

CLEARINGS BANK CLEARINGS \$40,850.46

MEDFORD MAIL TRIBUNE

WEATHER Fair, Bar., 29.49; Max., 66.5; Min., 39; Mean, 53.

Forty-First Year. Daily—Sixth Year.

MEDFORD, OREGON, WEDNESDAY, APRIL 26, 1911.

No. 30

PROBE ACTION OF DETECTIVE

Burns Taken Under Arrest Before Grand Jury in Order to Explain Why McNamara Was Spirited Out of the State Saturday.

UNION TO FIGHT CASE TO THE LAST DITCH

Darrow Contends That McNamara's Rights Have Been Invaded—Much Interest in Case.

INDIANAPOLIS, Ind., April 26.—Determined to fight to the last ditch for John J. McNamara, international secretary of the Structural Iron Workers, accused of inspiring dynamite explosions in Los Angeles, labor leaders here today launched a plan to undo the so-called "kidnaping" of McNamara, and force his return here from the California city.

Acting on advice by Clarence Darrow, whose work acquitted Meyer, Haywood and Pettibone of charges of inspiring the assassination of former Governor Steunenberg of Idaho, telegrams were sent to congressman Korbly and Senators Shively and Kern of Indiana, asking them to introduce resolutions in congress to investigate the details of the manner in which McNamara was spirited out of Indianapolis and rushed to the west.

Burns Before Grand Jury. As a part of this plan, Detective William J. Burns, who was arrested here last night charged with having inspired McNamara's kidnaping, was taken before the grand jury today and is expected to reveal to those inquirers in full the developments which led to the removal of McNamara. It is probable that the grand jury will first hear all evidence from Burns regarding the alleged finding of dynamite before considering the kidnaping proper.

Legal experts here declare that Darrow's plan to force the return of McNamara from Los Angeles is entirely feasible. The fact that it is not contended that McNamara was in California at all at or immediately previous to the explosion at the Los Angeles Times, which crime he is accused of plotting, will, they say, prove a big obstacle to the Burns forces efforts to force the labor leader to trial in the California courts.

Rights Should Be Restored.

Darrow's contention will be that, as McNamara's rights have been invaded, it is only just that he should be restored to his position before the law prior to that invasion. Then, the labor counsel believes, it would be impossible under the circumstances to get McNamara to California unless the whole case of the prosecution were first exposed here and it were shown beyond a doubt that the accused man, at least on the face of things, was connected with the crime.

Course Not Outlined.

Just what legal steps will be taken to force McNamara's return has not yet developed. If at the grand jury hearing today Detective Burns is unable to so clearly justify his course as to escape indictment for kidnaping, the way of counsel for the labor men will be comparatively clear. If Burns is indicted for kidnaping it will conversely establish the fact that McNamara has been ever, return a "no bill" in the Burns' unjustly and illegally arrested and extradited. Should the grand jury, however, and in the cases of Walter Drew, counsel for the National Erectors' association, J. A. B. Badoff, his assistant, W. J. Ford, the Los Angeles assistant district attorney, and Frank Fox, the chauffeur, all of whom were concerned in the McNamara arrest, it is believed, congressional action will be resorted to for the purpose of forcing McNamara's return.

Some News Sleuth is Drunk.

NINN, Colo., April 26.—While digging a well on his ranch near here, E. A. Carr struck a stream of amber, colored fluid which spurted up and filled the well to a depth of several feet and developed a "collar" of foam. Carr is opposed to the use of beer, and for that reason has not tested the fluid to determine its exact nature, but he has invited qualified friends to come to his ranch and make the tests.

NEW SUITS FOR GRANTS PASS

GRANTS PASS, April 26.—Manager Roper has forwarded an order for suits for the Grants Pass baseball team, and the shipment is expected to arrive in 10 days.

The suits will be attractive. The color is a combination of gray and brown, a soft shade pleasing to the eye. Red will be the color of the caps and hose. The front of the shirts will bear the words "Grants Pass." Under this line of letters will appear "B. R. V.," as a tribute to Rogue river valley. On the left sleeve will appear a representation of a bunch of flaming Tokay grapes. In the natural color.

STOLEN JEWELS ARE RECOVERED

The watches and other articles of jewelry stolen from the home of W. B. Shannon about a month ago have been recovered by Chief of Police Hiltner after a long and quiet search on his part. A few days after the robbery the chief noticed a young man about town wearing a stick pin answering the description of one of those stolen but waited a day or so and saw another pin exhibited. Later the lad was found with a stolen revolver in his possession and was taken before the juvenile court where he was severely reprimanded and ordered to report his conduct at regular intervals. As this is the lad's first offense the matter will be carried no further.

SQUARE DEAL IS PROMISED

SAN FRANCISCO, April 26.—"There will be no 'Darkest Russia' methods in connection with arrests for alleged complicity in the Los Angeles dynamiting case here," asserted Chief of Police Seymour today when informed that there were persistent rumors that a prominent San Francisco labor leader was scheduled as the next to be served with a warrant in the case. "I have told the Los Angeles grand jury just as plainly as I know how that there would be no unfair or unlawful methods in connection with any possible arrest in San Francisco of labor men. The only arrests permitted will be made out on proper warrants served by my own men. Anyone arrested will be permitted access to counsel and the law will be strictly followed."

COREY TOO POOR TO RUN. HE SAYS

SALEM, Ore., April 26.—Chief Clerk H. H. Corey of the secretary of state's office says he has been strongly urged to make the race for secretary of state at the next election, both by his own friends and by the friends of the late secretary, Frank W. Benson. However, Mr. Corey says he is unable to be a candidate for the office on account of the financial requirements. Unless his friends are sincere enough to provide financial support for his candidacy, Mr. Corey says such a move on his part is out of the question.

MRS. KERSH GOES CALMLY TO CELL

SALEM, Ore., April 26.—Mrs. Carrie Kersh was committed to the penitentiary here yesterday. She is the first woman prisoner confined at that institution for about two years. She evidently had resigned herself fully to her fate for she walked to her cell in a perfectly composed manner. Mrs. Kersh was convicted together with Jesse Webb, for the murder of William Johnson in Portland, whose body they stuffed in a trunk and attempted to ship to Washington. Webb was convicted of murder in the first degree and Mrs. Kersh of manslaughter. Governor West recently refused to commute the death sentence of Webb to life imprisonment or to pardon Mrs. Kersh, who was sentenced to 15 years in prison.

Shot In Battle



OSCAR K. GOLL Oscar K. Goll, an American newspaper correspondent, whose home is in Arizona, was shot and seriously wounded during an engagement between the Mexican revolutionists and the federal troops near Douglas, Ariz.

RECORD YIELD OF FISH EGGS TAKEN

Cessation of commercial fishing both at Grants Pass and at the mouth of the Rogue river has enabled the United States bureau of hatcheries to take the record yield of steelhead eggs this spring. At the Applegate station, a few miles from Grants Pass, over 2,500,000 steelhead trout eggs have already been taken and it is expected by Superintendent Henry O'Malley that the total will reach 3,000,000.

In the vicinity of half a million steelhead eggs have been taken at the Elk creek hatchery, along with 100,000 cutthroat.

These trout eggs both from the Applegate and Elk creek will all be hatched out at the Elk creek hatchery, and liberated in the Rogue. As there have been but comparatively few steelhead eggs taken in recent years, the liberation of several million fry a year for a few years will restock the river rapidly.

The government funds are limited, and it will be necessary to liberate the fry soon after hatched. They should be held and fed until at least fingerlings. That this may be accomplished the Rogue River Fish Protective association will co-operate with the government and the latter will endeavor to raise funds to assist in feeding the fish.

Big Appendix IS REMOVED

Breaking all records for size, the appendix of Frank J. Bushnell was removed last night at the Southern Oregon hospital by Dr. E. H. Porter. The appendix was as large as a turkey egg and is attracting much attention among the physicians of the city.

Mr. Bushnell is a hardy young man of 24 years. He is a carpenter and has lived an outdoor life, never suffering until a few days ago when he was bothered with what he thought was acute indigestion. He called on Dr. Porter, who diagnosed the case as appendicitis and performed the operation. The young man is doing nicely today.

MY WAY IS HARD, SIGHS CARNEGIE

NEW YORK, April 26.—The New York grand jury today is considering the testimony of Andrew Carnegie relative to the workings of the defunct Carnegie Trust company. Carnegie testified that he had never promised to support the concern. This is a direct contradiction of assertions by the trust company's officials.

Banker Is Guilty.

BOISE, Idaho, April 26.—Leo Cramer, former president of the defunct Idaho State bank at Halley, was today found guilty by a jury of receiving deposits while knowing that the bank was insolvent. Cramer was on trial at Shoshone. It is not known when sentence will be passed. It is believed, however, that he will appeal the case.

DR. HYDE NOW OUT ON BAIL

KANSAS CITY, April 26.—Dr. R. Clark Hyde was today released on bail, pending re-trial on the charge of having murdered millionaire Theo. H. W. Swope.

JEAN VALJEAN TO SERVE TIME

WASHINGTON, D. C., April 26.—Senator Chamberlain's speech on the initiative, referendum and recall will be printed as a document for use in pushing the progressive campaign for popular government laws. Since its delivery and printing in the congressional record it has attracted wide attention. It is being accepted as a textbook on the legal history of these measures and as perhaps the first tracing on the development of those principles from the beginning of the republic. Its exhaustive character makes it complete as a treatise for students of the subject. The senator is being showered with commendations for performing the vast labor involved.

MRS. M'NAMARA IS INVITED WEST

LOS ANGELES, Cal., April 26.—The woman's socialist organization of Los Angeles and the Women's union organizations of Los Angeles today drafted a telegram to the mother of John J. and James B. McNamara in Cincinnati, asking her to come west as their guest to attend the trial of her sons.

FROM ENGLAND TO VIEW ROGUE

For the purpose of viewing for himself the far famed Rogue River Valley, W. J. Bellis, a fruit importer of Liverpool, England has arrived in Medford, accompanying him is W. S. Chantrell of the same city and F. D. Hill of Santa Cruz.

500,000 ROBBERY HEART OF CHICAGO

CHICAGO, April 26.—Four men in an automobile this afternoon drove up in the jewelry store of Edward Albert & Son, held up the clerks with revolvers and escaped with jewels valued at from \$25,000 to \$50,000.

CENTRALIA MAN HAS AN UNLUCKY RIB

CENTRALIA, Wash., April 26.—For the fourth time since last September, Frank L. Travena of this city has broken a rib. He is first mishap occurred in the woods last fall. A few days later he was kicked by a colt and suffered a fractured rib. Christmas eve he met with an accident at Coal creek while removing rock, and yesterday afternoon he was crushed by a log in the camp four miles north of Centralia.

SUSPECTS NOW IN CALIFORNIA

Situation in Los Angeles is Tense Now That Men Accused of Dynamiting Times Building Near City—Will Arrive This Afternoon.

DEFENSE IS READY TO TAKE IMMEDIATE ACTION

McNamara and McManigal Are On Friendliest Terms, Say Trainmen.

LOS ANGELES, Cal., April 26.—With John J. and James W. McNamara and Ortic McManigal speeding toward Los Angeles but a few miles out of the city, the situation in Los Angeles, where the brothers are wanted for alleged complicity in the destruction of the Los Angeles Times plant and McManigal for alleged dynamiting of the Llewellyn iron works, was tense today.

While three cells in widely separated parts of the county jail for the prisoners' reception, representatives of the district attorney's office and Chief of Police Sebastian conferred as to the best plan of slipping the suspects into the city. The conference was held in District Attorney Frederick's office and all except those directly concerned were barred. At its conclusion the principals refused to divulge what plans had been agreed upon.

Defense is Ready.

While all this was going on those representing the prisoners were not idle. Job Harriman of Los Angeles and Austin Lewis of Oakland, who have been retained to assist Judge O. M. Hiltner in the defense of the accused trio, were scheduled to hold a conference at the Alexandria hotel. Judge Hiltner, as chief counsel, refused to say what his first step would be. It was argued and generally conceded by the district attorney's office, however, that habeas corpus proceedings looking toward the release of John J. McNamara would be the first move they will have to fight.

Prisoners Friendly.

FLAGSTAFF, Ariz., April 26.—That Jim McNamara and Ortic McManigal are on the friendliest terms, despite McManigal's reported confession, that both are cheerful, personified, and that neither appears to have the least doubt but that he will be able to establish proof of his innocence, once their train has arrived in Los Angeles, is the statement of members of the crew of Santa Fe train No. 1, on which the McNamara brothers and McManigal are speeding toward Los Angeles, the brothers charged with having blown up the Los Angeles Times, and McManigal with having dynamited the Llewellyn iron works at Los Angeles three weeks later.

Are Heavily Ironed.

Heavily ironed and guarded by four times their number of detectives, the trio passed through here last night. They had not yet gone to bed and McManigal and "Jim" McNamara when the train drew up at the station, at which they free arms across each other's shoulders. McManigal's right arm was chained to a Burns detective and McNamara's left arm was handcuffed to a member of the Los Angeles police force. McManigal sat on the arm-rest of the seat occupied by McNamara and his yoke mate. The Burns man stood in the aisle.

Bigamy LEGAL STATE ILLINOIS

CHICAGO, April 26.—A number of men and women in Illinois who have secured divorces and married again are much excited today over the announcement of John E. Geeting, attorney and member of the faculty of Kents college of law, that bigamy is sanctioned by law in the state, but at the same time puts the bigamist within danger of prison.

Bigamy LEGAL STATE ILLINOIS

Here is how Geeting figures it out: "A divorce gives the implied right to marry within a year from the time the decree is granted. The first wife is vested with the right to sue out an appeal on a writ of error within three years after the granting of the decree. Then if his first wife causes the divorce to be set aside, his second marriage would not be annulled and he would find himself a bigamist. By similar proceedings a woman might find herself married to two men."

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TILDEN AGAIN REFUSES OBEY

Declares That Investigators' Order for Him to Produce His Books in Attempt to Trace Slush Fund is an Attempt at Seizure—Resists Court.

CLAIMS THAT DEMAND IS VIOLATION OF HIS RIGHTS

Great Interest is Manifest in Contest of Lawyers as to Tilden's Position.

SPRINGFIELD, Ill., April 26.—Declaring that the Lorimer investigators order directing him to produce his books in an attempt to trace the \$100,000 fund he is alleged to have raised to elect Lorimer to the United States senate is unwarrantable and an attempt at seizure, Edward Tilden, president of the National Packing company, today resisted arraignment for contempt of the state senate.

The contempt resulted from Tilden's refusal to produce the records of his financial transactions covering the period of that legislative campaign resulting in Lorimer's election and also as a result of sworn testimony that Edward Hines of Chicago, alleged solicitor for the "slush fund," had told those he asked to contribute to "send it to Ed Tilden."

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MORE SUITS BE BE FILED BY U.S.

Encouraged by Success in Oregon Case Department of Interior Will Institute Additional Suits Against Railroads to Recover Lands.

UNION PACIFIC IS ALSO SAID TO BE VIOLATOR

Lands Worth \$100,000,000 May Be Recovered if Plans Go Not Astray.

WASHINGTON, April 26.—Encouraged by the recent decision of Judge Wolverton in Portland, Or., whereby the United States government recovered from the Southern Pacific more than 2,400,000 acres of lands because the road had failed to sell to actual settlers, the department of interior will soon start similar suits to recover lands worth \$100,000,000 in Washington, Nevada and Wyoming from the Union Pacific.

It is charged that the Union Pacific, like the Southern Pacific, violated the terms of the federal grant by refusing to sell to actual settlers at \$2.50 per acre. The Northern Pacific also will be sued on the same grounds to recover thousands of acres in Washington state.

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Expert With Cue



Jerome E. Keogh. The popular billiardist, who will shortly meet De Oro in a match game for the championship. The match will take place in New York.

PIONEER MEETS HIS OLD FRIENDS

Robert A. Cook of Grants Pass, who as county commissioner, built the present county court house in Jacksonville, and who has been a subscriber to the Mail Tribune and its predecessors since 1860, is in Medford attending the dedication of the Odd Fellows temple. Mr. Cook is still a hale and hearty old gentleman and his appearance is such as to lead one to believe he has another two score of years before him in the Rogue river valley, where he has labored so long and so well.

Mr. Cook visits Medford every few months in order, he says, to keep in touch with the "mistle growth" of the city, which he can remember as only a sagebrush covered plain.

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