

The Weather

Table with weather forecast: Prediction Fair, Maximum 73.5, Minimum 43.5

MEDFORD MAIL TRIBUNE

Weather Year Ago table: Maximum 84, Minimum 40

Daily—Twenty-fourth Year, Weekly—Fifty-third Year.

FOURTEEN PAGES TODAY

MEDFORD, OREGON, FRIDAY, MAY 22, 1925

NO. 53

COOS COUNTY MURDERERS PAY PENALTY

Governor Pierce Refuses Plea of Mercy and Gruesome Execution at Salem Is Carried Out—Men Accept Fate Philosophically—Death Was Long Delayed.

SALEM, Ore., May 22.—Two executions, gruesome in the extreme, took place at the state penitentiary early today when L. W. Pearce, 49 years old, was hanged for the murder of his wife and James Culver, and Arthur Covell, helpless paralytic, swung to his death for inciting the murder of his sister-in-law, Mrs. Ebba Covell of Hanson. Pearce went through the trap at 7:50 and was dead in eleven minutes. Covell, strapped to a board, dropped at 8:32 and was dead in 27 minutes. The fall failed to break his neck and he struggled to death.

While Pearce was in jail at Coquille, he tried to commit suicide by slitting his throat. When his body shot downward through the trap door of the scaffold today, the old wound broke open at the neck of the rope. From beneath the black cap the blood poured in jets and cascaded down the chest and limbs of the hanging figure. Then the body hung quietly and old man Pearce's tumultuous life had ended.

Accompanied by Warden Dalrymple and guards, Pearce entered the execution chamber calmly and walked up the steps of the scaffold unassisted. Asked if he had anything to say, he replied: "I haven't anything to say, except to bid you all goodbye." To the hangman he said: "Don't be afraid to draw it up tight." Last night the old mountaineer said: "I have had trouble all my life. The months I have been in prison have been the calmest I have ever known. I have gained in health and flesh. I want to die, and right now wouldn't trade places with any other man here."

Pearce professed belief in a supreme being. "I will soon know," he said. But he would accept no creed. Rev. C. H. Ebran, the prison chaplain, uttered a brief prayer as Pearce stood with nose and black cap adjusted.

There was considerable delay in getting the helpless Covell ready for his execution. He was wheeled in in the invalid chair at 8:30, removed from the chair and carried to the trap. The services of several men were necessary to strap him to the board.

"I wish all well," said Covell in his calm, silky voice. "I have no ill will toward anyone. Goodbye to you all." The chaplain prayed and the trap was sprung.

Death Long Delayed. The nose appeared to be scientifically adjusted, but a heavy board was strapped to Covell's back and, according to the prison doctor, this did not allow the "whip" that is necessary to break the neck. Covell died by strangulation, but apparently without suffering. Half a dozen physicians attended the body.

Both men slept some during the night, and both ate breakfast. Yesterday and this morning both talked of the crimes for which they paid the penalty.

Crimes Are Related. Pearce said that both he and his wife had been drunk for four days, and that he attacked her, though not intending to kill her. When he found that he had killed her, he said, he calmly set about killing the cats, dogs and chickens, and tried to kill his horses, but could not get near enough to them. He wanted to do this, he said, because he intended to

Excessive Heat Is Killing People in The Middle West

ST. LOUIS, Mo., March 22.—(A. P.)—The first fatality of 1925 here occurred yesterday when Charles Smith, 47, negro, died at a hospital. The temperature registered 91 degrees, the warmest May 21 in the history of the weather bureau here.

LINCOLN, Neb., May 22.—The first fatal prostration from heat reported in Nebraska this year occurred this afternoon when Conrad Reel, 66, was overcome while working on a Missouri Pacific section gang. The mercury throughout the state was above the 90 mark.

CHICAGO, May 22.—A new heat record for this date was recorded at the Chicago weather bureau today when the temperature rose to 92.

EARL OF YPRES, HERO OF WORLD WAR, PASSES ON

Leader of England's "First One Hundred Thousand" Dies at Age of 73 After Protracted Illness—Eventful Life Is Closed.

DEAL, England, May 22.—(A. P.)—The Earl of Ypres, better known as Field Marshal French, British World War hero, died here today, aged 73.

Rising to highest places and honors in British military circles, the Earl of Ypres, often was characterized as "the luckiest man in the army" and French luck became almost proverbial among the British soldiers. Later events, however, caused a difference of opinion as to whether the luck had been on the soldier's side or on that of the British army and the British empire.

Perhaps the most important event of his career which had to do with these two ideas was the historic battle of Ypres in the World war, the winning of which barred the channel ports from the Germans and saved England from probable invasion. It was at Ypres that the Germans first resorted to their deadly gas attacks, a form of warfare that impelled the British commander to deplore the fact that an army would stoop so low.

What was termed the earl's biggest piece of sheer luck occurred in 1895 when the British military authorities decided to revise the cavalry drill book as a prelude to reorganization of the mounted arm. At that time he was Colonel French, on the retired list at half pay, and had been for two years, having been shelved at the age of 41 to give younger men a chance for promotion. His career apparently was ended.

Book Makes Fortune. It happened that the inspector general of cavalry was Sir George Lusk, under whom French had served in India.

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NEW YORK, May 22.—(By the Associated Press.)—The French cabinet at a meeting today approved the preliminary measures of Finance Minister Caillaux for balancing the budget. Details were not revealed, but it is understood the plans include the levying of additional taxation and the withdrawal of receipts from Germany under the Dawes plan, so they may be devoted to payment of allied debts.

NO NEWS AS YET OF POLE AIR FLIERS

Entire World Has Eyes On Arctic Regions Where Two Amundsen Planes Are Winging Way in Epoch Making Effort to Circle North Pole Above the Land.

LONDON, May 22.—(A. P.)—The news that Captain Roald Amundsen, after two attempts in previous years, had finally hopped off yesterday from Spitzbergen in his long-cherished attempt to reach the north pole by air, caused the greatest interest here where the Norwegian explorer is prominently known thru his previous record in arctic and antarctic discoveries.

There was added interest in the fact that Grettir Agnarsson, his competitor who plans a polar flight in a non-rigid airship, is still aboard his vessel, the Iceland, in Liverpool harbor, awaiting completion of his "blimp" and the conclusion of other preparations before he can follow Amundsen into the arctic.

Amundsen's principal object was to carry the British flag to the north pole before Amundsen could take the colors of Norway to that top of the world, which Peary first reached in 1909. Agnarsson would have started his flight early in May, but became ill with influenza and subsequently was delayed by the necessity of making alterations in his airship. It is now expected that he cannot start his flight before early in June.

Experts who are familiar with polar exploration are of divided opinion regarding Amundsen's success. There is complete unanimity in the belief that the undertaking is one of extreme hazard. It is pointed out that the very fine weather which has been reported from the polar regions recently adds to the probability of fog, the airman's dangerous enemy, because any warmth in the atmosphere above the arctic ice fields is said to be almost certain to cause evaporation and consequent mists.

There also is a likelihood, experts say, that Amundsen will experience the greatest difficulty in landing in the polar region. Although the start of the flight from King's bay was facilitated by a smooth fall of snow, which allowed the runners on the bottom of the planes to move easily over the surface, the snow at the pole might be rough and frozen into hard hammocks, making landing perilous. It is said that viewed from the air, hummocky ice often looks smooth in the queer shadows of the long arctic summer day, and that the aviators might not know the danger of such landing until they were too low to avert disaster.

May Not Land. The Norwegian explorers announced intention of not attempting to land at the pole, except under the most favorable conditions is appreciated by authorities on polar exploration here, they say that in the event of a forced landing the greatest danger of all would have to be faced—a long trek over the ice on skis to the northern tip of Greenland, the nearest land.

In his earlier attempts to reach the north pole, the American explorer, Peary, found open leads in the ice the greatest danger to sled navigation of the ice fields, and even his successful expedition to the pole was marred by difficulties with these leads.

Peary's return from the pole was in late April and early May, before the influence of summer warmth, which reaches even the pole itself, had begun to be felt in breaking up the pack ice and causing dense fogs. In late May explorers say, conditions are almost certain to be most difficult. The dangers besetting foot travelers over the ice in arctic regions was demonstrated by the fate of Lieutenant Greeley's expedition in 1882, when more than half of the party died of hunger within a short march of a store of provisions. It is recalled that Captain Robert F. Scott, the English explorer, whom Amundsen preceded to the south pole, was for a long time storm bound in an ice hut and died there within a short distance of a store of provisions and fuel which he was unable to reach.

However, the Amundsen expedition is equipped so far as present human knowledge can equip it to meet and overcome all dangers which it may be called upon to face.

NEW YORK, May 22.—Scientists and laymen the world over today were speculating on the possibility that the second party of white men in history might have reached the north pole. It so, it would be the first time the daring feat had been accomplished by airplane.

Visits of Three Vanderbilts Has Washington Society Agog



Society in the national capital is agog over the visits of three prominent members of the Vanderbilt family in Washington within a few days of each other. First came Mrs. George W. Vanderbilt, closely followed by Cornelius Vanderbilt, Jr.; then came the Mrs. (W. K.) Vanderbilt, society dictator. Consequently the Mayflower hotel, where all three took suites, has been the scene of many brilliant social events. This is the latest photo of Mrs. George W. Vanderbilt, made in Washington.

TEST PREJUDICE AFFIDAVIT IN G. PUTMAN CASE

Circuit Judge McMahan Insists On Frank Bramwell Explaining Why He Made Charge of Prejudice in Bank Removal Case.

SALEM, Ore., May 22.—Circuit Judge McMahan this morning told Sidney Graham, attorney of Portland, representing Frank C. Bramwell, state superintendent of banks, that he wanted Bramwell in court to explain his affidavit of prejudice against McMahan in the case of George Putnam against Bramwell, to compel Bramwell to maintain headquarters of the state banking department in Salem.

"If you cannot persuade Bramwell to come by himself I will issue an order to see that he does get here," McMahan told Graham.

In the affidavit of prejudice Bramwell swears that he believes McMahan is prejudiced against him and that he believes he cannot have a fair trial in Judge McMahan's court.

"I don't know Frank Bramwell, in fact I don't know that I ever saw the man in my life," stated Judge McMahan. "I want to find out wherein I am prejudiced against him and wherein I cannot give him a fair trial."

Attorney Graham asserted that the statute under which the affidavit of prejudice was filed in a Washington statute and that it is the practice in that state when an affidavit of prejudice is filed to merely transfer the case and it is considered the court has no authority to examine into the facts set out in the affidavit as to allegations of prejudice.

"What the courts in Washington say relative to a statute is interesting and enlightening in determining the interpretation of such statute," said Judge McMahan. "But this court of equity is not bound by a decision in cases decided in the state of Washington."

BELGIUM DEBT SETTLEMENT IS ALL OFF AGAIN

Fall of New Cabinet Upsets Arrangements for Payment to United States—France to Announce New Debt Policy.

WASHINGTON, May 22.—A definite delay in the funding of the Belgian debt to the United States is seen here in the overthrow today of the Belgian cabinet, which had given assurances that negotiations were to be begun in the very near future.

While there has been no indication that the trip to Brussels of the Belgian ambassador to Washington might be delayed because of the development it is realized that elections must be held and a new government must have time to get its bearings before embarking on an undertaking of such magnitude as the debt question presents.

BRUSSELS, May 22.—(By the Associated Press.)—The recently formed cabinet of Premier Aloys Van De Vyvere was overthrown today by a non-confidence vote in the chamber of 73 to 98, with nine not voting. Van De Vyvere and the entire cabinet presented their resignation to the king. The king accepted the resignation.

PARIS, May 22.—(By the Associated Press.)—The French cabinet at a meeting today approved the preliminary measures of Finance Minister Caillaux for balancing the budget. Details were not revealed, but it is understood the plans include the levying of additional taxation and the withdrawal of receipts from Germany under the Dawes plan, so they may be devoted to payment of allied debts.

M. Caillaux reiterated that the French Government had sent no note to Washington regarding France's debt to the United States.

The finance bill will be presented to the chamber of deputies Monday.

Woman Unable to Wear Short Skirts, Awarded Damages

LOS ANGELES, May 22.—California's highest court has been asked to decide the high skirt suit of Myrtle M. Kirsch. Miss Kirsch sued a Los Angeles grocery firm for \$50,000 damages, alleging that one of the defendant's delivery automobiles had struck and injured her in such a way that she has since been unable to wear short skirts without great humiliation and mental anguish. The superior court awarded her \$3000 but the defendant company declared the amount too high and filed a plea with the supreme court.

DRINKERS KICK; CAN'T FIND ANY IN FERGIE'S BEER

One Man Drinks Toronto Foam Steadily for Seven Hours and Never Gets a Flicker—Returns to U. S. A. for Real Article.

TORONTO, Ont., May 22.—Thousands of Americans living on Ontario's border have satisfied their curiosity but not their thirst.

"Fergie's foam" is mostly froth. There is no kick in the four-by-four beer legalized by the Ferguson government which went on sale yesterday, "New Beer's day."

After drinking steadily for seven hours on a wager to find out whether the beer was intoxicating, an Ogdensburg, N. Y., paroled pilgrim at Prescott, Ont., insisted that he was still "plain sober." The 11 P. M. closing provision of the law ended the test.

All parts of the province reported no intoxication. Not one drunk was arrested in the city of Toronto.

"I'm going back across the river where I can get some real beer," said a yearning Detroitier in Windsor. "I've been drinking this stuff all day and there ain't no kick in it."

Another Detroitier said that perhaps, like old wine, "Fergie's foam" would improve with age.

Wayne B. Wheeler, general counsel of the Anti-Saloon League of America, crossed the line as an observer, he said. For 30 minutes he sat in a bottle before him on the table, but didn't drink.

"The whole thing is a joke," he remarked on his return to Buffalo. "It was very apparent that this stuff doesn't satisfy the fellow who wants the real thing. It's safe to go to result either in a weakening of the present Ontario liquor law or in a return to the sale of every type of liquor. Uncle Sam will observe the experiment with his tongue in his cheek and continue to speed up law enforcement."

Mr. Wheeler said he saw no one who was "staggering drunk," but several were a little wobbly. He characterized the beer as "slap."

FEAR GERM JURY VENIRE IS CROOKED

Offer of Defense to Accept Any Juror Acceptable to the State, Arouses Suspicions of Dist. Atty. Crowe—Juror Paid \$1000 Bribe in Labor Trial Is Kicked Out.

CHICAGO, May 22.—Progress in obtaining a jury to try William Darling Shepherd for the murder of his wife's young millionaire ward, William Nelson McClintock, was slow today. The expressed readiness of the defense to accept virtually any juror tendered by the prosecution caused the state's attorney's force to question veniremen more closely than ever.

At the luncheon recess no tentative jurors had been added to the list. The majority were excused from jury duty because of prejudice against capital punishment, hanging upon circumstantial evidence, or giving maximum weight to the testimony of a confessed accomplice.

The name of Henry J. Smith, who was a juror in the Simon O'Donnell labor trial a few years ago and was fined \$1000, was recognized in the venire list today by State's Attorney Crowe. He summoned Smith to his office and when the latter admitted he was the man who was paid \$1000 in the old labor trial, Smith was dismissed from the venire.

CHICAGO, May 22.—The first twelve men decided upon by the state as a jury to try William Shepherd on a charge of killing his wife's millionaire ward, William McClintock, with typhoid germs, will be accepted by the defense.

Shepherd's attorneys said they would do so in half talk of defense tampering with jurors and witnesses which has been investigated since Robert White, state witness, disappeared, and Philip Barry, a disbarred lawyer, had been "approached" by a man who said he was acting for the defense.

James C. Callan, local politician, named by Barry, denied through his attorney that he had made any attempts to "fix" a juror. The attorney said he would surrender Callan to the prosecutor.

While the county grand jury continued its investigation of White's disappearance search for him extended to Miami, Fla., where Robert E. Crowe, state's attorney, was told he had fled. Miami authorities did not find him at a given address and detectives were sent on roads to Jacksonville to intercept him should he come that way.

White gave defense attorneys an affidavit withdrawing an original statement that Shepherd had been connected with C. C. Falman, head of a small science school, before he vanished. Arthur Byrne, a private detective employed by the defense was reported to have told the grand jury.

Byrne was said to have testified that White had told him his life had been threatened and that the original statement had been drawn from him by intimidation.

The state planned to use White in corroboration of Falman, who confessed he supplied Shepherd with the typhoid germs for a promise of \$100,000 from McClintock's estate.

A different story of White's disappearance was reported today to the grand jurors by William Adams, blind news vendor who said White told him he had been offered \$25,000 and a furnished bungalow in Florida to leave Chicago.

Daily Report on the Crime Wave

NEWARK, N. J., May 22.—(By the Associated Press.)—Two robbers held up William Keer, representative of Albert Lorch & Co. of Maiden Lane, Manhattan, in the heart of the jewelry district here this afternoon and took diamonds which Keer said were valued at \$100,000.

Wall Street Report

NEW YORK, May 22.—The closing was strong. Jersey Central soared ten points. American Can and Mack Trucks sold under their record high prices.

A week end profit taking failed to halt the general upward movement of prices in today's stock market. Motors, rails and merchandising stocks gave the best exhibition of group strength. Total sales approximated 1,850,000 shares.

SUSPECT WATER FROM FARM SPRING CAUSED THE DEATH OF YOUNG MAN

PORTLAND, Ore., May 22.—Water of death was suggested. Baker is investigating it from scientific impulse, the cause of death having no bearing on the payment of the insurance policy.

W. G. M'ADOO REPORTED LAYING PLANS FOR SECURING NOMINATION IN 1928

NEW YORK, May 22.—A Washington dispatch to the New York World today says that with his eye fixed on the presidential nomination in 1928, W. G. M'Adoo, is holding a series of political conferences with democratic leaders throughout the east.

He is due in New York today for a week's visit the dispatch says after a consultation in Louisville with Governor Fields and James P. Brown, publisher, and after unobtrusive movements and conferences with social friends only in Washington.

Casualties of the Air Service

BARCELONA, Spain, May 22.—(By the Associated Press.)—Two men, the pilot and observer of a military airplane flying over this city, were killed today when their plane caught fire and fell to the streets.