Twelve Pages

THE EUGENE DAILY GUARD

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BLAST ROCKS SEAPORT

FAT ARBUCKLE IS HAPPY OVER JURY VERDICT

Test Film Will be Offered Public Now that Comedian Has Been Acquitted.

By M. D. TRACY
(United Press Staff Correspondent)

San Francisco, April 13.—Roscoe Arbuckle, acquitted of the killing of Virginia Rappe, now goes on trial before the public.

The big comedian was tremendously interested in news from New York that the Famous Players Corporation will immediately release one of his pictures to test out his popularity.

The question of whether Arbuckle will be asked to remain in the movies will be decided by the way the public greets his picture, according to word from New York.

The verdict of "not guilty" came late yesterday at the conclusion of Arbuckle's third trial on a charge of causing the death of Virginia Rappe, beautiful movie actress, during a "wild party" at a San Francisco hotel last Labor day.

Verdict Comes in Short Time

The jury, it was reported, took less than one minute to complete the ballot acquitting Arbuckle. It took considerably longer, however, for all details to be cleared up, and for the jurors to return to the box to deliver the verdict. The jurors, eight men and four women, thronged around Arbuckle, slapping him on the back and laughing with him. Edward Brown, foreman of the jury, issued a statement asserting that a great injustice had been done Arbuckle and wishing him success.

By 10 a. m. today telephone calls from people wishing to congratulate Fatty were coming so fast to his hotel that each call was given a number and forced to wait while Arbuckle and his wife answered each in turn.

Arbuckle faced the test before the bar of public opinion with confidence.

"My conscience is clear—it always has been," he said as he stood with one arm around Minta Durfee, his wife, and the other hand holding a cigarette.

"It is the most solemn moment of my life," he went on thoughtfully."

Has Thought a Lot.

"I have thought a lot during these long days in court and I have come to feel that it is my duty to do something that will make the world better—that will give other men the benefit of my own joys and sorrows.

"It's the kiddies that I think of. They are my friends.

"You remember the newsboy over at the corner?" He turned to his wife. She smiled through joyful tears in her eyes.

"It's kids like him. They never lost their faith in me. Remember the day the first jury disagreed and he yelled 'I'm still for you, Fatty'?" Minta said nothing but she remembered.

"Well, he's one of the million. I love them and if I can make them continue to love me, then I will have male my lesson count. If I can't—well" and he looked down at the floor

The verdict for Arbuckle not only meant freedom, but it meant fortune and future as well.

Leaves Soon for South.

Much has been the gossip centering around his financial condition. The jury's verdict, plus the test of public opinion form the answer.

Arbuckle's fortune is made up of his royalties and interests in his own pictures. With charges hanging over him, these pictures yielded no income and his interests had only a potential value.

But the verdict of acquittal, if followed by a like verdict at the hands of the public, means that Arbuckle once more can buy $25,000 motor cars and live in the luxury of the old days.

A verdict of guilty meant Roscoe Arbuckle was broke. An acquittal put him back in the lists of the wealthy.

Arbuckle and his wife will leave immediately for the south, it was understood, and will enjoy a long rest.

After that Arbuckle hopes to return to the films.

As to his wife, she may return to the stage and again she may not—all her plans hinged on the jury's verdict.

Had Roscoe been found guilty, it would have been Minta's destiny to make her own way in the world. With him she can work or not work, as she pleases.

Moviedom Is Jubilant.

Los Angeles, Cal., April 12.—Hollywood was staging a celebration of its own today over "Fatty's" acquittal.

"Can Arbuckle come back?" Of course he can," was the exclamation heard on all sides. The concensus of opinion in moviedom was that "Fatty" backed by the endorsement the Virginia Rappe jury gave him, will be taken to the hearts of the American people again as a favorite comedian.

Despite the confidence expressed on all sides, Hollywood will watch the "test film" soon to be released by the Famous Players-Lasky Corporation to de-

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LONG SLEEPER DIES

Ft. Smith, Ark., April 13.—Jim Eslinger, 63, the "Rip Van Winkle" of Arkansas, ded here. Eslinger gained fame by sleeping for 36 months, awakening last July.

Recently he became ill at the Sebastian county hospital, where he was a patient, relapsed into a coma and never awakened.

The Weather

Tonight and Friday rain west portion, rain or snow east portion; fresh southerly winds.

British Air Hero Loses Life in Fall

London, April 13.—Sir Ross Smith, famous British aviator, was killed today when the machine in which he was to attempt a flight around the world crashed to the ground at Brooklands.

Lieutenant J. R. Bennett, who was to have accompanied Sir Ross on his flight, was also killed.

Sir Ross was flying for the first time the plane which had been built for his attempted flight around the world. It has been flown successfully but half an hour before by a pilot of the Vicers company and turned over to Smith for a trial.

The crowds which were watching the famous aviator on his first test flight were horrified to see it go into a nose spin.

The machine whirled downward at terrific speed and crashed. Both airmen were instantly killed.

Sir Ross Smith, who was decorated with the British air cross and knighted by King George for his successful flight to Australia, was one of Britain's best airmen.

Brother Sees Crash.

Brooklands Race Track, England, April 13.—Sir Keith Smith, brother of Sir Ross Smith, who was killed with Lieutenant Bennett today in the crash of the giant plane in which they were to attempt a world flight, arrived here too late to fly with his brother, but in time to witness the disaster.

ATTORNEY L. L. RAY FILES FOR SENATOR

As a candidate for senator from Lane county, third senatorial district, Attorney L. L. Ray, president of the Eugene Chamber of Commerce and formerly district attorney, today filed his declaration with the secretary of state. Mr. Ray is a candidate on the democratic ticket and will be unopposed in the May primary. His opponent in the general election will be either Walter B. Jones, who desires to be re-elected or J. S. Magladry, who seeks the republican nomination. While democratic leaders today said they did not hope to be able to fill the ticket at the primary election, they believed that one or two other democrats would file before the time expired.

In filing for county senator, Mr. Ray says he makes no promises and offers no platform. "The time has come when voters should consider the individual candidate rather than his mere political mouthings and promiscuous promises."

The statement Mr. Ray filed with his declaration of candidacy is as follows: "I will endeavor to ascertain and to express the wishes and desires of my constituents, using my own individual judgment and discretion without being influenced by the desires of any group or considering the effect of my vote on my own personal or political welfire. I make no other promises and offer no platform. Oregon has had too many officers elected because of good platforms and good slogans. The time has come when voters should consider the individual candidate rather than his mere political mouthings and promiscuous promises."

STEIN BROS. BEGIN OSBURN APARTMENTS

Construction of the superstructure of the Osburn apartments, adjoining the Osburn hotel on the north, was begun this morning by Stein Brothers, who were yesterday awarded a $60,000 contract for the job. The work is expected to take until August 1. About 35 men will be employed.

The contract price does not include the foundation, which has already been laid, nor the excavation, painting, hardware, plumbing and electric lighting. The entire cost of the building, complete, is put at $90,000 by the architect, J. R. Hunzicker, that amount of bonds being now sold by the U. S. National bank to cover cost of the building.

BASEBALL FINALS

NATIONAL LEAGUE

At Cincinnati—	R.	H.	E.
Chicago	5	14	7
Cincinnati	1	6	2

Batteries: Aldridge and Hartnell; Luque and Wingo.

At Philadelphia—	R.	H.	E.
Boston	2	7	5
Philadelphia	4	8	1

Batteries: McQuillan and Gowdy; E. Ring and Henlin.

At New York—	R.	H.	E.
Brooklyn	3	8	0
New York	4	9	3

Batteries: Vance and Deberry; Douglas and E. Smith.

AMERICAN LEAGUE

At Cleveland—	R.	H.	E.
Detroit	3	11	3
Cleveland	8	11	1

Batteries: Ehke and Bassler; Uhle, Coveleskie and Nunamaker.

At Boston—	R.	H.	E.
Philadelphia	2	5	1
Boston	6	10	1

Batteries: Harrison, Schulivan and Perkins; Kerr and Ruel.

At Washington—	R.	H.	E.
New York	5	13	2
Washington	2	6	0

Batteries: Mays and Schang; Zachery and Gherrity.

San Francisco.—"Did you ever swear," the court asked Mrs. Belle Quarrels, a witness. "No," she answered. "I never do swear. I might use a few cuss words like danan, though."

RAILROADS ARE SHOWING SIGNS OF PROSPERITY

Earnings for February 4.57 Per Cent, Figures Presented I. C. C. Tend to Show.

By HERBERT W. WALKER
(United Press Staff Correspondent)

Washington, April 13.—Railroads of the country are getting back to days of prosperity, figures as to their earnings during February presented to the interstate commerce commission today show.

During that month the railroads earned 4.57 per cent on their tentative valuations—the highest rate of return in more than 18 months. The improvement is shown in striking fashion by the report that this February the roads made a profit of $47,762,600 as compared with a defecit of $5,176,867 in February, 1921.

The figures are significant because they indicate railroad earnings are increasing so that the interstate commerce commission probably will be justified in making rate reductions in the near future, if the upward trend of earnings continue. Earnings during February were $114,000,000 under the amount necessary to have enabled the carriers to make a six per cent return, an Esch-Cummins law provision which recently expired stating that rate of return that it sees fit, but it is understood that it does not desire to bring the general level much below six per cent. During February the roads in the eastern district earned considerably inexcess of the six per cent return, the average being 7.17 per cent. The net operating income in this district was $29,535,800, as compared with a deficit of $7,726,252 in February, 1921.

The roads in the other districts, however, were not so prosperous. In the western district where the agricultural depression has been acute, the rate of return was only 2.36 per cent.

POSTAL OFFICIALS DISCUSS CONDITIONS

E. C. Clement, of Portland, postoffice inspector, who is here with F. W. Linebaugh, has assistant, examining the local office and checking up the accounts, finds a gratifying increase in postal receipts, not only at Eugene, but in most Oregon offices.

More room is badly needed in many Oregon postoffices, including the one at Eugene, in the opinion of the inspectors. The work of puting up new buildings and repairing and extending old ones, is done by the treasury department, which at present has no appropriation for Eugene. Even a request for window screens was recently turned down, because the necessary cash was not available.

For alterations and improvements in Eugene's postoffice building, around $8,000 has been expended during the past 12 months. While these are considered by Inspector Clement and Postmaster Campbell very good, so far as they go, they lack a great deal of filling the bill, as a large addition to the building is badly needed, they agree. A small room was added to the rear, but instead of running 30 feet back to the alley, as was expected and desired, it was built only 15 feet wide.

The treasury department has an appropriation for repairing and improving postoffice buildings, not exceeding $10,000 a year for each building. Salem is getting an $8,000 addition to her postoffice building, the contract having been let this week to Contractor Bilderback of this city. Campbell and Clement consider Salem fortunate in having their appropriation spent in this manner.

Clement and Linebaugh will probably be in Eugene the rest of the week.

WILL FORM CHARITY ASSOCIATION FRIDAY

For some time past there has been a move on foot in Eugene to form what might be called an Associated Charities—an organization that would handle all, or at least most of the charity work of the city.

A step in the forming of such an organization will be the meeting at the Osburn hotel Friday noon, to which all interested are asked to come.

Dr. J. M. Walters, of the First Methodist church, will talk on "Associated Charities of Other Cities," and Mrs. M. S. Ady, police matron, on "What Eugene Needs."

The meeting will be around the lunch table. A small plate charge will be made, but there will be no other expenses, it is said. There will be no dues to pay in an Associated Charities organization.

San Quentin Prison Guards Catch Escapees

San Quentin Penitentiary, Cal., April 13.—Prison guards from San Quentin aided by deputy sheriffs early today captured the three prisoners who escaped last week from the prison here, according to word received by prison officials.

The capture was made near Monticello after a 30 mile chase in automobiles which ended when the prisoner's car overturned on a curve. None was hurt. All three surrendered with no resistance. They were being returned to the penitentiary this afternoon.

SOVIET FIGHTS ALLIED PLAN OF INTERVENTION

Russia Will Never Consent to Establishment of Foreign Tribunals, as Urged.

By HENRY WOOD
(United Press Staff Correspondent)

Genoa, April 13.—The allied proposals seek to reduce Russia to the level of Turkey, George Tchitcherin declared today.

The Russian leader announced objection to the allied experts plan which was submitted to the subdivisions of the conference as a basis for European rehabilitation and asked 24 hours in which to prepare a formal negative reply.

The Genoa conference was to get down to the bedrock of its work today with four commissions—political, economical, financial and transportation—considering the experts' proposals which were laid before them in great detail at yesterday's sessions.

Refusal Presents Snag.

The Russian refusal, anticipated by the allied leaders, presented an immediate snag to peaceful progress of the conclave. The allied proposals regarding Russia were more drastic than had been anticipated. They included recognition of czarist and provisional government debts and guarantees for non-aggression and for safety of foreigners in Russia.

This was expected. But a French proposal for establishment of foreign tribunals within the borders of Russia and a measure of supervision over Russian internal affairs also was included in the experts' plan.

It was to this last suggestion that Tchitcherin indicated Russia never would agree. He declared his delegation willing to give financial and other guarantees in the name of his government, but that it was impossible to grant special tribunals infringing upon Russian sovereignty.

Prepares Counter Proposals.

The Russian spokesman today prepared a list of counter proposals, based on

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MYERS WILL OPEN RADIO SHOP SOON

A radio shop, carrying the latest lines of equipment, is to be opened soon in Eugene by A. S. Myers, who formerly conducted the White Electric store in this city. Mr. Myers will make headquarters in the White store at Seventh avenue and Willamette street. He has left for Portland to pick out the latest radio equipment and spend some time studying the different brands of apparatus.

Mr. Myers will be prepared to install radio equipment on any house or store building. He has had 22 years experience in telephone work besides conducting an electrical store for several years.

Impoverished Parents Ask Return of "Forgotten" Baby

San Francisco, April 13.—A nine-months-old baby boy which some one "forgot" in the Ferry building three days ago, was back home today.

His parents, Leo Woodside and wife, appeared last night at the police headquarters.

"We couldn't buy milk for him," explained the mother, "so I left him and all he had in the Ferry building because I knew some one would give him a good home.

"But Stanley, his little brother, just cried all the time because the baby's crib was empty and we could'nt stand it."

So they took the baby back home and neighbors called today to see that he had plenty of milk.

Leaves Clothes to Friend, Then Turns on Gas, Dies

Seattle, April 13.—After writing a short note to a friend leaving him his personal effects, including a suit of clothes and a razor, Tom Rose, 60, turned on the gas in two jets of his kitchen range and died quietly in bed early this morning. Rose had apparently sat up until two or three o'clock writing notes but had burned them all except the one to his friend who occupies an adjoining room.

Storekeeper Fights Bandit With Revolver, Is Wounded

San Jase, Cal, April 13.—Pedro Reyes local merchant, is believed dying today following a gun duel with a bandit who tried to rob his store.

Both men emptied their revolvers at each other. Reyes said the bandit was badly wounded. Police are looking for the robber who is believed to be headed for Oakland.

Thieves Loot Cabins of Liner of Cash and Jewels

San Francisco, April 13.—Twenty-three cabins aboard the Hawkeye State were looted of $3,000 in jewelry and money between here and Honolulu. Detectives boarded the vessel in midstream and questioned every passenger aboard.

Officials are convinced the thefts were the work of an organized gang of thieves.

Semenoff in American Jail . . . Cossack General Sorrowful . . . More Atrocities are Told of

GENERAL SEMENOFF

New York, April 13.—General Gregory Semenoff was surrendered to Sheriff Nagle at 2 o'clock this afternoon by his bondsmen. The District Fidelity and Security company of Michigan had a representative on hand to write a new bond for $25,000 for the general, who was held but a short time.

The former bondsmen declared the the necklace put up by Semenoff's wife was insufficient collateral.

Later, some hitch developed and the famous Cossack alaman was led away to spend his first night in an American jail. The general was furnished a heavy guard as he marched off to Ludlow street jail.

Mrs. Semenoff was in the room when the new bondsman at first made a proposal for the general's release, and wept audibly as the Cossack, his moustache drooping, was taken away between stalwart detectives.

Cossack Barbarities Charged.

Washington, April 13.—Gouging out the eyes of a Y. M. C. A. worker and the cutting out of his tongue because he would not give Semenoff Cossacks candy and cigarettes, was charged to troops of General Gregory Semenoff by Capt. Edward L. Earl of St. Paul, Minn., a former British royal engineer, testifying before the senate labor commission today.

Appearing before the commission which seeks dishonorable ejection of Semenoff from this country, Earl brought forth a series of shuddering charges against the Cossack chieftain, including:

Unwarranted attacks on British and American forces; utter insolence of Semenoff himself to his allied colleagues, shooting down in cold blood of innocent peasants.

State Red Cross Car.

Earl said one of the British Red Cross cars was stolen by the Semenoff men and the British sentry guarding it mysteriously "disappeared."

"We never received co-operation of Semenoff such as common decency would require from an allied officer—he called himself one—and in fact he did everything he could to make it hard for us."

Asked as to conflicts with Russian troops, Earl told of an attack by Semenoff forces on a train containing a small British and American contingent. One Britisher was killed, several wounded and an American lost his hand.

Asked if he knew of any instances of cruelties against natives, Earl replied "Oh, yes, but time is limited; I could not tell all of them."

But he did tell of outrages where innocent peasants were lined up and mowed down with machine guns simply out of rage and because of unfounded suspicion that they were Reds.

Attorney Springs Surprise.

Semenoff's attorney sprang a surprise by asking Earl if he had not appealed to Semenoff since his arrival in New York for funds, offering aid in return. The attorney read one message of Earl to Semenoff claiming that he had information of value to the Russian.

Earl hotly denied wanting any aid and answered sharply that it was "indiscreet" of the lawyer to hint that he was acting for Senator Borah or Colonel Morrow.

"Read my second telegram," challenged Earl, but the attorney claimed to have but one message. The inquiry on this line was abandoned.

Earl said that at one time the Cossacks fired on a group of sleeping American soldiers.

At the conclusion of this testimony, Borah introduced two telegrams clarifying the subject of Earl's communication with Semenoff revealing that Earl was playing to "get" Semenoff meantime letting Borah know exactly what he was doing.

School Girls Can Powder Noses, Judge Bandy Rules

Corning, Ark., April 13.—Arkansas girls cannot be expelled from school for powdering their noses, District Judge Bandy had ruled here today.

The decision, declaring talcum powder is cheap—"so cheap both boys and girls can wear it"—followed the expulsion from school of Miss Pearl Pugsley, 18, who revolted against an order by Professor Hicks against cosmetics.

The girl's father carried the case to court.

Judge Bandy scored the school board and Hicks for letting so "frivolous" a case get to court and declared face powder not injurious to health or morals.

MOVE GREENHOUSE TO WASHINGTON ST.

The greenhouse of the Eugene Floral company at Summit and Willamette streets is to be moved to the north end of Washington street, according to J. A. Hooning, the proprietor, who is erecting a boiler room. The greenhouse is to be moved as soon as the weather gets sufficiently warm to render artificial unnecessary in the building. The present structure is 36 by 100 and the new building will be somewhat larger. Additional units are to be added in the future, as the business warrants.

A four-acre tract at the new location is owned by the company and is now used to grow vegetables, plants and flowers. Ornamental shrubs are to be added later. Carnations are now made a specialty. Vegetable plants are now grown, in addition to flowers, and sold at the public market, as well as at the company's store at 92 Ninth avenue east.

Woman Prisoner's Baby Succumbs to Smallpox

Denver, April 13—A woman prisoner's mother love and care for her three weeks old child failed to save the infant's life when it was stricken with black smallpox.

Today Mrs. Mary Kirby, charged with felony, lies in the smallpox quarantine ward at the county hospital, where she was taken from the county jail, awaiting development of the dread disease to which she voluntarily exposed herself in the hope she might save her daughter.

Mrs. Kirby pleaded hysterically with jail attendants to be allowed to go to the hospital with the child when it developed the disease.

At first she was refused, but her tearful appeals finally won the consent of the jailor.

The baby died in its mother's arms.

"If God saw best to call her, well and good. But I wanted to be there to save her if possible," the heartbroken mother said today.

Penniless, Depended on Charity; Now Has Fortune

Denver, April 13. — Penniless yesterday, wealthy today, George Vance, 44, was enroute to Pittsburgh, today, to receive $40,000, his share in an estate reported in a telegram to have been left him.

Vance, who was injured a month ago when he rescued a child from beneath an automobile had been dependent on charity.

Yesterday he received word of his good fortune. With the telegram came enough money to buy a new suit and pay traveling expenses.

Vance left for the east last night.

WAR MUNITIONS EXPLODE; HUNT FOR SURVIVORS

Windows Shattered for Blocks Around. Box Cars Destroyed and Building Wrecked.

Charleston, S. C., April 13.—Jack Hill of Virginia was the only person known to have been killed when a building in the port terminal was destroyed here today by the explosion of a large amount of condemned war munitions.

One negro laborer is missing and is is thought he was killed.

Four other workers reported missing following the explosion were located this afternoon.

More than 30 boxcars were destroyed by the explosion.

Charleston, S. C., April 13.—Four men were reported killed when a building in the port terminals here was destroyed by an explosion of a large amount of condemned war munitions today. Two other men, working near the scene of the explosion, are missing.

The cause of the explosion, which was heard for 10 miles, was unknown two hours afterward.

The building was demolished. Volunteers immediately began searching among the debris for the missing men.

Several nearby buildings were also badly damaged.

Practically every window glass in North Charleston, was reported broken by the blast. The explosion blew parts of the building where the munitions were stored in all directions within a block's radius.

Reports indicated that few people were in the immediate vicinity. The scene of the explosion was just north of the large navy yard.

Utah Town Wrecked.

Salt Lake City, April 13.—The explosion of half a ton of TNT wrecked the town of Helper, Utah, at 4:40 o'clock this morning and seriously injured two men.

Thousands of tons of rock rained down on the business section of the town and few buildings escaped damage. Jim Rolando was rendered unconscious by an injury to his spine. Lozon Lowery sustained a fractured left leg which necessitated amputation. The explosion occurred in connection with the blasting for road construction on the west side of Price river opposite Helper. The charge of high explosive was not sufficiently weighted before being discharged.

M. SVARVERUD FILES, MATHEWS WITHDRAW

One candidate for county commissioner on the republican ticket filed and another withdrew today at the office of the county clerk. M. Svarverud, of 1887 Heights boulevard, Eugene, filed the declaration of his candidacy subject to the May 19 primaries. E. W. Mathews, who filed some time ago for commissioner, withdrew his name today. He gave as his reason the road bond recall petition which has changed the political atmosphere.

Mr. Svarverud will have placed on the ballot opposite his name the words "Economy commensurate with business efficiency without any partialityk to any part of the county."

Coburg Millhand Arrested For Assault and Battery

Charged with assault and battery on C. Melby of Coburg, Jess Koch, was arrested today by Constable John Marsh. When arraigned in justice court he pleaded not guilty and will be tried April 18. The fight occured at the Aldropp mill in Coburg and Melby is said to have received the worst of the bout.

L. R. Anderson, a tourist from Oklahoma, and Clay Anderson, of Goshen, paid the court $15 on speeding charges. Frank Armitage was assessed $5 for operating a car without only one headlight burning.

ENGLAND CUTS BANK RATE TO 4 PER CENT

London, April 13.—The bank rate was reduced here today from 4½ to 4 per cent. Great Britain now has the lowest bank rate in the world except Switzerland.

Grading on Eugene-Crow Road Will Start Monday

County crews for the grading of a mile of the Eugene-Crow road are being collected by Roadmaster Jack McKy, who announces that work will start on Monday if the weather permits. The soil in that vicinity is sandy, which will permit road work early, but will be very dusty if the project drags into the summer. The road will be macadamized from Rattlesnake pit when the roads dry up sufficiently to haul the gravel across Coyote bottom, says the roadmaster.

Warren Roberts has finished the clearing and grubbing of the Elmira-Noti road as far as the Sailor place. Grading work will start on this road as soon as the weather permits.

Books on Good Manners Yield $11,000, Will Shows

San Francisco, April 13.—Good manners and right conduct pay in the long run. The will of Gertrude Benn, school teacher, filed here today revealed her as the author of two text books used in the schools of Manila entitled "Good Manners" and "Right Conduct." The royalties had yielded $11,000, the will showed.

Marriage isn't no lottery 'cause we allus git ever'thing that's comin' t' us. When it comes t' floods we'll take water ever' time in preference to oratory.