was on his vaca- attention of scientists at Johns Vice-Presidential Candidate of the Democratic Party and the Gov- ly cause great loss to the farm- sages received here. No lives were county sheriff today said he be-

McCoy's Sister

Prosecutor Says Location of Jewels Damaging to Former Prizefighter

The most important development in connection with the death of Mrs. Teresa Mors, detectives Candidate Raps Democrats In

Three pieces of rare jewelry valued at \$30,000 were found in the possession of lawyers representing Mrs. Jessie Thomas, sister of McCoy. The valuable re- States, in his speech of acceptcovery was made by detectives and was given to Mrs. Thomas shortly after Mrs. Mors was kill-

ed on an indictment charging sive conservation, had taken its Teresa Mors. His lawyers quickly silenced him and McCoy was formal plea to the indictment, which contains eight counts, charging murder, assault and rob-

## victims of McCoy's shooting. Testimony Important The testimony of Mrs. Martin-

is held to be highly important. Detectives point out that her testimony will establish the time of the crime as near midnight, proving it a case of homicide and not suicide. Mrs. Martin claims that she heard the woman's screams drowned in the Western States and the pistol shot in the Mors

and Morrow Counties Highly Successful This Year

HEPPNER, Ore., August 20 .-Rabbits in the eastern section of Oregon are not so particular about their summer diet this season. members of the United States biological survey discovered recent- AGED WIDOW FOUND

But never before in the history of the poisoning campaigns living alone in a cabin a mile and After their marriage in 1864, in eastern Oregon have the wheat one-half east of this place, was they lived near Brownsville for pests evidenced an appetite for found dead in her home Sunday four years and then came to Umathe bitterness of strychnine. Pre- morning. vious efforts to give them the poi- Mrs. Parks had a son who engaged in wheat farming on a

feeding on sagebrush, which is otherwise. better. This may account in part for the popularity of the sugar-

coated alfalfa.

## IS BELIEVED DROWNED

SEATTLE, Aug. 20. - # # Charles Seaborn, 40, prom- # # inent shipbuilder of this city # # is thought to have been # # drowned on Puget Sound this : # morning while on a yachting # # party as the guest of S. # # Schoel, naval architect.

22 morning Seaborn was miss- 22 # ing. None of the party have # # been able to explain his # SAY ROBBERY MOTIVE # mysterious disappearance. # PROTECTING BORDERS . . . . . . . . . . . . . . .

## REPUBLICAN RECORD PRAISED BY DAWES

Speech of Acceptance; Hits League of Nations

EVANSTON, Ill., Aug. 20. Speaking at Evanston, Illinois, last night, General Charles G. Dawes, Republican nominee to the vice-presidency of the United ance, declared that the coming campaign is one of domestic is

The record of the Republican party, and of President Coolidge, in reducing the cost of government operation, was lauded.

"President Coolidge, with fearless common sense, endeavors to do the right and wise thing in the interests of the nation," said Mr. Dawes.

An attack being made on the Constitution was scored. Mr. Dawes declared that the Republican party—the party of progresstand squarely on the Constitu-

progressive conservatism and of radicalism-is the Democratic party, with one conservative and one radical candidate on its ticket, hoping to get votes by avoiding the issue," said the candi-The League of Nations was not

"Lying between-the armies of

approved by Mr. Dawes, while the World Court gained his approval He declared that the position taken by the Democratic platform is an invitation to enter into a fog of debate and uncertainty. Mr. Dawes was notified of his nomination by A. W. Jefferies, spokesman for the National no-

tification committee. The keynote of his speech was, "Common sense, rather than Pat Harrison's declaration, "Winning is no sin; strategy is no crime", will prompt and direct the voters of our common country to cleave unto that which is good."

### BOY 4. AND GIRL 4 DROWNED IN DITCH

PLACERVILLE, Calif., Aug. 20.-Clifford Crews, 4-year-old son of Mr. and Mrs. Thomas Crews, and Wilda Lumley, were ditch back of Camino yesterday Dr. S. H. Rantz of Placerville in attendance on another of the Crews children, had been at the Crews home for about twenty min utes, and had just les when Mrs. Crews called the children, both of whom had been playing in the

Failing to get an answer, she walked to the edge of the ditch, where tiny wet footprints on a plank indicated the presence of the children a short time before. Becoming alarmed, Mrs. Crews secured aid and an immediate search was instituted.

-Mrs. Ella Parks, 83, a widow Brownsville.

son have been futile. Ira N. Gab- bought the house in which she extensive scale near Blakely starielson of the United States bio- lived. He left here before the tion, which was named in his logical survey says. Sugar coat- war and workd on the railroad be- honor. He was sheriff of the ed or not, the foxy animals were tween Sacramento and Reno. He county from 1898 until 1902 and seldom tempted by this "prepar- remitted money enough regular- beginning in 1903 he served two ly at Christmas time to support terms in the state legislature. "This is the first season we his mother through the coming have had success in poisoning year. The son, however, went WIFE IS CHARGED rabbits in the summer," Gabriel- to war and as remittances ceased son said, "Since the meadows are it has been concluded that he perdry and the grass in the country ished while in the service. Since

## CREW ABANDONS SHIP

ties, 125,000 animals have been crew of the motorship, Kinder- band. killed in two weeks by dusting sley, lost on Bering sea, according Mrs. Baker is being held in lost, the message stated.

NO. 299

Now in Trial of Few Months

Patrol of 450 Men to Divide Efforis Between Mexican and Canadian Lines

WASHINGTON, Aug. 20.-The w immigration act which went into effect July 1, has resulted in clarifying the entire situation with which it dealt, W. W. Husband, commissioner of immingration, has announced. Only miner difficulties in putting the law into operation have been experienced and these shortly will be ironed

The millons in Europe who a ew years ago were anxious to emigrate to the United States have accepted the condition confronting them, and if the wild desire to come to the new world still exists it is being held in check, according to Mr. Husband. In his opinion it is too early to say whether the new law is bringing

a better class of immigrants here. "Theoretically it should do so because the paper plan is to have American consular officers exercise a degree of selectivity," Mr. to pass judgment upon the way in which the law is working out in that respect."

### One Difficulty

The chief source of difficulty under the Johnson act is the provision that immigrants from Mexico and Central American countries must come supplied with certain documents, attesting to the period of their residence there. Most immigrants came without the necessary papers. The same provision applies to Canadians, who

## understand it better, however,

Smuggling Tendency Grows The new law has had a tendency to increase smuggling of immigrants but the Johnson act created a special "border patrol" now being organized to consist of 450 picked men, half to be stationed along the Mexican border, the other half along the Canadian frontier. One of the earliest of these men to be named was shot in the performance of duty near

Buffalo, N. Y. The new law has not overcome what was an ever-present condition under the old statute, the efforts of foreigners here, either naturalized or still aliens, to help bring in relatives and friends.

"Europeans and others have come to accept as a fact which must be faced the immigration bars which America has raised." Commissioner Husband said. "The new law should bring a better class of immigrants to our doors. I have no doubt that in time, it will do so more successfully than at present. It should permit to come here only those who can be admitted but inadmissibility under the law is not always undesirability."

## UMATILLA COUPLE MARRIED 60 YEARS

PENDLETON, Aug. 19 .- Mr. and Mrs. William Blakely, residents of Umatilia county since 1868, yesterday celebrated their 60th anniversary of their wedding. They were married August 18,

1864, at Brownsville, Ore. Both came across the plains as children with their parents, Mr. IN LONELY CABIN Blakely in 1846 and Mrs. Blakely crossed the plains in 1853, and McARTHUR, Calif., Aug. 19. her family also settled at

tilla county, where Mr. Blakely

# WITH MUTILATION

BROOKINGS, S. D., Aug. 20 .is badly burned, rabbits may be the war Mrs. Parks was cared for One of the strangest stories on record here was brought to light recently with the arrest of Mrs. M. A. Baker, 33-year-old farm wife, charged with performing a In Morrow and Umatilla coun- SEATTLE, August 20-The mutilation operation on her hus-

lieved Mrs. Baker to be insane.