

# UNWRITTEN LAW USED ON SLACKER ACQUITS SLAYER

### Lieutenant Malcolm of British Royal Artillery Who Shot Pretended Count to Save Wife's Honor and Was Acquitted by Jury, Is Restored to Position in Army.

LONDON, Oct. 4.—Lieutenant Douglas Malcolm, who recently was acquitted of the murder of Anton Baumberg, a pseudo count, has been reappointed to his position on headquarters staff in France. According to the Standard, a reconciliation between Malcolm and his wife has been effected.

The coroner's jury first returned a verdict of "justifiable homicide" after hearing Lieutenant Malcolm's plea that he had killed Baumberg in defense of his wife's honor. A jury of the Old Bailey police court later brought in a verdict of acquittal.

#### Story of Shooting.

LONDON, Oct. 5.—This is the story of Britain's first "unwritten law" acquittal of a man who was killed.

What exceptional plot so touched an unemotional British jury as to establish that precedent?

This: It is such a drama of love and war that the great world conflict, with all its upheaval of circumstances and ferment of human passions, has not elsewhere produced its equal.

It might be the theme of a master novelist. It is an elemental as an epic. It goes to the root of human motives.

It tells how two British juries decided Douglas Malcolm, lieutenant in the royal artillery, returning from the front in France to shoot the war slacker who as a bogus count had stolen his wife's affections, was not a murderer, and set him free. And in telling of this one tragedy it tells of all like it that the war can produce.

#### With Rossetti Neck.

In the coroner's court at Paddington a woman sat. At first sight London called her "the woman of the Rossetti neck," for her beauty was classical, like that of a famous painting. She was on the witness stand.

"Mrs. Malcolm," said Coroner Byrne to "the woman with the Rossetti neck," "did your husband know the truth of your liaison with the bogus 'Count de Borch'?"

"I told him," she replied with a there had been intimate relations between us."

The coroner looked at her over his glasses. Then he picked up two papers from his desk and turned to the jury.

"In case of my death," he read, "I leave all my money to Mrs. Taylor of Vicarage Cottage, Hertford Heath, and cancel my previous will."

"J. DOUGLAS MALCOLM."

It was written, the coroner explained, by Lieut. Malcolm just before he went to the rooms of Anton Baumberg, alias Count de Borch, to fight out with him the possession of the officer's wife.

#### Letter From Husband.

Then the coroner read the second paper, a letter from Lieut. Malcolm to his wife as the officer left for the bogus count's room, where he shot him with his army automatic.

"To my own very darling Dorothy—Dear God! It is time! Everything points to it that this creature is the most unspeakable blackguard ever born. I shudder to think that he should even dare to speak to you. I simply cannot stand it any longer. I am going to thrash him, until he is unrecognizable. I may shoot him if I think he has a gun. I expect he is too much of a cur to stand a thrashing. If the inevitable has to happen of course I may get it first. You see, I am quite cool. If it happens—O, believe me, my little darling, my beloved soul whom I love so absolutely—believe me—it is for you."

The coroner stopped and polished his glasses, then put them on the table and read on without them:

#### Swears His Love.

"I swear to you I love you more than a man has ever loved a woman before, and if there is anything wrong in me it is because I love you too much. You are a brave woman—a noble, honorable, upright one, with a beautiful soul. I believe in God. I said yesterday I didn't; but I do, I do, and I thank Him from the bottom of my heart that He sent me over from France in time to save you from this evil incarnate. Your honor is safe, thank God, thank God. 'Goodbye.' I love you and shall go on loving you to eternity—forever. I know I shall meet you in the

next world if the worst happens. When you come to me you will come with open arms and with those beautiful eyes shining—and you will say to me, 'Duggie, I forgive you!' Forever, your loving husband.

"DOUGLAS."

Several times in the last paragraph the coroner stopped and turned and looked closely at the paper and then went on reading.

#### Woman Unconcerned.

When the coroner's jury began its deliberations Mrs. Malcolm walked unmoved from the courtroom, without a tear in her eyes or a tremor on her lips.

Upon the verdict of "justifiable homicide in self-defense," Lieut. Malcolm was being arraigned in Marblebone police court.

A delay until the court received the coroner's verdict was asked, and as it was granted the artillery officer arose in the dock and insisted upon speaking. He was tall, well-built, about 34, and he swayed from side to side as he spoke:

"I see published a wicked and scurrilous report that my wife had intimate relations with this man. She is all alone, and has no one to look after her. It is false—absolutely false. Do you hear me? It is absolutely false, I say."

His voice was growing higher, and the magistrate waved his arm hastily. The lieutenant was led out of court, crushing his soft hat between his hands.

#### Sympathy Unconcealed.

The trial of Lieut. Malcolm in Marblebone court was formal—as formal as it could be, with the sympathies of the spectators and jury, and even of the court and prosecution, not to be concealed.

The jurors heard of Lieutenant Malcolm's service in the Royal Artillery and of his bravery. Then the story of the dead man was related. How he was a slacker, posing as a count, in reality a German spy.

How he exercised a strange fascination over Mrs. Malcolm, how her husband burst into a friend's house to find the "count" and "the woman with the Rossetti neck" together in the count's bedroom, how Lieut. Malcolm thrashed his wife's seducer and tried for months to force him into a duel in order to save his wife and spare her name from gossip—and how a pistol lay almost within theillery on the French front. It heard of Mrs. Malcolm's meeting with the Pole Baumberg, a war service slacker, at a garden party. It received details of his career as a ladies' man in his pose as "Count de Borch," and of his own admissions that he had no right to a title. His letters to other women, among them a German woman, gave details like these the witnesses' stories unfolded.

And the jurors drew in their minds a picture of a tall, tanned artillery officer, placing not only his life, but his home before his country as a war sacrifice, refusing to believe in his wife's dishonor when she herself protested it to him, proclaiming her virtue in one court while she was confessing her disgrace in another, loving her in the face of her protestations of love for her paramour and determined to save her when she was glad to be lost.

And—they acquitted him.

Which explains why there is a new precedent in British legal records.

Earl and Eida Hart left for Marysville, Calif., today where they will join their father, R. G. Hart, and attend school this winter.

# THREE RELATIVES BURNED TO DEATH IN CALIFORNIA FIRE

Mrs. John Busby of 322 East Twelfth street received a telegram late Thursday stating that her sister, Mrs. Karl Baldoek, and her brother's wife, Mrs. Peter Webb, and Mr. and Mrs. Webb's 3-year-old daughter were burned to death in the big forest fire near Fillmore, Cal., last Tuesday and Wednesday.

Mrs. Busby is almost prostrated with grief. Although an account of the fire and the names of the dead were published in Wednesday's Mail Tribune, none of the Busby family had read it, and their first news of the tragedy came in the telegram received Thursday.

The shock was all the more severe, as Mrs. Baldoek and her two little daughters were here visiting Mrs. Busby only three weeks ago from Baker City, Ore., and left to visit her parents, Mr. and Mrs. Joseph Webb, and brother, Peter Webb, who resided in the oil fields near Fillmore.

The bereaved husband, Earl Baldoek, passed through the city this morning en route to Fillmore from Baker City and informed Mr. and Mrs. Busby at the depot he had been told on the train that the forest fire had been started by an L.W.W. and had spread to the oil field.

The death of Mrs. Baldoek leaves two little girls, aged 5 and 3 years, motherless. Mrs. Peter Webb leaves a 5-year-old son.

# BOTH MOTHER AND DAUGHTER

### Relieved From Pain and Suffering by Lydia E. Pinkham's Vegetable Compound.

Brooklyn, N.Y.—"For three or four years I suffered a great deal of pain periodically, so I would have to lie down. My back would ache and I would feel very weak and miserable. I remembered how my mother had found relief from pain by using Lydia E. Pinkham's Vegetable Compound and I decided to try it, and thanks to the Compound it helped me just as it did my mother, and I am free from pain, backache and that general weakness that was so hard to bear. I am able to do my work during such times and am recommending Lydia E. Pinkham's Vegetable Compound to my friends who suffer as I did."—Miss META TIEDEMANN, 1622 Jefferson Ave., Brooklyn, N.Y.

To know whether Lydia E. Pinkham's Vegetable Compound will help you, just try it. For advice write to Lydia E. Pinkham Medicine Co., confidential, Lynn, Mass. Your letter will be opened, read and answered by a woman, and held in strict confidence.

you can afford to buy **LESLIE SALT** and enjoy the luxury of the fine free running salt flowing from the convenient-side spout....

Best way to save Wheat is to eat Corn; best way to eat corn is— **POST TOASTIES** says Bobby

### A Record of Expenses

THIS is provided through a Checking Account at the First National Bank. The stubs remaining in one's checkbook are for listing the amount and purpose of each expenditure—while the canceled checks, which we return, become indisputable receipts at payment.

**LIBERTY LOAN NOTES**  
Help food, equip, arm and supply the FIGHTING BOYS of Jackson County by subscribing for a Liberty Bond.

Wm. G. Tait President  
Opie Crawford Cashier

**First National Bank**  
MEDFORD OREGON

# Anniversary Celebration

## This Sale is Helping to Keep Prices Down

Proving that this store's values are not of the ordinary type. That is the purpose of this Seventh Anniversary Celebration, and that is what's being proved by the throngs that visit this store daily to obtain their share of these celebration offerings.

### THE GREATEST SALE OF AUTUMN WAISTS

**\$5.00 WAISTS \$3.97**  
We bought 50 new Crepe de Chine Waists for far less than the prevailing prices, and in accordance with our fixed policy we'll sell them for less—these are attractive, semi-tailored models made of extra heavy crepe de chine, collar can be worn either high or low, a good line of colors and sizes, really worth \$5—Anniversary Sale price..... **\$3.97**

**\$8.00 WAISTS \$5.97**  
Here's an opportunity for real substantial savings on these beautiful new "Georgette" Waists, stunning models of very fine Georgette, exquisitely embroidered on front, large collar outlined with soft ruffle extending down front, all seams hem-stitched; distinctive cuffs; this waist is worth today \$8.00—Anniversary Sale price..... **\$5.97**

### Big Anniversary Values in Winter Coats in smart, clever, original styles.

25 Brand New Winter Coats for Women and Misses, made of fine materials, full length, very nifty styles, come in a good range of colors and sizes, cheap at \$15—Anniversary Sale price..... **\$10.98**

25 extra fine looking Winter Coats for Women, in dark brown, navy, Burgundy and fancy mixtures, some with fur collars, cheap today at \$20.00—Anniversary Sale price..... **\$15.00**

10 Beautiful Plush Coats, full length, some trimmed with fur, extra fine grade of Salt's plush, cheap at \$30.00—Anniversary Sale price..... **\$25.00**

Exclusive styles in Cloth Coats, **\$25.00** up. Exclusive styles in Velour Coats, **\$30** up.

### "Athena" Underwear

Perfect fitting, right weight, big assortment for Women and Children.

Women's "Athena" Fleece Lined Union Suits, all styles and sizes, cheap today at \$2.00—Anniversary Sale price, suit..... **\$1.67**

"Athena" Silk and Wool Union Suits, in all styles and sizes, this garment is cheap at \$3.00—Anniversary Sale price, a suit..... **\$2.17**

"Athena" All-Wool Union Suits, in all styles and sizes, cheap at \$4.00—Anniversary Sale price, a suit..... **\$3.47**

"Athena" Union Suits for Children on sale at..... **\$1.25, \$1.39 and \$1.75** a suit.

### Anniversary Sale of Corsets

1000 pairs of New Models on sale Saturday at about one-half their actual values. See window display.

**\$1.00 Corsets 67c**  
Just in, a big shipment of Miller Bros.' Corsets, one model elastic top, low bust, medium hip; another model high bust, long hip, and another model light weight girdle with elastic gores at top—these Corsets are worth at today's prices \$1.00—Anniversary Sale price per pair..... **67c**

**\$1.50 Corsets 97c**  
Three models at this price, consisting of high bust, long hip; low bust, medium hip, with elastic top, and athletic corset with wide elastic gores at side, values up to \$1.50—Anniversary Sale price..... **98c**

**\$1.75 Corsets \$1.17**  
Two new models, medium bust, long hip, and low bust, medium skirt, elastic top, values up to \$1.75—Anniversary Sale price, a pair..... **\$1.17**

### Anniversary Specials in Domestic Department

Fancy Bath Sets, 3 pieces in set, worth \$1.50—Anniversary Sale..... **\$1.17**

42 and 45-inch Pillow Slips, linen finish, worth 25c—Anniversary Sale price, each..... **17c**

Japanese Tea Cloths, with 6 Napkins to match, worth \$1.25—Anniversary Sale price, set..... **97c**

### Anniversary Specials in Women's Suits and Dresses

25 new All-Wool Serge and Poplin Suits, up to date in style, nicely lined, cheap at today's prices at \$30.00—Anniversary Sale price..... **\$25.00**

Some exclusive new Suits in taupe, brown, gray and navy, from \$30 up to \$50 each. New Serge and Silk Dresses, the famous "La Mere" Frocks and Dress line, clever designing and superior fabrics, for regular and stout figures, on sale from **\$15.00** up to **\$37.50** each.

### Korrek Skirts

This wonderful line of Skirts is carried by us exclusively in Medford. It is without doubt the best-fitting and wearing skirt made, reasonably priced, **\$5.48** up to **\$15**.

### Anniversary Sale of Hosiery

For Women and Children, in Silk, Wool and Cotton

Women's Silk Boot Hose, in all colors and sizes, real value 85c—Anniversary Sale price, pr..... **67c**

Women's Fancy Silk Hose, in a beautiful combination of colors, worth \$1.35—Anniversary Sale price, a pair..... **\$1.17**

Women's Wool Hose, fast black, cheap at 65c—Anniversary Sale price, pair..... **47c**

Children's Wool Hose, fast black, all sizes, worth 50c—Anniversary Sale price, pair..... **37c**

Women's Fine Cotton Hose, in plain black and black with white feet, cheap today at 35c—Anniversary Sale price, pair..... **27c**

### More Anniversary Specials In Silks and Dress Goods

1000 yards Beautiful New Plaids and Fancy Checks, suitable for children's school dresses, cheap today at \$1 a yard—Anniversary Sale price, yard..... **67c**

1000 yds. New Fancy Silks, in beautiful stripes and plaids, every yard worth \$2.25—Anniversary Sale price, yd..... **\$1.67**

"Crepe de Chene," 38 inches wide, in white and pink, a splendid quality, cheap at \$1.75 a yard—Anniversary Sale price, a yard..... **\$1.47**

French Challies, in beautiful stripes and fancy figures, all wool, washable, well worth \$1—Anniversary Sale price, yard..... **87c**

56-inch Fancy Coatings, all wool, sold up to \$4 a yard—Anniversary Sale price..... **\$2.47**

Fancy Linings, 36 inches wide, for coats, very special, yard..... **\$1.67**

### New Anniversary Specials

15c Talcum Powder, special, can..... **7c**

Children's Hose Supporters, all sizes, pr..... **7c**

Best Waist Belting, special, yd..... **7c**

Women's fine Handkerchiefs, special, ea..... **7c**

Women's Outing Flannel Gowns, worth \$1.00, special..... **87c**

Women's Outing Flannel Skirts, worth 75c, special, each..... **67c**

Agents for Standard Patterns

**Mann's**  
The Woman's Store

Agents for Warner's Corsets

MAIL ORDERS PROMPTLY FILLED WE PREPAY MAIL OR EXPRESS