

PRISON BREAK THIRD OF KIND HISTORY, STATE

SALEM, Aug. 13.—The state prison break here late yesterday, which resulted in the killing of guards J. M. Holman and John Sweeney and Oregon Jones, escaping convict, and the serious wounding of Lute Savage, another guard, was the third delivery of major importance that has occurred at the Oregon prison. The first was the "Siska Jack" break of July 3, 1883, in which three convicts were killed, and the second was the escape of Harry Tracy and David Merrill, June 9, 1902, in which guards Frank Ferrell, S. R. T. Jones and B. F. Tiffany were killed. Tracy later killed Merrill and before his career was ended by suicide, when held at bay by a posse, he had killed several more men.

The Tracy-Merrill break occurred at 7 o'clock the morning. Rifles, believed to have been smuggled to the convicts from outside the prison, were secreted in the foundry and were gotten by the two convicts after they had been marched into the shop. The convicts were dead shots. Ferrell was shot while in the foundry. Jones was picked off the north wall at 150 yards. The desperadoes used Tiffany as a shield after they had gotten outside the wall and then killed him.

The convicts left Salem, but returned that night and held up J. W. Roberts, taking clothing and a team of horses from him. The next day two posse members were held up and a horse and buggy and rifle taken from them. Trace of the convicts was lost near Needy, Clackamas county, but on June 15 they stole horses at New Era and early in the morning drove into Portland. Three men were caught outside Portland and compelled to row them across the Columbia river.

Clark county, Washington, posse pursued them without success, although daily the outlaws were committing robberies. Their next appearance was at La Center, Wash., on June 21, and next they were in Olympia after being chased by posse and bloodhounds through several counties. To reach Ballard and then Seattle they compelled some fishermen to row them across a stream.

Tracy was now traveling alone, and it is believed that he had killed Merrill in a duel. On July 3 Deputy Sheriff Raymond of Snohomish county and E. E. Breen, a police officer, were killed by Tracy and he fatally wounded a deputy game warden named Rawley of Seattle. The body of Merrill was found at Napavine, Wash., July 14. Tracy appeared at Roslyn, Wash., July 23, and about a week later at Wenatchee. Next he appeared at Coulee City and Ritzville. On August 5 a posse surrounded him in a wheat field at Fallows, where he committed suicide after being wounded.

The toll of Tracy's rifle was seven men killed and one wounded. In the break of July 3, 1883, 14 men escaped over the wall, and three of them were killed as they went out by Gifford Stillwell, a guard, including Siska Jack. Of the 14 men who got out, one, Gid Beaucamp, notorious criminal, was killed by a posse near Woodburn, and all the others were subsequently captured except a man named Disbrow.

Capturing the warden, George Collins, and an overseer named George Fletcher, the convicts marched them with knives at their throats toward the gate, ordering Collins to have the gate opened by Stillwell. Stillwell, hearing the order, said:

"What shall I do, Collins?"
"Open the gate," Collins answered. Stillwell opened a gate, but it was not the large gate, but a small one beside it that did not lead entirely outside. Fletcher and Collins rushed outside the gate, and either Fletcher or Stillwell then closed the gate, cutting off the escape of about 40 other prisoners who were in the plot. One was caught immediately outside by Allie Veatch, an employee of the prison.

Many of the prisoners rushed to the turnkey's office to get firearms, but their efforts in the main were frustrated, largely by the work of Stillwell, who poured bullets into them with much effect. In a scuffle they got a pistol from the turnkey, a man named Gobat, and a rifle belonging to Superintendent Stratton of the prison.

FORD CAR TO COST \$1100 IN GERMANY

BERLIN, Aug. 13.—The duty on an ordinary Ford automobile imported into Germany will be about \$500 under the new tariff act which was passed without amendment by the reichstag today. The car will sell in Germany for \$1100, but even at this price American manufacturers expect a considerable sale.

PENDLETON MAYOR FIRES POLICE CHIEF

PENDLETON, Aug. 13.—Mayor James A. Fee, of the city of Pendleton, last night informed the city council that he would not sign pay warrants for W. R. "Jinks" Taylor as chief of police after September 1. The difference of the mayor amounts to the practical dismissal of Chief Taylor and culminates a long wrangle between the city fathers and the mayor over Taylor's services.

PRINTERS DEMAND RESIGNATION OF PUBLIC PRINTER

KALAMAZOO, Mich., Aug. 13.—(A. P.)—A resolution demanding that Geo. H. Carter be ousted as public printer of the United States was adopted without a roll call by the International Typographical Union today.

With the resolution as adopted was coupled an appeal to trade union workers throughout the United States to make Carter's removal from office an issue during all congressional elections in 1926.

The resolution was introduced by Jacob Wagner, a delegate from Washington, D. C., who declared Carter was holding office in violation of the law which says the public printer "must be a practical printer, versed in the art of bookbinding." It referred to Carter as a "menace to an efficient, economical, fair public service," and an "ineligible, incompetent and intendant public servant, who has become a tyrant in office."

William Higgins of Philadelphia asked every member of the union to return home and "pin down" his congressman or senator on the question of ousting Carter.

FOUR MEN BREAK SAN JOSE JAIL

SAN JOSE, Cal., Aug. 13.—(A. P.)—Four men escaped from the county jail here last night and are being pursued today by a posse headed by Sheriff George W. Lyle and Chief of Police John Black. The fugitives and the charges on which they were held are:

William ("Red") McCarthy, bank robbery; Otis F. Smith, forgery; Geo. Murray, burglary; Fred Trotten, statutory offense.

The men saved their way out of their cell and escaped from the jail by means of a forty-foot rope, lowered from the roof by someone who had cut it in from the outside.

Chinese Cook's Fear of Quake Devil Is Alayed by Sheriff

SANTA BARBARA, Cal., Aug. 13.—(A. P.)—Hop Hoy, Chinese cook in Los Olivos, grew nervous over the succeeding light shocks resulting in the earthquake here on June 29, and came 53 miles yesterday to the office of Sheriff James Ross to report that a Chinese devil was causing the disturbance. A small shock occurred as he was talking to the sheriff at 1:45 and, wild eyed, the Chinese ran into the street muttering and praying. The sheriff assured him that he had captured the devil and that the shock he had just felt was the final gasp of the culprit, who was just then being thrown into the sea. Cretulous and apparently satisfied the Chinaman returned home.

Richard Barthelmess
With Bessie Love
"SOUL FIRE"

"Captain January"

Adapted from Laura E. Richards' story, "The Little Sea Waif," with

Hobart Bosworth
Irene Rich
Harry T. Morey
Barbara Tennant

RIALTO

OREGON JONES TO BE BURIED IN JOSEPHINE CO.

SALEM, Ore., Aug. 13.—Crowds of people, totalling more than 7000 in the estimation of attendants, had filed past the body of Oregon Jones, who met his death in last night's prison riot, by 1 o'clock this morning. A continuous stream of persons, beginning early last evening and continuing until midnight, resumed early this morning, continuing unabated into the afternoon, entered the headquarters of the local coroner, passed down into the basement where the body reposes, viewed the remains and went on their way.

The crowds included women as well as men, young as well as old. Only the very youngest of children were refused admission. Women and girls, ranging down as low as 10 years in age, comprised nearly half the crowd.

The face of the man, who had made a name for himself among the most notorious criminals in the west, was said by those who knew him to be reposing more peacefully than it had ever reposed in life.

Oregon Jones' brother, D. Jones of Grants Pass, and his sister, Mrs. B. Hall of Portland, arrived in Salem early this morning to take charge of the body. It will be shipped to Grants Pass, the Jones home town, in a few days, the brother stated this afternoon.

ENGLISH TOURIST DIES IN MEDFORD

Dr. Charles Ratburn, an elderly man and resident of England, died today at the Sacred Heart hospital as the result of a severe heart attack which began last Tuesday while he and his wife were camped on the Diamond lake road several miles this side of the lake.

Dr. and Mrs. Ratburn had been touring the United States by automobile. When they reached the Diamond lake country the altitude was too high for the doctor. When first attacked, forest rangers phoned for the ambulance. When it arrived the sick man was unconscious.

No arrangements have as yet been made by his wife concerning the disposition of the body.

Earl Akers, who has been in Klamath Falls for the past several days transacting business, returned to his home in the city yesterday.

SANDEFER GAVE ALARM.

(Continued From Page One)
was exhausted and had to have the attention of a doctor myself."

As they entered the hospital grounds the convicts grabbed Mrs. Alice Ogburn and a man named McElroy, attendants at the hospital, shielded themselves behind them and ordered the man and woman to guide them to the highway, where they doubtless intended to commandeer an automobile. They freed the two when they suddenly freed Zinn and his taxicab.

OREGON JONES KILLED

(Continued From Page One)
ater who never was captured, and is believed to have been killed at Tia Juana.

Dalrymple Shoots Murray.
Warden Dalrymple had just finished dinner at his house near the prison entrance outside the iron front fence, and was returning to his office for the mail. His attention was attracted by Murray, whom he saw in the yard. The warden went through his office toward the turnkey's office and saw the others. He knew it would be useless to enter the turnkey's office where he would have been trapped with the other officers, so instead he ran back to his house and armed himself with a shotgun. Judging that the convicts would go toward the state insane hospital, the warden hastened to the prison garage, also outside the walls, and lay in wait. It was from this ambulance that he winged Murray a little later.

Jones' Ko's Guard
From the prison yard two of the convicts ran to the southside of the wing and up steps leading into a short corridor between the parole office and the turnkey's office. The other two entered from the northside. All had knives. In the corridor Jones met Charles McKinley, a guard, and made a pass at him with his knife. McKinley parried the knife and Jones struck McKinley on the jaw with his fist, flooring the guard, but McKinley jumped up and ran from the corridor, across the yard and to post No. 7, where he got his rifle.

About the same time that Jones attacked McKinley, Murray, the leader, encountered John Davison. Thrusting his knife at Davison, Murray muttered: "Give me the keys to the arsenal, or I'll cut your heart out."

Davison Ko's Murray
Instead Davison lifted a foot and kicked Murray squarely in the abdomen, knocking him against a banister that guards a stairway leading downward, and almost precipitating him into the prison basement. There is a bit of humor about this incident because Davison, years ago when he lived in Umatilla county, was known as "Bog Foot" Davison.

Davison immediately left by a north door into the yard and ran to post No. 1 on the north wall and armed himself with a rifle.

Going on into the turnkey's office the convicts found several officers to dispose of. Murray thrust a knife at Pete White, a guard who was writing at the desk, and demanded the keys to the arsenal.

Arsenal Is Raided

"You're crazy," answered White. Murray, then recognized him, and evidently knowing that White did not have the keys, gave his attention to James Nesmith, the turnkey. Jones also rushed Nesmith and slugged Nesmith in the jaw, flooring him and possibly breaking his jaw. Nesmith was in a dazed state until taken home. His keys were taken and the arsenal opened by the desperadoes.

Four Winchester rifles, a shotgun and two boxes of cartridges were taken from the arsenal, besides the cartridges in the guns.

The convicts began to shoot at once. Two shots were fired through the south window at Guard Charles McKinley on post No. 7, and McKinley's mouth was filled with brick dust when the bullets hit the tower.

About the same time the convicts began shooting through the north window at post No. 1, wounding Holman and killing Sweeney. Holman was hit first. Sweeney ran along the wall from post No. 2 to relieve him and was shot through the head, dying instantly. W. E. Gardner, another guard, went to aid Holman, taking his gun and helping him down stairs. A bullet from the convicts knocked the rifle from his hands. By this time Guard Davison had arrived at No. 1 post. He ran outside, prepared to open fire on the convicts. The convicts having left the building and crossed the yard, they entered the tower and killed Holman. Guard Lute Savage was returning from dinner along the penitentiary-state hospital road and rushed to post No. 2, where he was shot.

Davison Gets Jones
The convicts got out of the prison enclosure by the stairs at post No. 1 and it was here that Davison killed Oregon Jones, drilling him through the head as he went over the wall. Jones pitched headlong to the ground. Shortly afterward Warden Dalrymple opened fire with his shotgun, wounding Murray. Fifteen bullet indentures were found in the north wall of post No. 1.

Murray staggered, but recovered himself and with the other two ran toward the state hospital, a quarter of a mile north of the prison. At the hospital C. V. Ivitts, an attendant, who had resigned, had called a taxi cab to take himself and his belongings down town. The fugitives ordered Zina Zinn, the taxicab driver, to let them into the car and also ordered Ivitts to get in. Zinn was ordered to drive east, contrary to first reports that they had gone through Salem into Polk county, and which caused the first posse to cross the Willamette river in a direction opposite to that actually taken by the fugitives.

That Zinn and Ivitts were not compelled to remain in the automobile with the desperadoes all night is probably due to Zinn's making the convicts believe the car was almost out of gasoline. Under their threats he drove the three to a school house a short distance east of Pratum, about nine miles east of Salem. Zinn said Murray seemed to know the country thoroughly.

Zinn kept telling the fugitives that he was almost out of gas, and near Pratum informed them that the engine was about ready to stop.

Drive to School House

"Then drive behind that school house," ordered Murray.
Zinn did so, and he and Ivitts were ordered out of the car. The convicts exchanged several articles of clothing with them, then tied the two men to a tree and gaged them, warning them under penalty of death not to tell where the convicts had left the car. Soon after the convicts went on Zinn and Ivitts worked themselves loose and returned to Salem in Zinn's car.

Attendant Is Robbed.
Before the convicts left them they robbed Ivitts of over \$450, but gave him back \$40 and took several dollars from Zinn.

Zinn is an elderly man.
"I have seen a good deal of gun play in my time," he said last night, "and have had some thrilling experiences, but never anything like I went through tonight."

Zinn said the convicts continually threatened him and Ivitts during the trip. Murray, he said, claimed he killed both Holman and Sweeney. This is apparently not true, since one was killed with a shotgun and the other with a rifle. The convicts apparently did not know they had wounded Savage.

"I shot point blank at him and missed him," Murray said in the automobile.
Zinn said Murray was wounded in the arm and side from the warden's shotgun.

It developed today that the reason Guard Davison failed to eliminate more convicts from the man hunt after he had shot and killed Oregon Jones was due to the fact that his ammunition failed. He had seized the gun used by Guard James Holman after Holman had been killed by a convict. Holman had been firing his gun at the escaping prisoners and consequently but one or two cartridges were left in the magazine when Davison secured the weapon.

Holman and Sweeney, the dead guards, both leave families in Salem. Holman a widow, two daughters and a son, and Sweeney a widow, daughter and son. Holman was a brother-in-law of Warden Dalrymple, being a brother of Mrs. Dalrymple.
Jones a Desperate Character.
Oregon Jones, the dead convict, was received January 20, 1923, from Josephine county to serve 20 years for assault and robbery. He was 23 years old. With four other convicts, including Murray and Kelly, Jones escaped from inside the walls March 23, 1924. All the others were soon caught, but Jones not for months later when he was arrested in Sacramento. Ellsworth Kelly was also received from Josephine county on the same date as Jones, and his crime was aiding the Jones brothers to escape jail. He was serving 20 years. He is 28 years old.
Murray was received from Lane county December 31, 1923, for assault with a dangerous weapon in connection with the robbery of a bank at Florence in which he participated. He is 29.
Wilcox was received from Umatilla county April 13, 1924, to serve seven years for burglary. His age is 26.

Man to Man



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