HINES CASE IS CLOSED, NOW IN HANDS OF JURY

The jury in the Hines case went out at 2:05 p. m. today.

R. D. Hines, former vice president of the defunct Bank of Jacksonville on trial in the circuit court charged with making a false report to the bank examiner on the condition of the bank took the witness stand in his own behalf Tuesday afternoon.

Hines testified that the interest sheet of the Jackson county funds on deposit was prepared from figures taken from the treasurer's book, instead of the books of the bank, and doubted if it was his signature attached. He said that he had "suspictons" when he was placed in charge of the bank in May, 1920, when Johnson went east, but was unable to decide whether it was the bank or the county treasurer who was "short." He also claimed that he wrote a letter to the bank examiner at Salem setting forth his views. The defense then called on the state to produce the letter. The state declared they knew nothing about it.

S. S. Bullis and J. F. Hittson were called as character witnesses for Hines.

W. H. Johnson, former cashier of the bank of Jacksonville, was called as the first witness for the defense in the trial of R. D. Hines, former vice-president of the defunct institution, on trial in the circuit court, charged with making a false report to the bank examiner. Himself, serving a sentence of ten years in state prison for his part in the bank failure, Johnson proved a good witness for the cause of the defendant—his half brother.

Johnson testified that the notations on "Exhibit 10" might have been "made by his wife or his boy, more than likely the boy." E. D. Kaylor, a bank examiner and expert accountant, testifying for the state, said that the notations were in the handwriting of Hines. Johnson said that he could not tell definitely, as they were figures.

The former cashier testified that he "fixed the books and accounts of the bank, the best he could," before he left for the east, so "that Hines would not be able to find out the true condition of the bank," while he was away. He also admitted that he had altered accounts, and held them out, one of them being that of L. S. Johnson. The witness said from his experience it was impossible to tell handwriting, based on figures alone, but that it was possible to tell signatures.

Johnson testified that on the night before the bank closed he removed accounts from the bank, among them being the firm account of Hines and Snider and the personal accounts. He said that he did this "in order to save them embarrassment," and that he saw a series of investigation coming in the wake of closing the bank.

The witness further stated that both the firm and the personal accounts of the above was "about even." Asked if the bank examiners had ever seen the records he removed on the night before the closing, he said he did not think so, and that he did not know where they were now.

All the manipulations Johnson admitted frankly and freely and occupied the strict attention of the jury.

Under cross examination Johnson gave a detailed account of his acts. The state attacked his testimony relative to the handwriting on "Exhibit 10," scouting the theory that it was written by Johnson's wife or his boy. Hines is lefthanded. The district attorney drew from the witness that he had been married 20 years, but was not able to definitely identify her writing.

Johnson testified that he never gave Hines any instructions relative to handling the "dishonored drafts" given the county treasurer to reduce the county deposits.

HARRY MANNING SCORES IN GRAND OPERA SELECTION

In one of the gamest exhibitions of vocal efforts in the face of adverse circumstances, Mr. Harry Manning, "Medford's Own Caruso," was the victor last night before an audience of local music lovers which filled that theater. The audience was full of pleasant thoughts thruout—in fact bubbled over with good cheer and enthusiasm. It was the greatest feast of grand opera ever heard in that theater.

Through an oversight the film operator got mixed up and threw the wrong caption in the screen, reading that "The worst is yet to come," at the end of the first show. Ignorant of this, Mr. Manning cavorted on the stage for his act, garbed in a bright hued Spanish cavalier costume, and while the audience thoughtlessly giggled, the singer catapulted into the famous Torreador song from Carmen.

Mr. Manning was charming his hearers with his jaunty easy stage presence, sang froid and long to be remembered tenor voice, when Miss Hunter Le Marr, the theater organist and his accompanist, was so embarrassed by the large throng and its enthusiasm that she got to laughing in her nervousness, grew confused and ever and anon in this mental condition when the soloist sang very high notes pounded the keys of several notes lower down.

This naturally mussed up his voice through no fault of his own, with the result that his sweet consistent tones remained in his face and other strange noises came out of it. But Mr. Manning, however, retained his composure and by great effort managed to wind up the song in such a blaze of glory that when he bowed himself off the stage the audience went crazy with enthusiasm and applause.

Out bounded our hero vocalist for the first encore gaily, blithly and unruffled as he smilingly bowed acknowledgement and gracefully started to trip lightly to the front of the stage. Then a most regrettable thing happened. Mr Manning suddenly disappeared.

It seems that a stage hand wanting to press a button to tone up the lights had made a mistake and pressed the button which sprang the trap door of the stage just as the singer stepped on it, precipitating him on the way to the dark depths underneath. The musically uncultured audience was human and not understanding the strange disappearance of the singer, again thoughtlessly laughed, thinking it was part of the song rendition.

Fortunately Mr. Manning in his swift descent landed on a projecting ledge which caught him at about the second vest button, and hung suspended there until he managed to pull himself up again on the stage. With rare presence of mind he tore off some more of Carmen for the encore while Miss Le Marr, more confused than ever, flatted some more of the accompaniment.

The assemblage again applauded with great eclat and Harry responded with the ditty "What a Peach Could Do with Me," from the "Follies of Grants Pass," or some other great New York success of years ago, which though less grand opery like was still highly enjoyed. For his next encore the popular tenor ripped off "They Go Wild Over Me—Wild Over Me," another classical Follies song of early day vintage. Our music lovers kept him at work repeating this air until finally he bowed himself out and the concert was over.

In an interview later with the music critic of the Mail Tribune, Mr. Manning said that he had been unable to give his best because Miss Le Marr was not a good accompanist, and seemed not to understand the highest class of music—not her fault, you know, but probably did the best she could—although at the afternoon rehearsal she had played perfectly.

He thought that the accidental springing of the trap door was a deplorable circumstance and that the theater should engage more experienced all around help. Such accidents though, he said, sometimes happened the greatest of artists, and then cited that Al Joisen during a performance of his company here years ago fell off the stage into the orchestra pit.

OBITUARY

The funeral services for Jessie Mathes, who passed away in this city early yesterday morning, will be held at the family home in Ashland at 2 o'clock Thursday, April 27. Interment in Phoenix.

DEAD MAN IS BLAMED

(Continued from page one)

kleagle from the imperial office in Atlanta, Ga. He was also a deputy sheriff and I understand that he was formerly a newspaper reporter.

"Mr. Baker stated that he, as a deputy sheriff, was required by Mr. Mosher, a constable, to assist in making a raid on this still, and that he did take part in the raid. Information received through my king kleagle, Mr. Price, is to the effect that Mr. Baker felt that he had a right to participate in the raid, as he was a deputy sheriff.

"As a matter of fact, there is no klan organization in Inglewood. There are several members who belong to the Los Angeles klan whose addresses are given as Inglewood, probably two or three, none of those whose names were mentioned at this hearing, and I do not recall at the present time their names, as they were made members some time back."

LOS ANGELES, April 26—The early impaneling of a grand jury to investigate the raid at Inglewood, a suburb, Saturday night—"presumably instigated and directed by members of the Ku Klux Klan," according to a coroner's jury which sat at the inquest over the body of the man in whose death it resulted—was considered probable today by the county officials directly concerned. Judge Frank R. Willis, presiding judge of the Los Angeles superior court, took action leading to that result immediately after he had been informed of the verdict reached at the inquest which was over the body of Medford B. Mosher, constable of Inglewood and a member of the armed and masked band of 200 or more men who raided the home of Fidel and Mathias Elduayen. Judge F. W. Houser, in direct control of the matter of impaneling a grand jury was ill but was expected to act today or tomorrow.

City, county and federal officials in general were showing an active interest in the case.

The Los Angeles city council adopted a resolution calling upon the city attorney to prepare an ordinance making the wearing of "disguises upon the public streets at any time of the day or night" an offense punishable by a fine of $500, six months in the city jail, or both.

The Los Angeles county board of supervisors is expected to take up the matter officially tomorrow.

Agents of the federal department of justice have forwarded to Washington preliminary reports on the case, it is stated.

Funeral services were planned for this afternoon for Constable Mosher, who died from gunshot wounds inflicted by Frank Woerner, night marshal at Inglewood, when he responded to calls for help from neighbors of the Elduayens and found his way blocked by masked and armed men who, he said, he believed were robbers. He also wounded Mosher's son and deputy Walter E. Mosher, and Leonard Ruiz, a deputy sheriff.

Ruiz is in a hospital in a serious condition.

The testimony at the inquest directly involved the Ku Klux Klan and brought into the records the names of several persons as having been present at a meeting at which the raid was said to have been planned. These included Dr. E. C. Campbell, a dentist; Thomas Jennings, automobile salesman; H. A. Walt, garage proprietor; H. B. Beaver, owner of a furniture store and undertaking establishment; Warren Hall, truck driver; Constable Mosher, his son, and Ruiz, all of Inglewood, and N. A. Baker, organizer of the Ku Klux Klan, believed to live in Los Angeles.

The raid was "positively not" an official action of the Ku Klux Klan, according to W. S. Coburn, Los Angeles attorney and grand goblin, Pacific domain, of the Klan.

"I am anxious to assist the authorities," he said.

W. C. Price, Los Angeles, king kleagle, said it "had been hinted" he might have been present during the raid.

"My alibi on this score is most conclusive," he said. "Neighbors of mine can testify I was at home developing pictures all during the time the affair was going on."

Blake Shambeau, traffic officer at Inglewood, stated on the witness stand at the inquest that the raid was planned last Friday night at a Ku Klux Klan meeting at which he was "placed in the way of becoming a Klansman."

George C. Clarken, life insurance agent at Inglewood and foreman of the coroner's jury which yesterday investigated the night riders' raid, declared that Ku Klux Klan officials and members of the organization "without a doubt were the leaders of the mob."

"What I wanted to do," said Clarken "was to return a verdict charging Walter Mosher, the dead constable's son and Leonard Ruiz, the other wounded man, with assault with a deadly weapon with intent to slay Night Marshal Frank Woerner and with being a part of a masked and armed mob, acting in violation of the laws of the state of California.

"The testimony showed to all who were present that the Ku Klux Klan was behind the raid and that the Klan not only instigated the outbreak but led it. Officials of the organization should have been charged with responsibility, along with Ruiz and young Mosher.

"But for the objection of one member of the jury of which I was foreman, the above would have been our findings. I learned later that this juror has in his employ one of the men charged with being a member of the Ku Klux Klan and also charged with having been an active member of the lawless mob of night riders.

"The entire jury, however, believed that a grand jury should investigate the outrage to the bottom and that every member of the mob should be brought to trial. The testimony that would be brought out by the grand jury would show the connection of the Ku Klux Klan and that the officials of the Klan planned the raid and led the mob."

Police officers, deputy sheriffs, deputy constables and other peace officers and investigators for city and county authorities, all of whom who took oath to uphold the laws of the state and nation, as well as a considerable number of professional and business men are included in a list of 300 who attended the meeting of the K. K. K. compiled by the Times, according to an announcement of the Times of an investigation lasting for months.

The list, according to the Times, will be made available to the district attorney's office or other constituted authorities for such use as may appear proper to them. Action on the list will depend on developments.

KANSAS CITY, April 26.—An ordinance providing a fine of $100 for any persons appearing in public "in a costume that conceals his identity," was enacted by the city commissioners of Kansas City, Kas., late yesterday. Mayor Burton introduced the ordinance in support of his open letter in which he called on all employes of the city who belong to the Ku Klux Klan, to resign from the organization.

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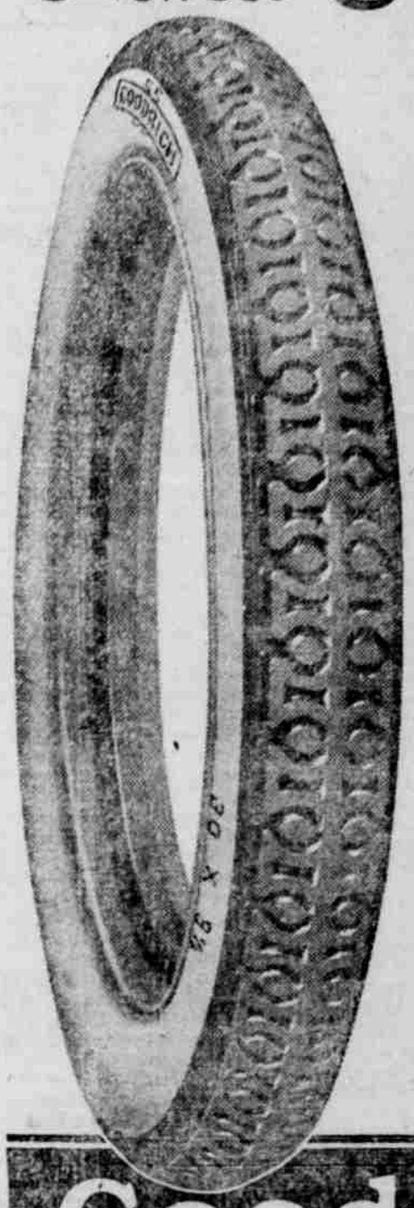

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