

The Weather
 Prediction Fair and mild
 Maximum yesterday 76.5
 Minimum today 42

MEDFORD MAIL TRIBUNE

Weather Year Ago
 Maximum 96
 Minimum 62

Daily—Twentyfour Year
 Weekly—Fiftyfour Year

MEDFORD, OREGON, FRIDAY, AUGUST 28, 1925

NO. 136

3 CONVICTS ARE INDICTED FOR MURDER

Grand Jury Holds Murray, Kelly and Wilos Equally Guilty of Killing Two Prison Guards in Escape—Each Convict Indicted Twice—Ask Death Penalty.

SALEM, Ore., Aug. 28.—Tom Murray, 22 year old convict and leader of the trio who shot their way out of the prison, killing two guards, was granted an extension of time until next Tuesday morning at 10 o'clock when he was taken before Judge Perry R. Kelly in the circuit court this afternoon for arraignment.

Inability to secure an attorney as yet was given by Murray as his reason for asking for the extension.

SALEM, Ore., Aug. 28.—The Marion county grand jury reporting here just after noon today returned six indictments charging Tom Murray, Ellsworth Kelly and James Wilos, convicts who shot their way out of the state penitentiary on the evening of August 17, with the murder of James Sweeney and M. H. Holman, guards who were killed in the break.

Each of the three convicts was twice indicted, once for the killing of Sweeney and once for the murder of Holman.

Local attorneys see in the double indictments an indication of the trend of the state's case against the trio. The death penalty will be asked for all three on the ground that they were all parties to a conspiracy to break, that the killings were a result of the conspiracy and that, therefore, all are equally guilty.

Whether the grand jury's investigations will extend into the causes contributing to the break and general conditions at the penitentiary has not yet been determined. The jurors are all being held in attendance, and will not be dismissed until a later date, according to District Attorney John Carson.

The district attorney also announced that the three convicts might be arraigned in circuit court before Judge Perry R. Kelly to enter their pleas this afternoon.

Only one of the prisoners will be brought to the court room from the prison at a time, Murray will be the first one to be arraigned, and he will be returned to his cell before either of the other two are brought out.

Murray will be menaced and escorted by a sufficient guard to make sure that he does not escape, Warden Dalrymple said.

False Teeth Save Owner of Whiskey From Paying Fine

SAN FRANCISCO, Aug. 28.—(A. P.)—False teeth may have many drawbacks, but they saved Frank Glaser a possible sentence for possession of liquor. Glaser was arrested because a cup of whiskey was found in his kitchen. He was called to police court today.

MARTIN MADDEN CONGRESSMAN IS A LOCAL VISITOR

Prominent Illinois Representative, Chairman of Appropriation Committee Is Taken to Crater Lake By Local Committee—Tax Problem Declared Most Important.

Martin B. Madden, congressman from Illinois, chairman of the appropriation committee and one of the republican leaders of the middle west, arrived in the city last night at 11:45 o'clock from Portland, where he has been attending the meetings of the Western States Taxpayers convention, at which he was one of the leading speakers.

Upon his arrival in this city, Congressman Madden denied himself to interviewers, except to say that taxes and taxation, and their solution was the biggest problem of the day. He was tired from the long trip, but said he had enjoyed every minute of it, and was high in his praise of the scenery along the route.

This morning at eight o'clock, Congressman Madden left for Crater Lake, accompanied by local citizens, which included Arthur L. Hill, Harry Walther, S. Sumpter Smith and others. Representative Madden is the guest of Paul B. McKee on the trip.

At noon today he will be the speaker at a luncheon at Crater Lake lodge. After the trip over the rim road, the congressional party will return to this city in time to catch the Shasta limited south, where Congressman Madden will speak once in Oakland and once in San Francisco, Calif.

Congressman Madden is 70 years old, the personification of geniality. At the age of ten he started work in a stone quarry. He is now president of the Western Stone company, one of the largest concerns of its kind in the world, and an official in other business enterprises of Chicago.

5 AVIATORS ARE KILLED IN CRASHES

Portland Flier Victim in Ghisago Accident While Three British Flying Officers Are Killed When Planes Collide in Mid-Air—Capt. W. L. Heftig, U. S. R., Also Killed

CHICAGO, Aug. 28.—(A. P.)—Two aviators in one plane were killed in a collision of two United States army airplanes 500 feet above the Maywood air field late yesterday. Pilot of the second plane escaped uninjured, although his ship was partly wrecked.

Lieutenant Talcott P. "Happy" Smith of Portland, Ore., and his passenger, Captain William L. Heftig, aviation reserve officer, former army colonel, a member of the Chicago board of trade and president of the Chicago chapter of the National Aeronautical association, were the victims.

They were in a DeHavilland plane from Chanute field, Hantoul, Ill., and were returning from an air tournament at Camp Grant.

Lieutenant Douglas, a member of the first pursuit group stationed at Selfridge field, Mount Clemens, Mich., was flying in front and above Smith's ship in a Curtiss pursuit plane.

In attempting a landing Smith made an upward turn to avoid a mail plane piloted by William Page, which was taking off. The DeHavilland overturned when its tail cut sharply against the side of the Curtiss ship and hurtled toward the ground. Smith made desperate efforts to right his craft and jumped as it burst into flames. His parachute failed to open and he was crushed to death as he landed. He leaped when the falling plane was about 25 feet above the ground. The burning plane narrowly missed hundreds of spectators who witnessed the accident. The propeller of Douglas' ship was sheared almost off by the impact, it was found after he landed.

A military investigation of the accident will attempt to determine whether the pilots of the colliding machines were "stunting" for the benefit of the spectators and why the parachutes failed to open.

Yale Football Star Weds Star of Stage



NEW YORK, Aug. 28.—(A. P.)—Edward (Ted) Coy, handsome Yale blonde gridiron hero of other days, was a quiet wedding at the home of Fay Bainter, actress, near Stamford, Conn., Miss Bainter, her husband, Reginald Venable, and a few intimate friends being present.

The secret romance, whispered for months after the first Mrs. Coy obtained a divorce in Paris last December, was revealed yesterday. There was a quiet wedding at the home of Fay Bainter, actress, near Stamford, Conn. Miss Bainter, her husband, Reginald Venable, and a few intimate friends being present.

happy and in love. "Retire from the stage?" she said. "No—not just yet." Coy until recently was connected with a brokerage firm. He received \$200,000 from his mother a few years ago and is reputed to be worth \$10,000,000. In his marriage license he gave his age as 37.

Miss Bainter is now married for the first time. The license gives her age as 27. She has been on the stage since she was 19.

Ted Coy is shown above in football togs, with his first wife, Sophie d'Antignac Meltrim, from whom he was divorced in Paris several years ago.

The bride said she was supremely

American Airmen Make First Sortie; Score Many Hits

QUEZZAN, French Morocco, Aug. 28.—(A. P.)—The entire group of American aviators here made their first fighting flight over the enemy tribunes' camps today, dropping 240 kilograms of bombs and scoring many direct hits.

The aviators also dropped food and ammunition to one Spanish and five French outposts surrounded by the enemy.

TWO MILLIONS IN OREGON ROAD BONDS ARE SOLD

Highway Commission Decides to Sell Large Block to Retire Short Term Issue and Save Interest—Several Contracts Are Let.

PORTLAND, Ore., Aug. 28.—The state highway commission today decided to sell \$2,000,000 worth of bonds and use the money to refund a short time issue of that size which matures September 1.

The commissioners pointed out that they should save about 1 1/2 per cent interest on the existing issue, as it was put out when the commission had to pay 6 per cent for money. The new issue is expected to sell at an interest rate of probably 4 1/2 per cent.

The new bond issue will not increase the total state bonded indebtedness, while it will reduce to a marked degree the amount paid out in interest.

On September 1 the commission will pay off \$100,000 worth of highway bonds and on October 1 \$111,000 worth. With these two payments the commission will have paid off nearly \$800,000 worth of bonds this year.

Several contracts were let as follows:

SUSPECT IN NURSE CASE IS RELEASED

Gordon Rowe Given Liberty When Questioning Fails to Secure Damaging Evidence—Oakland Doctors Refuse to Talk—Search of Swamp Is Continued.

OAKLAND, Cal., Aug. 28.—(A. P.)—Systematic search of every hunting lodge and duck blind along the shores of San Francisco bay and possible draining of the waters in the vicinity of Cozy Cove, near Point Richmond, Contra Costa county, was to be undertaken today by officials of the San Francisco bay counties, in the search for the body of Mrs. Bessie Loren, Oakland nurse and victim of the El Cerrito swamp murder.

Search last night of the hunting lodge of Gordon Rowe, San Francisco accountant and former employer of Mrs. Loren, at Elvino, off the shores of Sausalito, Contra Costa county, officials said, revealed little or no information which they thought might lead to solution of the swamp mystery. Investigators said the place had been scrubbed out recently and that a mattress was missing from one of the cots. Otherwise, everything appeared to be in order.

Rowe was released last night after more than eight hours grilling, during which police said he made a number of contradictory but not particularly significant statements. They said Rowe probably would be called for further questioning.

Dr. J. J. Meyer, Oakland physician, and Dr. J. Loren Pease, Oakland dentist, whose names were brought into the case yesterday when letters and other documents found in Mrs. Loren's trunk were revealed, were questioned yesterday, but declined to discuss the letters purporting to have been written by them to Mr. Loren or to answer any questions bearing on their alleged association with the Oakland nurse. Both retained attorneys and declined to answer certain questions on advice of counsel.

Convinced that Mrs. Annie Ferguson, mother of Mrs. Loren, is withholding information which might assist authorities in unraveling the swamp mystery, Assistant District Attorney James F. Hoey of Contra Costa county today was to subject her to further questioning.

Rowe admitted under questioning that he made an automobile trip to Los Angeles with his brother Robert leaving here August 13 and returning August 17, officials said. Authorities have been unable to trace to their satisfaction the movements of Mrs. Loren during that period. Rowe today continued to deny that he visited Mrs. Loren at her hotel in San Francisco between the dates of August 17 and August 19, when hotel employees declare a man whom they identified yesterday as Rowe visited the woman and on one of the two alleged visits accompanied her out of the hotel.

Latest developments have caused investigators to lean to the theory that the woman was killed outright, instead of dying from the effects of an operation.

Wood in All Cheap Liquor. NEW YORK.—Dr. A. O. Guttler, Bellevue toxicologist, says wood alcohol is now being found in all cheap liquor; more persons are dying from it than ever before and it is responsible for a great many crimes.

U. S. MARINE GUARD AT WHITE COURT SENTENCED TO PRISON FOR TWO YEARS

WASHINGTON, Aug. 28.—(A. P.)—Private George E. Dean, a member of the marine guard of the summer White House in Swampscott, has been sentenced to two years in the naval prison at Portsmouth, N. H., dishonorable discharge involving conduct to the prejudice of good order and discipline, being absent without leave for fourteen hours, slander, including remarks derogatory to the service, breaking arrest and refusing to bathe when ordered.

Death Toll of the Automobile

PORTLAND, Ore., Aug. 28.—G. M. Britton, 39, was fatally injured early today when his automobile skidded off the pavement and crashed into a heavy air compressor on Sandy road, near here. He died 15 minutes after being rushed to the hospital.

Police declared that the air compressor and a section of the road near the machine where the pavement is being widened, were not properly lighted. Officers who investigated said there was a red lantern on a barricade guarding the air compressor, but that it could hardly be seen.

BASEBALL SCORES

National.			
At Brooklyn—	R. H. E.		
Cincinnati	12 13 0		
Brooklyn	7 13 0		
Boston, Brady and Harrgrave;			
Grimes, Ehrhardt, Hubbell, Brown and Taylor.			
At Philadelphia—	R. H. E.		
Pittsburgh	10 16 0		
Philadelphia	9 15 6		
Morrison, Oldham, Adams, O'Neil, Sheehan, Kremer and Smith; Ring, Pierce and Wilson.			
At New York—	R. H. E.		
St. Louis	3 6 1		
New York	4 11 2		
Sherdel and O'Farrell; Fitzsimmons and Hartley.			
At Boston—	R. H. E.		
Chicago	6 9 1		
Boston	4 9 2		
Cooper and Gonzales; Conroy and Gibson.			
At Cleveland—	R. H. E.		
Boston	2 6 0		
Cleveland	1 9 1		
Zahnizer and Stokes, Pleinich; Miller and L. Sewell.			
At Detroit—	R. H. E.		
Philadelphia	1 6 1		
Detroit	8 14 1		
Gray, Groves, Kimmel, Baumgartner and Cochrane; Holloway and Basler.			
At Chicago—	R. H. E.		
Washington	3 5 0		
Chicago	2 8 5		
Ferguson and Ruel; Blankenship and Schalk.			
At St. Louis—	R. H. E.		
New York	0 8 1		
St. Louis	1 2 0		
Hest and Bengough, Giard and Garvey.			

1 WORKER KILLED, 2 INJURED WHEN TRAIN HITS CAR

PORTLAND, Ore., Aug. 28.—One man was killed, another probably fatally hurt and another badly bruised this morning when a special Southern Pacific red electric train ran down a handcar on the trestle near Second and Hamilton streets in South Portland. John Costas, 36, single, was killed instantly.

A fellow worker, known only as "Steve," about 50, suffered probably fatal injuries. Hospital attendants say he has a fractured pelvis, both shoulders are broken, his skull may be fractured and he is suffering from shock. His death is expected.

Mike Capto, 48, was seriously bruised.

JAP SWIMMER ALSO FAILS TO SWIM CHANNEL

DOVER, Aug. 28.—Setsu Nishimura, Japanese long distance swimmer, abandoned his attempt to swim the English channel today after being in the water only two hours and five minutes.

Setsu Nishimura, said to be the champion long distance swimmer of Japan, has attracted attention in England, since his arrival there in June, by the unusual diet he has followed in training for his attempt to swim the English channel. He ate only vegetables and eggs, instead of the usual heavy heat-producing foods favored by most channel swimmers.

The weather was fair but a smart breeze was kicking up a seaway. The swimmer wore a costume enveloping him to the ankles and this was covered with a thick coating of grease.

OREGON CRANBERRY CROP TO BE BUMPER

PORTLAND, Ore., Aug. 28.—With the cranberry harvest at hand in the lower Columbia river basin, growers now place their total yield at approximately 50,000 boxes. This is the largest crop that has ever been in sight for the coast and it will not only set up a new production record, but will also see the realization of dreams of pioneer growers, who years ago thought that some time the crop might reach 50,000 boxes.

Ye Oregon Sportsmen May Hunt Gallinules

WASHINGTON, Aug. 28.—(A. P.)—Sportsmen in Idaho and Oregon can hunt coon, gallinules, jacksnipe, black-bellied and golden plovers, greater and lesser yellow legs, from October 1 to January 15, but they cannot hunt at any time wood duck or swan. The biological survey said today in announcing changes in the migratory regulations.

NEW YORK, Aug. 28.—Arrivals: 7 Oregon; 3 New York by boat; 24 New York; some California, slightly stronger. California Bartletts, 31 cars, \$3.50 to \$3.30; mostly \$3.10; ordinary \$2.75 to \$2.95; common, \$2.50 to \$2.70; ripe, \$2.15 to \$2.55; average \$2.80; Oregon Bartletts, 5 cars, extra \$2.50 to \$3.25, few at \$3.40; average \$2.75; fancy \$2.35 to \$3.15, average \$2.71.

Wire Report on the Pear Market

CHICAGO, Aug. 28.—Arrivals, California 36; 2 Oregon; 9 cars sold; California Bartletts, 5000, \$2.50 to \$3.50, mostly \$3; 520 Oregon, \$2.75 to \$3.20; average \$2.95.

PRES. COOLIDGE LANDS AT HISTORICAL PLYMOUTH ROCK ON THE MAYFLOWER

WASHINGTON, Aug. 28.—(A. P.)—The Mayflower, with President Woodrow Wilson aboard, sailed today for Plymouth, Mass., where the Pilgrim fathers landed more than 200 years ago.