

FRANKLIN TOLD LOCKWOOD: "I MUST FIRST CONSULT CLARENCE DARROW"

EVIDENCE IS HEARSAY ONLY SAYS STATE

George Lockwood States That Franklin Told Him He Would Have to Confer With Darrow Before He Would Complete Arrangements.

FREDERICKS STATES THAT HE CANNOT PROSECUTE

Evidence Would Not Be Admitted in Any Court So Will Not Cause Arrest.

LOS ANGELES, Cal., Dec. 11.—The name of Clarence Darrow, chief counsel for the McNamaras, was brought into the Franklin bribery case today when George Lockwood, who is the chief witness against Franklin, swore that the detective had told him he would have to confer with Darrow before he could complete arrangements for paying over the bribe money.

District Attorney Fredericks, when asked whether he would prosecute Clarence Darrow for bribery, stated bluntly that he had no evidence on which to base any such prosecution. "Lockwood's statement," said the district attorney, "is only hearsay and is in no way proper evidence. It is only what he says was said to him and could in no way be brought into court. We have no evidence that in any way is sufficient to connect Mr. Darrow with any of the bribes given or attempted bribes that has been brought to our notice."

Franklin Hearing Opens.
LOS ANGELES, Cal., Dec. 11.—With the McNamara brothers in their cells at San Quentin prison, interest today centered in the hearing before Justice Young of Bert H. Franklin, chief detective for the lawyers who conducted their defense, charged with having bribed Mrs. Robert F. Bain and George Lockwood, the first wife of a prominent juror, the second a prospective juror. The Lockwood matter was the case the district attorney planned to press, and the Bain matter was "held in reserve."

"Cap." C. F. White was the first witness. He told of preliminary arrangements with Franklin and how Lockwood had been approached.

White was not cross examined and Lockwood then took the stand. He said he and Franklin had been intimate friends for years and that Franklin came to him November 5 at his home. Franklin told him he would probably be called upon to serve as a juror. "He then told me, 'George, we are both getting old and we have not advantage of our opportunities; it's time we worked our heads. There is \$2000 in it for you if you'll qualify as a juror in the McNamara case.' I asked him how it could be done, and he said: 'There will be \$800 in it at the start and if the prosecution rejects you, you can keep that. If you qualify you can get the other \$1,500.' Then he told me I could vote for acquittal. He told me that there would be 'plenty of reasonable doubts in the case' and that I could easily justify my voting for acquittal.

Tells District Attorney.
"A week later he came to my house and I told him that I would not have anything to do with the matter."

"As he left me I went to the district attorney and told him all about it. Soon afterward Captain Fredericks came to me and told me if Franklin renewed the proposal to go through with it and keep the district attorney informed. Franklin came to me on November 26 and told me that my name had been drawn as a juror and he then took me around back of the barn and said: 'George, there is \$4,000 in this for you.'

"He then told me it would be perfectly safe and that I would get the money. He then offered me \$200 on (Continued on Page Three)

COMPLETES TRIP



CALBRAITH P. RODGERS.

RODGERS AT END OF LONG FLIGHT OCEAN TO OCEAN

Sixty Thousand Voices Rise in Mighty Acclaim When Daring Birdman Dips His Machine Into the Waters of the Pacific.

LOS ANGELES, Cal., Dec. 11.—Crippled in his daring but game to the last when 60,000 voices in mighty acclaim signalled the great triumph as skids of his aeroplane dipped in the waters of the Pacific ocean at Long Beach, Calbraith Rodgers has today completed his ocean to ocean flight. On November 12 Rodgers left Pasadena for Long Beach, but fell and was badly injured and his machine wrecked near Compton, just nine miles from the final goal.

TERRIFIC GALE SWEEPS SEA

Score of Lives Believed Lost in Storm on English Channel—Shipping Loss Has Been Enormous—Many Fishermen Suffer.

DOVER, England, Dec. 11.—More than a score of lives are believed to have been lost in a terrific gale which for 26 hours has swept the English channel. The shipping loss is enormous. One steamer is ashore at Dungeness, and another is broken up in Dover Bay. The captain of one ship and six members of her crew were washed overboard. Many accidents have happened to small coasters and fishermen.

JUROR RUNS AWAY FROM HYDE TRIAL

KANSAS CITY, Mo., Dec. 11.—Objecting to continuing his service on the jury which is trying Dr. B. C. Hyde, charged with having poisoned Colonel Thomas H. Swope, Harry Waldron climbed down a rain spout at the hotel where the jurors are staying, early today, and disappeared. The police are scouring the city for the fugitive juror.

Carl Heilbronner today announced his withdrawal as a candidate for the council from the second ward.

NATION-WIDE PRIMARIES UP TO PRESIDENT

Issue Is Squarely Before Nation's Chief Executive—National Republican Committee Will Discuss the Matter Tomorrow.

PRESIDENT IS URGED TO APPROVE THE PLAN

At This Crisis of the Party; Leader Writes, Rank and File Must Be Pleased.

WASHINGTON, D. C., Dec. 11.—Walter Houser, chairman of the progressive republicans' league, in a letter to President Taft today puts the issue of nation-wide primaries to name a republican presidential candidate up to the nation's chief executive. Much of the national republican committee's time tomorrow will probably be occupied with a discussion of this question.

Houser's letter urges President Taft to approve the plan. He declares that five states have provided such primaries, and a sixth made legal provision substantially to the same end. He expects others to take a similar action during the winter. "I cannot forebear to say that I don't believe any republican can desire the presidential nomination unless it comes to him through the support of a majority of the republicans in the country," adds Houser. "In the present state of affairs, there is no evidence that a convention, selected under the old system, would be representative of popular republican sentiment."

"At this crisis in the history of the party it is obvious that no nominee selected despite the wishes of the rank and file can inspire confidence, gain the united, enthusiastic support necessary for a republican success." The national committee men are arriving here today. It is believed that Chicago is certain to get the republican national convention which will nominate a presidential candidate in 1912.

Harry Brown, the chairman of the Ohio republican state central committee, is demanding that Taft endorse the presidential primary plan in his native state of Ohio. He denied that the primary system was the beginning of a movement in favor of ex-President Theodore Roosevelt for the 1912 nomination.

"I am not necessarily expressing my own views," declared Brown. "It is the opinion of our committee that the people should choose the delegates, and I am here to present that fact to Arthur Vorys, the Ohio national committee man, and ask him to bring it before the national committee."

BOOST YOUR TOWN.

When you knock your home town, you are knocking yourself.
When you pull down your home town, you are pulling down yourself.
Ever think of it in this light?
When you build up, you are building up yourself and your neighbor.
praise your community, speak well of your district—it will be bread cast upon the waters.
This is what the Mail Tribune is doing in its New Year's edition—speaking well of the Rogue river valley and all its towns, aiding in building them up.
It will be a resume of progress during the past year—a tale well worth the telling.
Help us to tell it by giving your patronage.

M'NAMARA BROTHERS BEING TAKEN TO COURT BY THE SHERIFF; HOW SOME OF THE MONEY FOR THEIR DEFENCE WAS COLLECTED



GIRLS SELLING BUTTON PHOTOGRAPHS OF THE McNAMARAS, ONE OF THE WAYS IN WHICH LABOR UNIONS COLLECTED FOR THE DEFENSE FUND.

DYNAMITERS NOW AT WORK ON JUTE MILLS IN PRISON

John J. Is Now Convict Number 25,315—Brother James Is Number 25,314—James B. May Be Allowed to Work at Printing Trade.

SAN QUENTIN, Cal., Dec. 11.—Working on jute looms in the mills at San Quentin penitentiary, John J. McNamara, secretary of the International Association of Bridge and Structural Ironworkers and James B. McNamara, whose dynamite bomb killed twenty-one mine in the Los Angeles Times disaster today began to pay, in long, weary years for their offense against society.

John McNamara is no more the "big man," the powerful labor leader. He is convict No. 25,315. His brother James, who by his direction is said to have drawn a trail of death and ruin from coast to coast—convict No. 25,314. They are milling jute today, a task James may continue until death, and that John J. will surely have for many years.

The McNamaras arose early today. They were out of their cots and at the doors of their cells at 6:50, just as the dawn was driving away the mists about the prison. Then a brief breakfast came, and at 7:15 the looms in the jute mill began the clang and clack which will ring in the ears of the dynamiters until their debt is paid.

HORSE KICKS MAN TO DEATH; STARVES

OREGON CITY, Ore., Dec. 11.—Kicked to death in a barn by a horse on his lonely ranch, near Maple Ridge, the body of Robert Norris, 70, lay in the stall for over a week. Meanwhile the animal, unable to escape, died slowly of starvation and thirst. The bodies of man and beast were found by neighbors who became suspicious because they had not seen the old man for some time.

DUAL SYSTEM OF SECURITIES CONTROL BAD

Present System of Dual Federal and State Control of Railroad Securities Must Go, Says Committee Appointed to Investigate.

NEW LEGISLATION IS FURTHER RECOMMENDED

Difficulties of Dual System of Control Will Soon Become Apparent.

WASHINGTON, D. C., Dec. 11.—Concurring heartily in the findings of the board which he appointed and of which President Arthur T. Hadley of Yale is chairman, President Taft today sent to congress the report of the railroad securities committee, which under authority of the act of congress to create a commerce court has for some months been engaged in considering questions connected with the issuance of stocks and bonds by railroad corporations.

At public meetings held in Washington, New York and Chicago, 34 of the leading fiscal experts and railroad authorities of the country gave their opinions on the matter. The result of the deliberations of the committee is that the question divided itself into two parts—first, what immediate action by congress will best meet the existing situation, and second, what general principles should guide the federal government in its future legislation on the subject.

New Legislation Needed.

The gist of the commission's conclusions is that the present condition of a dual federal and state control is not possible of continuance. Its report says in part: "As far as concerns the immediate action of congress, we believe that stringent provisions regarding publicity of stock and bond issues, which will show how far the laws are obeyed and will enable the federal government to hold the railroad officials responsible for the consequences of not obeying them will be more salutary and more effective than any new statutory demands. So long as the railroad engaged in interstate commerce are chartered by the states and subject to state laws regarding their securities, added federal restriction will tend to create further confusion in a situation already too complex.

Dual System Not Good.

"But we also believe that the time is near when the difficulties of the present system of dual control and the conflict of state laws will become so manifest that further legislation on the subject will be imperative. Unless the constitutional power of congress to regulate the securities of railroads engaged in interstate commerce is definitely established as being, to the extent that congress acts upon the subject, exclusive of state control, one of two things seems likely to happen: Either the federal government and the governments of the several states will come to a common understanding as to the principles to be adopted in the control of security issues or the railroad systems will be given the opportunity to exchange their state charters for federal ones. We have, therefore, discussed in some detail the principles which ought to govern the stock and bond issues of railroads in the United States.



SHERIFF WILLIAM HAMMEL, TAKING THE McNAMARA BROTHERS TO COURT.

ALL HOPE SAVING ENTOMBED MEN HAS VANISHED

Sixteen Bodies Are Recovered—Interior of Mine Is as Hot as a Furnace—Many Days Before Bodies Are Recovered.

BRICEVILLE, Tenn., Dec. 11.—Sixteen bodies have been recovered from the Cross Mountain mine, and all hope of saving any of the 150 or 200 unfortunates caught in the workings has been abandoned. The disaster is a repetition of the Cherry and Naomi horrors, with the same growing list of fatalities, the same hundreds of homeless. Not a man could positively live in the death fumes of black damp.

"It is a like a cyclone inside, and as hot as a furnace. Bodies can be seen, but it is impossible to reach them. It will be days before the corpses are all removed." That was the statement made by the leader of the government rescue crew when they came to the surface after their first descent today. Investigation today was begun to determine whether negligence caused the disasters or whether owners of the mine are guiltless. Experts say coal dust caused the explosion, but the officials refuse to make a statement. It is as yet unknown whether the mine was equipped with sprinkling apparatus or lacked this safeguard.

The government rescue crew has returned to the mine and is working two miles in.

When they came to the surface today they brought eight bodies with them, making a total of sixteen.

LADIES TO MEET.

An important meeting of the Greater Medford Club will be held this evening in St. Mark's Hall at 7:30 p. m. All members urged to attend.

MEN'S RELIGIOUS MOVEMENT IS WELL UNDER WAY

Fully 150 Men of This City Attend Meeting at Presbyterian Church—Committees Are Appointed to Aid in Movement.

Fully 150 men of Medford gathered at the Presbyterian church Sunday afternoon for the purpose of further perfecting the organization of, and putting into active operation, the Men and Religion Forward movement in Medford.

At a previous meeting Attorney F. W. Mears had been chosen temporary chairman and Winslow A. Clark temporary secretary. The meeting Sunday was called to order with these men in the chairs. The program of the afternoon was opened with the singing of several songs followed by prayer by Wm. Davis, after which Mr. Mears stated the object of the meeting. Upon motion Wm. Mears and Mr. Clark were unanimously chosen permanent chairman and secretary to serve six months. Upon a motion being made and carried a committee of three was appointed to select an executive committee of 35 men to have in charge the work of the movement. The three gentlemen selected were H. H. Tuttle, W. A. Clark and W. H. Gore. Names were suggested from the audience and the committee, so far as possible, selected the 35 names from those suggested.

While the committee were out preparing their report B. F. Mulkey, district prosecuting attorney, was called upon and gave a 15-minute talk on "The Attitude of Men Toward Religion as Shown by Recent Events."

The committee here reported the following names as those selected by them to comprise the executive committee: W. H. Watt, L. F. Black, W. A. Clark, R. H. Bennett, F. W. Mears, H. C. Garnett, B. F. Mulkey, R. Boswell, F. S. Brandon, B. F. Pifer, J. S. Eads, J. H. Cooley, W. (Continued on Page 6.)