

The Weather
Prediction Generally fair
Maximum yesterday 71
Minimum today 30.5

MEDFORD MAIL TRIBUNE

Weather Year Ago
Maximum 79
Minimum 46

Daily—Twentieth Year.
Weekly—Fifty-fourth Year.

TWELVE PAGES

MEDFORD, OREGON, FRIDAY, OCTOBER 16, 1925

NO. 178

MURRAY IS GUILTY IN 1ST DEGREE

Leader of Prison Break to Hang for Murder of John Sweeney — Loses Wager to Deputy Warden—Trial of Willos and Kelly Is Now Under Way

SALEM, Ore., Oct. 16.—Tom Murray, leader of the convict trio who shot their way out of the Oregon penitentiary on the evening of August 12, and a veteran of three prison terms in the past five years, must hang for the murder of John Sweeney, one of the two guards killed in the recent break.

The case against Murray for the murder of Sweeney went to the jury at 3:54 o'clock yesterday afternoon. At 8:45 o'clock last night, less than five hours later, the jury sent out word that it was ready to report. Nearly half an hour was required to bring Murray from the prison to the courtroom and to gather the attorneys and court attaches.

Except for a slight nervousness evidenced by the manner in which he rubbed his hands together as he sat in his chair, Murray was as cool as at any time during the trial. He sat with his eyes downcast during the reading of the verdict, biting his lips, then turned to Will R. King, his attorney, and smiled.

As the jurors filed out of the courtroom, Murray rose, Deputy Warden Lillie and two guards from the prison stepped his side with handcuffs. He placed his cap on his head and extended his hands, saying: "I guess they won't arrest me for putting my hat on in court."

In the afternoon as the jury filed out to consider his case, Murray offered to wager the deputy warden that he would not hang.

Judge King announced last night that an appeal would be filed. This morning the trial of James Willos and Ellsworth Kelly, companions of Murray in the break, also on charges of killing Guard Sweeney, was progressing in the circuit court and the attorneys were busy selecting the jury which is to try them jointly.

SALEM, Ore., Oct. 16.—With eleven jurors passed for cause in the murder trial of Ellsworth Kelly and James Willos, who were participants in the state prison escape of August 12 last, and who with Tom Murray were indicted for murder in the first degree for the killing of Guard John Sweeney, the panel was exhausted just before noon today and court adjourned until tomorrow morning. A special venire of 20 jurors was ordered by the court. The defense has five peremptory challenges remaining and the state three. By stipulation between attorneys for the state and the defense all members of the jury that sat in the Murray-Willos case because of the length of the previous case.

8 Ostriches Dead As Result of Truck Ride in California

FRESNO, Oct. 16.—Transporting ostriches by automobile truck is a costly enterprise. Eight dead ostriches valued at \$500 a pair were turned over to the pound master here after succumbing to the rigors of the trip from Los Angeles to Fresno. The twelve survivors of the original shipment of twenty proceeded toward San Francisco where they are to be exhibited.

STUFFY M'INNIS GIVEN HONOR OF PIRATES VICTORY

Baseball Experts Claim Tide Turned When Veteran First Sacker Took Field in Fifth Game—Put Will to Win in Pittsburg Team

PITTSBURG, Oct. 16.—(A. P.) A star of the bygone years came to hover over Pittsburg in its hour of greatest darkness and by its brilliance drew about it several little planets which for a time had been obscured by baseball's great smoke.

Rain and fog were dispelled by the illumination of the great constellation. For the Pirates of Pittsburg today are champions of the world once again after 16 long years and all of them are stars of magnitude and with the central planet carrying the grand old name of McInnis.

Great figures were many in the Pirates' epoch-making drive that cut down the mighty Walter Johnson at the last. Kiki Cuyler's double won that he would not hang.

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SHANGHAI CAPTURED BY GENERAL SUN

Chekiang Commander, With 10,000 Troops, Takes Chinese Gateway Without Firing a Shot—Defense Units Rushed to Protect Foreigners

SHANGHAI, Oct. 16.—(A. P.) Shanghai, gateway port of China, fell into the hands of a new military ruler today. General Sun Chuan-fang, the Chekiang commander, without firing a single shot 10,000 of his troops took possession of the city while 15,000 troops of General Chen Tso-lin, who have held the city for many months, withdrew toward central China.

More than eighty Chinese sentenced to death were turned over to foreign authorities by General Sheng Chien, the retiring commander, who was unable to execute the offenders after sentences had been imposed by mixed courts.

The change of military rulers in Shanghai was not without disorder, however. A train on the Shanghai-Nanking railway on which Silas H. Strawn of Chicago, American delegate to the Chinese customs conference at Peking, was riding, was seized by Chinese soldiers. Mr. Strawn, his daughter and Mahlon F. Perkins, technical expert of the state department, were forced to return to Shanghai before they were allowed to proceed on their journey.

Authorities at the international settlements here today started adopting precautionary measures. All defense units were ordered to stand by and barricades of barbed wire were erected about the settlement boundaries.

While Shanghai is the center of a maelstrom of militarist activity it appeared evident tonight that any real warfare would be fairly remote.

Late messages tonight reported that Fengtien troops were continuing their retreat beyond Soochow where the railway line meets the Grand canal. It apparently was their purpose to establish a defense line as close to Shanghai as Wush, 80 miles away.

The retreating troops were reported blowing up bridges and tearing up rails to impede the following Chekiang forces. The retreat also was said to be accompanied by considerable looting. Traffic between populated centers was wholly suspended, due to the troop movements.

Mr. Strawn and his party arrived in Nanking safely and intended to depart for Peking tonight, taking the train at Pakow, across the river from the Kings capital.

The foreign settlements here were tranquil tonight.

DAYTON, Ohio, Oct. 16.—(A. P.) Three fliers killed today in the accident at New Salem, Pa., were partially identified by Wilbur Wright, field officer as Lieutenant George H. Burgess of that field and Maurice Hutton and Verne Timmerman of the Dayton Herald staff. The three had piloted the "Honeymoon Express" to the air races at New York.

The "Honeymoon Express" was built during the World war and was said to have been condemned several times. It was one of the obsolete types hit by Colonel William Mitchell in his testimony before the aircraft investigation board.

NEW SALEM, Pa., Oct. 16.—(A. P.) Three men met death today when an army airplane crashed on a farm near here.

According to eye-witnesses the plane while passing over the Huffington farm exploded and crashed, catching fire before it struck the ground. The three occupants were burned fatally before they could be taken from the blazing mass of wreckage.

Clothes worn by the victims, were burned from the bodies and it was impossible to ascertain if they had been dressed in army uniforms. Reports here were that the plane was from Washington.

Reel Beauty in Real Romance



Divorced from Tom Moore, film leading man, Renee Adoree (above), screen heroine, is acquiring a new husband, Douglas Gilmore, also of the movies.

Charge Attempts to Tamper With Jury, Klan Goblin Case

NOBLESVILLE, Ind., Oct. 16.—(A. P.)—Vehement insinuations of efforts to approach men who might serve on the jury which will try D. C. Stephenson, ex-klan goblin, and the two bodyguards, for murder of Madge Oberholzer of Indianapolis, are enlivening the slow process of obtaining a jury in Hamilton county circuit court.

This was the fifth day of the attempt to fill the jury box.

Witnesses before P. S. C. at City Hall Declare Barnum Road Should Be Retained and Extended to Copper and Timber Districts

An all day hearing was held before the public service commission yesterday in the Medford city hall on W. S. Barnum's application to be allowed to tear up the rails of the Jacksonville-Medford railroad, which concluded last evening. The matter was taken under advisement by the commission, whose decision is expected within two weeks.

A number of witnesses on each side of the controversy were examined. W. S. Barnum, owner of the erstwhile carrier, stated that the railroad at present, if operated, would not pay expenses, and that he was too old to extend the road into the timber on the Applegate watershed.

Dr. J. E. Reddy, on the stand for the applicant, stated that there is tremendous ore tonnage at Copper and the Blue Ledge that sooner or later will have to come out by rail, and that there is, according to United States government reports, 3,000,000 feet of pine and fir ready for cutting, to reach which this line must be extended.

The witness also stated that Grants Pass had built, constructed and is maintaining a line at an investment of a quarter of a million dollars or more; that the railroad lines are fighting to reach 40,000,000 feet in the Klamath basin at a cost of two or three hundred million dollars, and that it would seem logical that the people of Jackson county, and especially Medford and Jacksonville, ought to be ready and willing to preserve the Medford and Jacksonville line for three billion feet of timber and hundreds of thousands of tons of rich ore, for ten or twelve thousand dollars.

The protesters, through J. B. Coleman, county assessor, showed the vast amount of privately owned timber in the Little Applegate and Squaw lake watersheds that could be reached by an extension of the Jacksonville-Medford road to Ruch where it would tap a great body of timber on Forest creek.

Mayor Wilbur Cameron of Jacksonville testified that public sentiment was in favor of preserving this railroad and that it is of great convenience and necessity, as transportation for timber and products of Applegate valley.

J. W. Opp declared it would only require a short extension of the railroad to reach a heavy body of pine and fine timber in the divide between Forest creek and at the head of Foothills creek; that this timber was ready for the market, privately owned, and that a railroad would be the easiest way to bring it out.

Fred J. Fick, a merchant and timberman of Jacksonville, said that it was not profitable to haul logs and lumber by truck from Applegate valley and these sections, where this railroad with an extension of seven or eight miles would tap the timber, and that it would be more desirable and profitable to manufacture this timber in Medford or Jacksonville along this railroad. He also said that there was great convenience and necessity for the preservation of this line and that sentiment was in favor of it.

(Continued on page six.)

MANIAC IS HOLDING GIRL IN THE HILLS

Beauty Parlor Girl From Eureka, Missing Since Murder at Fortuna, Is Reported Prisoner of Crazy Home-steader Near California Line—Posses on Trail

EUREKA, Cal., Oct. 16.—(A. P.) Carmen Wagner, 18 year old beauty parlor operator of Fortuna, who has been missing since Sunday, is the prisoner of a demented home-steader near Shower's Pass, sixty miles northeast of here. A posse of twenty men has surrounded the district and plans to close in on the couple this afternoon.

This information was brought here today by Deputy Sheriff Clyde Randle who returned from the Shower's Pass region.

The Wagner girl and an unidentified man have been sought since the discovery Sunday of the body of Henry Sweet, shot to death beside his automobile in a wild section of the Humboldt mountain country. Sweet and Miss Wagner were on a hunting trip with the other man.

Early in the search the theory was advanced that Sweet was shot and killed by this man who then abducted Miss Wagner.

Deputy Randle made a hurried trip to Eureka today for food and ammunition and was to return immediately to the Shower's Pass section with reinforcements to capture Miss Wagner's supposed abductor and to rescue the girl.

Randle said he had not seen the couple, but had authentic information that Miss Wagner was being held captive by the demented home-steader.

EUREKA, Cal., Oct. 16.—Leland Bryant, bachelor rancher, was questioned by the Humboldt county district attorney before a coroner's jury at Fortuna last night investigating the death of Henry Sweet who was found dead with a bullet in his back after he had left on a hunting trip with Miss Carmen Wagner, 18, a beauty parlor proprietor. Miss Wagner dropped from sight after the killing and a search is now being conducted for her.

The pointed questions put to Bryant by the district attorney last night were significant. He brought Bryant before the jury and a brother of Miss Wagner and asked in rather dramatic fashion:

"Mr. Bryant, can you look these people square in the eye and say you do not know where Miss Wagner is, or who it was who killed Henry Sweet?" snapped the district attorney.

"Yes," Bryant answered calmly. "Your conscience is perfectly clear?" again asked the interrogator.

"Clear as a bell," answered Bryant. Bryant was not detained.

WIRE REPORT ON THE PEAR MARKET

NEW YORK, Oct. 16.—(U. S. Bureau of Markets.) Seventeen cars of California pears; 3 New York; 7 Oregon; 9 Washington; 7 New York by boat. Market steady on California fruit and strong on Northwestern fruit. Oregon hosc, four cars, extras \$4 to 5.25; average \$4.68, fancy \$3.90 to 5.05; average \$4.53. Anjous two cars, fancy \$3.60 to 4.45; average \$3.95.

DAILY REPORT ON THE CRIME WAVE

MILWAUKEE, Wis., Oct. 16.—(A. P.)—The first arrest in the hunt for the slayer of Madalynne Latimer, 19-year-old Milwaukee girl, and her fiancé, James Sears, Kenosha, whose bodies were found in a field near Kenosha early yesterday, was made at midnight last night when Milwaukee and Kenosha deputies took Howard J. Pratt of Milwaukee into custody. The deputies said they thought Pratt could throw some light on the case.

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Wall Street Report

NEW YORK, Oct. 16.—(A. P.)—Speculation in motor stocks fanned to fever heat by reports of record breaking sales, prospects of special dividend developments and rumors of open market buying for control broke forth with unprecedented fury in today's stock market in gains in popular issues running from 1 1/2 to 11 points. Total stock sales approximately two and three-quarter million shares, making it the most active session since December, 1914, when sales crossed three million shares.

NEW YORK, Oct. 16.—(A. P.)—Professional traders acting on the theory of the stability of the stock market had been undermined by the recent rapid advance in prices, poured an avalanche of selling orders on the floor of the exchange around mid-day after prices of many stocks had been marked up one to 15 points above last night's closing quotations.

The market tottered for a while under the weight of this selling, but soon recovered its equilibrium and swept forward again on another wild wave of bullish enthusiasm.

PRINCE OF WALES RETURNS HOME KISSES QUEEN ON BOTH CHEEKS

LONDON, Oct. 16.—(A. P.)—London gave the Prince of Wales the most affectionate welcome of all his homecomings this afternoon when he returned from his 25,000 mile voyage to South Africa and South America. He was greeted at the Victoria station by the king and queen, other members of the royal family and thousands of spectators.

The prince stepped from the train which brought him from Portmouth, wearing the uniform of the Welsh guards. After shaking hands with the king, the young heir apparent bent low over the queen's hand. Then dropping all formal salutations, he placed an arm about his mother and kissed her affectionately on both cheeks.

His sister, Princess Mary, and his new sister-in-law, the Duchess of York, were the next to greet the homecoming "ambassador of the empire."

CIVIL ENGINEER MISSING SINCE LAST JULY FOUND NEAR DEATH IN CAVE

PITTSBURG, Pa., Oct. 15.—(A. P.) That the happiness of children should be turned into fright at his appearance seemed to be the thought uppermost in the mind of Paul Blase, 49, civil engineer mysteriously missing since last July and found in a cave near Pittsburg yesterday when he regained consciousness in a hospital hours after having been admitted.

His first words were of the children, then he told hospital attaches that he had wandered into the cave a week ago and had existed on a diet

of berries and herbs, but did not throw any light on where he had been prior to entering the cave.

When discovered by a man in search of mushrooms, who was attracted to the cave by moans, Blase, unable to talk, was in a very weak condition and unable to stand. He was huddled in a corner of the cave and his body was almost devoid of clothing, an old sack being his only covering. His hair was long and his beard shaggy and matted. His condition is critical, due to exposure.

BOY AND NURSE FOUND DEAD IN CAR NEAR DALLES

GHASTLY FIND MADE TODAY ON HIGHWAY NEAR THE DALLES—POLICE BELIEVE YOUTH SHOT GIRL AND THEN KILLED HIMSELF

THE DALLES, Ore., Oct. 16.—(A. P.) Harold Steel, 26, and Miss Crossa Crane, 17, were found shot to death in an automobile on a road in a remote district on Benson hill, four miles south of The Dalles today. Coroner C. M. Zell, who brought the bodies to this city expressed the opinion that Steel had shot the girl and killed himself.

The bodies were found by Paul Lemke who drove past the parked car and saw the two seated side by side. He went on, paying no further attention at the time, but when he passed later on his return and saw the young man and girl in identical positions he investigated and found them dead.

Steel had been employed at The Dalles by the Great Southern railway. He drew his pay yesterday, saying that he was going to be married. Miss Crane was a student nurse at Hamilton hospital at The Dalles.

A note found in her pocket, stating "please notify Hamilton hospital," caused authorities to believe that she had been anticipating trouble of some kind. The girl was shot in the temple and the youth had a bullet in his head.

Officials reported this afternoon they had learned that Steel and Miss Crane had been engaged to be married but that their father had objected. Yesterday while at the home of Mrs. C. J. Westfall, at Friend, the couple had a quarrel, but later they made up and went together to The Dalles. They started yesterday afternoon to return to Friend.

PTOMAININE ONLY A MYTH; HEART DISEASE ALSO

ST. PAUL, Oct. 16.—(A. P.)—Ptomaine poisoning is only a myth. Numerous authorities were quoted to prove this contention by Dr. Milton J. Rosenau, professor of preventive medicine, Harvard university, yesterday, before the interstate post graduate assembly of America which closed its annual session here today.

Ptomainine was thought to be a degenerate product of protein foods, but five years experimentation has proven proteins can not yield anything which produces the ptomainine symptoms, Dr. Rosenau stated.

These are, he said, to infected, not decayed food, but this infection cannot be deterred. The sickness takes the form of pain, vomiting and diarrhoea and is seldom fatal, more so now than in the past when food was not so carefully handled, Dr. Rosenau said.

Diet, he considers, is the single most important factor in health.

Lord Dawson, personal physician to King George, added to the list of shattered medical myths by prescribing for heart disease a quiet day in bed, followed by an evening at the theater, with an easy round of golf on the following day. Heart muscles, according to Lord Dawson, are better for exercise as well as rest, especially in younger patients.

To the average individual, Lord Dawson stated, "heart disease means, down in his subconsciousness, sudden death." The heart, however, Lord Dawson pointed out, has a flexibility of safety margin not of 50 per cent, but of 600 to 700 per cent. All that is necessary, Lord Dawson said, is care in the use of tea and coffee and in exercising.

DAME FASHION DECREES STYLISH WOMEN MUST WEAR SPECTACLES

PARIS, Oct. 16.—(A. P.)—Dame Fashion's latest vagary has been to set all the women to wearing spectacles. The pretty eyes of the 1925 Parisienne are no weaker than those of 1924 but the celluloid frames of the eye glasses, made in many varieties of colors are novel and chic when they match her dress.

A Paris optician in the Rue Rivoli who advertises himself as an "American optician," displays in his win-

dows a large tray filled with celluloid frames in many, green, beige, blue, rose and, in fact, almost any conceivable hue that might be required to harmonize with mademoiselle's suit or frock.

"I sell about 100 pairs of spectacles with plain glass, through which anyone can see, every day," said the optician. "The correct thing is to have the frames made in colors to match the dress."

SALEM, Ore., Oct. 16.—With eleven jurors passed for cause in the murder trial of Ellsworth Kelly and James Willos, who were participants in the state prison escape of August 12 last, and who with Tom Murray were indicted for murder in the first degree for the killing of Guard John Sweeney, the panel was exhausted just before noon today and court adjourned until tomorrow morning. A special venire of 20 jurors was ordered by the court. The defense has five peremptory challenges remaining and the state three. By stipulation between attorneys for the state and the defense all members of the jury that sat in the Murray-Willos case because of the length of the previous case.

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