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Forty-First Year.

MEDFORD, OREGON, MONDAY, OCTOBER 23, 1911.

No. 184.

SUIT FILED TO BLOCK GOOD ROAD BONDS PROSECUTION WINS SWEEPING VICTORY M'NAMARA TRIAL

JURORS VIEWS DYNAMITE OR GAS UNHEEDED

After Deliberating Since Friday
Judge Rules That Opinion as to
Dynamite Theory Need Not Dis-
qualify Him as Juror.

ATTORNEY SCOOT IS REBUKED BY BORDWELL

Defense Had Bitterly Contested the
Point and Ruling by Judge Is
Great Disappointment.

HALL OF RECORDS, LOS AN-
GELES, Cal., Oct. 23.—The prosecution
in the trial of James H. McNamara,
accused of murder in connection
with the destruction of the Los An-
geles Times building, scored a sweep-
ing victory today and one that may
materially shorten the length of the
trial at least insofar as getting a jury
is concerned.

After deliberating since Friday,
Judge Bordwell ruled that a juror
need not be disqualified simply be-
cause he entertained an opinion that
the Times building was destroyed by
dynamite, so long as that opinion did
not go to the guilt or innocence of
the defendant or was based on posi-
tive knowledge of the conditions. The
defense had bitterly contested this
point and had insisted that anyone
having any opinion whatsoever re-
garding the cause of the explosion
must necessarily be disqualified.

So bitter was the disappointment
that Attorney Scott of the defense
forces virtually charged Judge Bord-
well with bias and unfairness and
was rebuked in strong language by
the court.

Bordwell then said he would re-
open the matter should it be shown
that he was in error, but that for the
present the ruling would stand.

The decision greatly dashed the
hopes of the defense, as they will
now have to resort to a peremptory
challenge to eliminate McKee.

This decision left in the jury box
the following men only, subject to
peremptory challenge:

C. B. Manning, Robert, F. D.
Green, George W. McKee.

The work of filling the vacant seats
was then begun.

HARMON BOOM IN OREGON SOON

Preliminary Plans Are Now Being
Made—Harmon Will Visit This
State in December—To Tour the
Pacific Coast.

PORTLAND, Ore., Oct. 23.—Preliminary
plans for springing Governor
Harmon's presidential boom on
Oregon democracy are being made
here today and the boom will be
launched in about ten days.

GREAT DEMONSTRATION IN FAVOR OF McNAMARA

SEATTLE, Wash., Oct. 23.—Ten
thousand people, men and women,
joined Sunday in a giant protest here
against the attempt of the manufac-
turers' association and erectors' as-
sociation to convict the McNamara
brothers. Following a parade, a
meeting was held in Dreamland pa-
villion. Speakers scored the Asso-
ciated Press for distorting news of
the case. "Labor alone can save the
McNamaras," declared Harry Lloyd,
socialist. "Juries are made by judges
and the judges are against us," he
said.

Frank Baker, the Philadelphia Athletics' Star Hitter, Winning the Second Game of the World's Series



BAKER



BAKER CROSSING PLATE ON HIS HOME RUN HIT



The upper picture shows Baker just after he had "connected"—
The fans were snapped at Stribe park

E.M. ANDREWS FILES SUIT IN CIRCUIT COURT

Attorneys Porter J. Neff and Clarence Reames Appear for Him—
County Will Defend Bonds With
A. E. Reames as Their Attorney.

CASE WILL BE SET FOR TRIAL AT EARLY DATE

Case Will Be Watched With Interest
Throughout the State for Much
Depends on It.

Ed. M. Andrews of this city this
afternoon filed suit in the circuit
court against the \$1,500,000 bond
issue recently authorized by the voters
of Jackson county for the purpose
of building good roads. Porter J.
Neff and Clarence Reames of this
city appear as his attorneys.

Mr. Andrews in his complaint
prays for a decree of the court en-
joining the county officials from or-
dering or issuing, or negotiating or
selling any of the bonds or other ob-
ligations of the county.

The suit will be watched with much
interest, not only in Jackson county
but throughout the state, for on the
decision, will be based for future ac-
tivities in road building, until such
time as the state legislature shall
meet and pass new legislation in re-
gard to the matter.

It is believed that the suit will be
set for hearing in the circuit court
at an early date. It is certain to be
carried to the supreme court.

The county court will fight the
suit. A. E. Reames will appear for
them.

FRIENDS COMING TO AID OF MAN HELD FOR MURDER

Father of Miss Edmonds Says He
Can Prove That a Former Suitor of
the Dead Girl Gave Her Poison—
Richeson Says He Has Drug Yet.

BOSTON, Mass., Oct. 23.—Deter-
mined to save the life of Rev. Clarence
Richeson, jailed on a charge of
having murdered 19-year-old Avis
Linnell, his former sweetheart, by
giving her cyanide poison, friends of
Moses Edmonds, father of the hei-
ress to whom the minister was en-
gaged at the time of his arrest, de-
clared today that a former suitor of
Miss Linnell who is responsible for
her same, gave her the fatal drug.

This stand is in keeping with the
statement made on Friday last by
Frank H. Carter, one of the leading
members of the Cambridge Immanuel
Baptist church, of which Richeson is
pastor, who declared that he can
prove that another man, who is walk-
ing the streets in freedom, is respon-
sible for the girl's death. Carter
said that when the time was ripe he
would bring this man to justice.

Will Try to Prove Alibi.
A strenuous effort will also be
made to establish an alibi for the
minister. Miss Violet Edmonds, it
is said, is ready to take the stand
and swear that Richeson was with
her all day Saturday, the day upon
which Avis Linnell was supposed to
have been given the poison.

It is also reported that Richeson
is prepared to produce a bottle of
cyanide found in his room, which
will be submitted to William Hahn,
the Newton druggist who will be ask-
ed if it does not contain the exact
amount of cyanide which he sold to
Richeson. On the druggist's answer
hangs the most momentous feature
of the case, as if the bottle is found
to contain the exact amount, it will
mean that the minister did not use
the poison for any purpose.

Richeson is composed and calm,
and reads everything printed about
the case, refusing to comment on the
various newspaper stories in regard
to it. He insists upon eating the or-
dinary prison fare, turning down all
offers from his friends to send him
dainties to vary the monotony of
prison life. He talks with his jailers

THIRTY MINERS ARE ENTOMBED IN COAL MINE

Sixteen of Them Are Believed to Be
Dead—Powder Discharge Proves
Disastrous—Two Bodies Are Re-
covered by Rescuing Party.

HARRISBURG, Ill., Oct. 23.—
Thirty miners are reported impris-
oned and probably many of them
killed as a result of an explosion in
O'Gara's mine No. 9, here today.

Two bodies have been recovered
and rescuers are battling desperate-
ly to reach the portions of the mine
where the remainder are entombed.
There is grave danger for the safety
of the rescuers, who are braving
death from falling walls in their ef-
forts to rescue their entombed com-
panions.

Sixteen of the entombed miners are
believed to be dead. The explosion
occurred at the North main entry
of the mine, and is said to have been
a discharge of powder.
At noon six rescuers, battling to
recover the bodies from their suffocating
prison, were brought to the sur-
face unconscious and almost dead
as a result of having inhaled the
deadly fumes.

JUDGE REFUSES TO LOWER LYMAN'S BAIL

SAN FRANCISCO, Cal., Oct. 23.—
Dr. John Grant Lyman, held by the
federal authorities for illegal use of
the mails in promoting Panama land
investment schemes, was denied a
request that his bail be reduced from
\$10,000 to \$1,000 when arraigned by
Judge DeHaven in the United States
district court today.

about everything except the alleged
murder, showing a marked contrast
to his attitude of Saturday, when he
was on the verge of nervous prostra-
tion, and refused to see or talk
with anyone.

The Edmonds family are busy at
their fashionable Brookline home box-
ing up and returning many handsome
wedding presents for their daugh-
ter Violet, and the minister, who were
to have been married October 31. One
thousand invitations to the prospec-
tive nuptials had been sent out. Miss
Edmonds is still prostrated over the
tragic ending of her romance with
the young minister.

BOZUS TO SERVE 1 TO 15 YEARS

Indeterminate Sentence s. Imposed
by Judge Calkins—Was Found
Guilty of Manslaughter for Shoot-
ing Christ Spanos.

George Bozus must serve from one
to fifteen years in the state penitentiary
for shooting and fatally wound-
ing Christ Spanos a few weeks ago
on Fir street in this city. Bozus was
sentenced by Judge Calkins this
morning. He was found guilty Satur-
day, after a trial lasting a week
of manslaughter.

Under the new law Judge Calkins
could only sentence the man for an
indeterminate sentence ranging from
one to fifteen years. Bozus must
serve one at least, and after that his
length of time behind prison bars
rests with the state board of par-
dons.

FOUR PROVINCES NOW UNDER REBEL CONTROL

SHANGHAI, Oct. 23.—With four
of the 18 provinces in China wholly
under rebel control and several of
the others threatening momentarily
to join the revolution, the fall of the
Manchu dynasty today seems cer-
tain.

In all the rich and populous Yang-
tze valley the only important cities
still under government control are
Shanghai and Nanking. And feeling
in both these places is rife against
the emperor. Business is paralyzed,
commercial failures imminent and the
citizens are panic stricken.

SAYS TRAINMEN ARE TO GO OUT

H. G. Young, Chairman of the Los
Angeles Advisory Board of System
Federation Says Los Angeles Lo-
cals Are to Strike.

LOS ANGELES, Oct. 23.—One
thousand members, comprising the
Los Angeles locals of the Brother-
hood of Railway Trainmen, Order of
Railway Conductors, Brotherhood of
Locomotive Firemen and Enginemen
and Order of Railroad Telegraphers,
will strike November 2, according to
a statement today by H. G. Yancey,
chairman of the Los Angeles advisory
board of the system federation.

"We have known that the strike
was contemplated for some time,"
said Yancey, "but we have tried to
keep the affair quiet. Now I see
that someone in Texas has let the
thing out. It is true that the men are
going out on a strike.

"They want recognition as an in-
dependent system federation. They
were not striking out of sympathy for
us, but for their own rights. They
will form an organization of their
own which probably will join with
our system federation later. All of
the men on the Rock Island line are
to strike within a week."

NEW YORK, Oct. 23.—Today's
stock market prices showed a down-
ward drift at the opening, although
losses were slight. Later the market
rallied under support and gains were
made by Union Pacific, Reading, Le-
high Valley and St. Paul. Business
then became quiet and the close was
steady.

HYDE ON TRIAL SECOND TIME

Kansas City Physician Charged With
Murder of Colonel Swope Is Put on
Trial for the Second Time First
Trial Reversed.

KANSAS CITY, Oct. 23.—The sec-
ond trial of Dr. R. C. Hyde, one of
the leading physicians of Kansas
City, on a charge of having murdered
Colonel Thomas H. Swope, a million-
aire philanthropist, by administering
strychnine to him under guise of med-
icine, began here today. Dr. Hyde
was convicted of murder in the first
degree on May 16, 1910, after a five
weeks' trial which was the sensa-
tion of the country at that time. He
secured a reversal of the decision in
the Missouri supreme court.

In addition to the death of Colonel
Swope, Hyde is charged with having
introduced typhoid germs into the
food of the Swope family and with
being responsible for the death of a
number of inheritors of the Swope
millions.

MORGAN'S DAUGHTER IS VISITING FRISCO

SAN FRANCISCO, Cal., Oct. 23.—
Mrs. William Pierson Hamilton,
daughter of J. Pierpont Morgan, is
here today, accompanied by Mrs. L.
Stanton and two maids, holding her-
self and party secluded at the St.
Francis hotel. Her name is not yet
on the hotel register, the only record
of her presence at the hotel being an
order for apartments from the New
York office of J. P. Morgan & Co.

AUTOMOBILE TURNS TURTLE

M. S. Biden, Well Known Resident of
This City, Narrowly Escapes Death
—Companion Is Hurlled From Car
and Escapes.

M. S. Biden, a well known resident
of this city, narrowly escaped death
Sunday morning, when an automobile
in which he was riding plunged off a
bridge below Central Point, turned
turtle and plunged him to the ground.
W. E. Thompson who was with him
was hurled clear of the car and es-
caped with minor injuries.

The car fell directly across Mr.
Biden but he escaped death through
a depression in the ground. William
G. Miller and W. L. Miller who hap-
pened to be near, succeeded in re-
moving the car, assisting Mr. Biden
to free himself. He was not seri-
ously injured.

EXPECT REYES TO START WAR SOON

EL PASO, Texas, Oct. 23.—Mex-
ico's incipient revolution under the
leadership of General Bernardo Reyes
is expected to break out into open
warfare today. The opening of hos-
ilities is expected to occur in the
state of Sonora.

The people of this city should buy
"Made in Oregon" goods from the
local merchants whenever the price
and quality are equal to Eastern
made goods.