

The Weather

Prediction Generally fair
Maximum yesterday 72.5
Minimum today 35

MEDFORD MAIL TRIBUNE

Weather Year Ago
Maximum 73
Minimum 37

MEDFORD, OREGON, MONDAY, OCTOBER 19, 1925

NO. 180

MURRAY SENTENCED TO HANG DEC. 18TH

PLEADS FOR MERCY, BUT PLEA FAILS

Tom Murray Speaks in Own Defense Before His Sentence is Delivered—Not a Killer—Only Shot When Life Depended on It—No Discretion, Says Court

SALEM, Ore., Oct. 19.—Tom Murray, convict convicted of the murder of Guard John Sweeney in the prison break of August 12, was this morning sentenced by Judge Percy R. Kelly to hang for the crime on Friday, December 18.

The sentence was imposed after Murray had made a statement to the court pleading for mercy on his record and his youth. Asked by the court if he had anything to say relative to why he should not be sentenced to pay the extreme penalty, the convict replied:

"Yes, I might say something," and in a clear tone of voice continued: "The prosecution in this case has tried its best to dig up my criminal record, but the best they have been able to do is to show two crimes, a burglary in California committed when I was only 12 years old and didn't know any better, and the Florence bank robbery.

"After being released from San Quentin I went straight for two years before we stuck up the Florence bank.

"Refused to Kill
In the Florence job we could have killed but we didn't. During the time I have been in the penitentiary I have been shot at five times without any warning. They would shoot first and talk afterward.

"In the break we could have killed several we didn't even shoot at. I had John Davidson in my power and if there was any man at the penitentiary I would have reason to kill it would have been him. But I didn't. I only shot when it was my life or the other man's."

"We could have killed Guard Gardner as he ran ahead of us toward the state hospital to give the alarm and we could have done the same thing at Monitor and at the Newsmans. I could have taken the clothes of the Monitor boys but I only took a coat and kept on my prison pants.

"There are several we could have killed and kept from giving information about us, but we didn't."

"There was a hush over the crowded court room as Murray spoke. As he finished and stood half facing the court Judge Kelly said:

"Sentenced to Hang Dec. 18
The law gives the court no discretion. You are to be delivered to the warden of the Oregon state penitentiary within twenty days and on the eighteenth day of December you are to be hanged by the neck until you are dead. And may God have mercy on your soul."

Murray flinched for the first time during the course of his trial when sentence was pronounced, but he sat down quietly beside Will R. King, his attorney. For ten minutes prior to the convening of court, Murray sat in the court room and maintained the same attitude of composure he has shown throughout while conferring with King relative to the statement he was to make.

Judge King announced this morning that he had abandoned the idea of filing a motion for a new trial but that an appeal would be taken. The court has allowed him until December to file a bill of exceptions on appeal.

Kelley Trial Started
Immediately after Murray had been sentenced the court resumed consideration of the case of Ellsworth Kelley and James Wilcox, Murray's companions in the break, who are

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Babies Cost \$8 Per Month Extra, for First Two Years

BERLIN, Oct. 19.—(A. P.) A statistician has found that to every family each baby costs \$8 per month extra during the first two years of its life. The figures are effective only after the stork has performed his chief duty and his assistant, the doctor, has rendered his bill, together with that of the nurse. They also are based on the assumption that the mother does not indulge in the luxury of a maid.

HEIRESS COMES TO GET LETTERS THEN VANISHES

Mysterious 'Jordan' Gets 50 Letters Answering Marriage Ad in Salem Paper—Telegrams and Letters Continue to Pour in

SALEM, Ore., Oct. 19.—The mysterious "Jordan" who advertised for a husband four months ago to clear up an estate and offered \$400 for the use of the man's name, appeared in person at the Capital Journal office late Saturday evening and telegrams which came for her and disappeared in the night. Only an office boy was present to give her the communications and as a result her identity is still concealed behind the cloak of mystery.

But her opposites were not all wrapped up in the bundle she received Saturday evening as since then 49 more communications have been received as well as an additional photograph. The latest photograph is from Robert H. Norman, Oakland, Cal., who says he is "ambitious and idealistic and foresees great possibilities and opportunities in life."

Many of the inquirers are approaching the subject carefully. They address their communications to the Capital Journal directly, inquiring about the woman so that something about her antecedents may be shown before taking the final dip into a venture so surrounded with mystery.

LATEST THING IN LONDON IS SUIT TO MATCH DRESS

LONDON, Oct. 19.—(A. P.)—It is the fashion for husband and wives, particularly those who spend a good deal of their time in the country, to have clothes which match. The Duke and Duchess of York on several occasions recently have appeared in tailoring suits, the cloth apparently having been cut from the same roll.

A prominent Saville Row tailor last week had a client who chose a suit from a smart pattern. He was told that there was just enough goods to make his suit.

"Is that all?" asked the customer. "Then I am afraid it won't do. My wife wants a skirt and coat off the same roll from which my suit comes."

Marooned on Pike's Peak. COLORADO SPRINGS, Colo.—Nine men, marooned at the summit of Pike's peak, were brought down from that bleak spot by a special cog-rail train. They were apparently none the worse for their night of exposure.

announced that he had made plans for the production of the first work of this character and had employed a 24 year old Chicagoan, Ted Fiorito, to write the score.

"The typically American motifs in Jazz and syncopated music are capable of carrying symphonic or grand opera significance," said the tenor. Fiorito is the composer of "The Drama of Dreams," "Foot, Tott, Tooste," and "Oh! Mable."

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HEAVY TAX CUT URGED BY MELLON

Secy. of Treasury Outlines Plan of Tax Reduction to Total \$300,000,000--Would Retain Auto and Theatre Tax—Repeal Estate and Gift Tax--Cut Surtaxes Half

WASHINGTON, Oct. 19.—(A. P.)—A reduction of the maximum income surtax to twenty per cent with corresponding decreases all along the line was proposed to the house ways and means committee today by Secretary Mellon.

The normal rate would be fixed under the secretary's suggestions at one-half per cent instead of two per cent on incomes up to \$4000; at 2 per cent instead of 4 per cent on incomes of \$4000 to \$8000 and at 5 per cent instead of 6 per cent on incomes in excess of \$8000.

WASHINGTON, Oct. 19.—(A. P.) A tax reduction of \$250,000,000 to \$300,000,000 was recommended to congress today by Secretary Mellon. Without attempting to lay down definite schedules he suggested that a reduction in surtaxes to 20 per cent in place of present 37 per cent would not cripple the treasury.

This would reduce the maximum tax, surtax and normal, levied on the largest income to 25 per cent. It now is 42 per cent. The secretary also advocated these additional changes: Repeal of the estate tax. Repeal of the gift tax. Reduction of automobile taxes by repeal of the levies on trucks, tires and accessories. Repeal of a number of miscellaneous taxes, such as that on works of art brought from abroad. Repeal of the publicity section of the income tax law.

He opposed repeal of the tax on tickets to theatres and other places of amusement and saving other proposals for amendment of the present law. Including an extension in the jurisdiction of the board of tax appeals.

The secretary's recommendations, based on the conclusion of treasury officials that a surplus of \$296,000,000 is in prospect this year in federal revenues, was submitted to the house ways and means committee at the opening of its hearings on tax reform.

Wipe Out Inequality. He made reference in his statement to "an inequality in taxation," produced by the earned income exemption allowed in the present law, but he added, if the 20 per cent maximum surtax is accepted, the inequality fostered by the clause giving credit on the incomes below \$10,000 as earned incomes "will not be so pronounced."

The treasury secretary also renewed his advocacy of a constitutional amendment abolishing tax exempt securities. He observed, however, that the amount of outstanding tax exempt securities now is so large—he estimated them at 14 billion dollars—that the government should attempt taking away the "artificial" advantage held by those securities. Enactment of the proposed 20 per cent surtax will do the work, the secretary added.

The gift tax was characterized by the secretary as one of a great many artificial restraints and inequalities now in the taxing law.

Gift Tax Has No Excuse. He declared "the excuse for the gift tax would entirely disappear" if the 20 per cent maximum on incomes is adopted.

Mr. Mellon told the committee that neither the tax on admissions nor the bulk of automobile taxes constitute a burden on taxpayers. The government is contributing \$90,000,000 a year towards road building and the automobile taxes, including those on trucks, tires and accessories, are yielding about \$125,000,000.

"The \$25,000,000 might be taken off," Mr. Mellon said, "but so long as the government is contributing the \$90,000,000 a year to the roads on which these automobiles run, they certainly are paying their way."

He warned that it was not well out of the receipts "beyond reasonable needs." The treasury, since the war, he said, "had been living partially upon capital," as constituted by return of investments made through the war finance corporation, repayments of loans to railroads, and sale of surplus war supplies.

"As these sources give out," he continued, "we will have to pay our current expenses out of revenues."

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Montana's Prettiest Is Unbobbed



Montana has an unbobbed queen of beauty, Miss Ramona Berta of Red Lodge, was elected to preside over the state fair at Helena by princesses selected by the 36 countries. She is 17.

PORTLAND BOOT LEGGER CAUGHT AT CENTRAL PT.

Jack Hoyd and Jack Martin of Portland are being held in the city jail charged with transportation and possession of liquor following their arrest at 3 o'clock this morning at a short distance north of Central Point by local officers, 25 cases of alleged whisky and gin, valued at \$1750, being found in their possession.

The men were bound for Portland from Los Angeles, where, it is said, the liquor was purchased. At the time of their arrest they had parked their car, a new Cleveland six, at the edge of the highway to enjoy a short slumber, but were awakened by the officers, who were searching for a stolen car. The men were not under arrest and brought to this city, together with car and its contents, which was piled level with the top of the seat in the rear and covered with a lap robe. Martin, a small man, was sleeping on top of this pile while Hoyd, the driver, slept in the front seat.

According to Hoyd's story, this is the first time he had ever been engaged in running liquor through this section and was unfamiliar with the country, driving many blocks about the city before he could find his way north on the highway.

Martin, he stated, had no connection with the liquor, having been picked up by him at Los Angeles as a traveling companion. Hoyd also said the liquor purchased in the southern city was the best money could buy.

The two have their preliminary hearing set for this afternoon at Justice Roe's court at Jacksonville. The officers who took part in the arrests include State Traffic Officers J. J. McMahon and C. P. Talent, Federal Enforcement Officer Cletus McCredie and Special State Agent T. A. Talent.

Wire Report on the Pear Market

CHICAGO, Oct. 19.—(U. S. Bureau of Markets.)—Two cars California pears, two Colorado, one Illinois; one Indiana; 11 New York; three Ohio; 1 Oregon; 1 Washington; one Michigan by boat.

Oregon Appls. 50 boxes fancy \$3.25 to 4.90; mostly \$2.50 to 3.

The Noted Dead

CINCINNATI, Ohio, Oct. 19.—(A. P.) General Thomas T. Heath, 91, among the last surviving brigadier generals of the Civil war, died yesterday at his home at Lookland, Ohio. He was brevetted for gallantry in the battle of Wayneboro, Ga.

Burned to Death on Ferry. OAKLAND—A. J. Cook, an upholsterer, believed to be from Portland, was found burned to death in the boiler pit of a trans-bay ferry.

3 ARMY FLIERS KILLED BY FALL IN NEW JERSEY

CAPE MAY COURT HOUSE, N. J., Oct. 19.—(A. P.) Three men were killed today when an airplane bearing the number A-868524 fell near here. The identity of the airman was not known. A package found in the plane was addressed to a Lieutenant Haley.

WASHINGTON, Oct. 19.—(A. P.) The three men killed today in the crash of an airplane at Cape May Court House, N. J., were army officers.

MITCHELL FIELD, NEW YORK, Oct. 19.—(A. P.) Army plane No. 868524 left here at 10:30 a. m. today for Langley field. It was piloted by Lieutenant Abbott C. Martin who had with him as passengers Captain Robert A. Kimbich and Staff Sergeant Joseph Colson.

Lieutenant Martin's ship was one of two big bombers attached to the twentieth bombardment squadron at the Virginia field, which left this station at the same time this morning.

Daily Report on the Crime Wave

NEW YORK, Oct. 19.—(A. P.)—A band of five robbers, one of them wearing a policeman's uniform, committed a series of holdups in Brooklyn early today while in Manhattan two gunmen shot and probably fatally wounded the proprietor of a lower east side restaurant in which there were eighteen patrons including five women.

The boldest robbery of the Brooklyn band was the holdup of Mr. and Mrs. Samuel Goldman and their chauffeur as their car was passing along Eastern parkway. After they had crowded the Goldman automobile to the curb, the robbers took \$5000 in jewelry and \$250 in cash from their victims.

Wall Street Report

NEW YORK, Oct. 19.—(A. P.) The stock market after experiencing another series of violent up and down movements in the motor shares this morning quieted down this afternoon when a sustained demand developed for the railroad shares. Total shares were calculated by the Associated Press tabulators at 2,587,800, as compared with 2,762,600 on Friday and 1,482,800 in the two hour session on Saturday.

While the Fox Laughed. GENERO, N. Y.—Several women fox hunters have won a race for life against a train. Trapped in a deep cut, they spurred their horses for safety to the end of the cut with little roofs to spare.

Chicago Could Pay Crooks \$600,000,000 and Make Money

CHICAGO, Oct. 19.—(A. P.) Crime in Chicago costs the city so much each year that it could well afford to pay each of its estimated 30,000 crooks \$20,000 annually, or \$600,000,000, to leave town, Charles R. Holden, president of the Chicago crime commission, told a church audience yesterday.

BEAUTY PARLOR GIRL SLEW BOY STATE CLAIMS

Henry Sweet, Found Dead Near Eureka a Week Ago, Was Shot by Pretty Companion, Declares District Attorney A. W. Hill

EUREKA, Cal., Oct. 19.—(A. P.)—District Attorney A. W. Hill stated today that he was in possession of conclusive evidence that Henry Sweet, the Dyerville youth who was found shot to death in his automobile on the highway south of here a week ago, was killed by a bullet from the rifle of Miss Carmen Wagner, his hunting companion. Miss Wagner has been missing since the shooting.

The rifle, carefully concealed, was found yesterday in a clump of scrub oaks near the shooting scene. One ejected shell, which fit the rifle, was found behind a chicken house 75 feet from the point where Sweet was found. The shell corresponded in age and texture with the five remaining in the magazine of the rifle.

The theory that Sweet was shot with his own revolver is blasted, Hill said today. "There is no longer any doubt that he was killed by a bullet from Carmen's rifle."

COLD KILLS THREE IN MIDDLE WEST, BLIZZARDS RAGE

CHICAGO, Oct. 19.—(A. P.)—October's reputation as a month of indolent sunshine and placid autumn beauty has gone by the boards this year. Instead of an intermezzo has come the discordant notes of the tempest, driving snow and cold weather into the middle west. Death even has lurked in the swirling snowflake harbingers of bleak winter days.

Freezing temperatures generally were sprinkled through the prairie and mountain states last night, the lowest mark being registered at Cheyenne, Wyo., 18 degrees. Denver reported 24 and Rapid City, S. D., 26, among other low marks. While rising temperatures were predicted for today over most of the territory, the cold apparently was progressing eastward with lower mercury marks in prospect in the lake states until Tuesday.

Three deaths resulted from winter's first general visit to the north-west, two men being killed at Regina, Minn., and one at Minneapolis, by train, while they were blinded by snow. From one to four inches fell in various Wisconsin and Minnesota communities.

Police Look for Aviator. BERKELEY, Cal.—Police were seeking to establish the identity of an aviator who looped the loop over the heads of 6,000 spectators in the California memorial stadium during Saturday's football game.

NINA WILCOX PUTNAM HELD UP ON HIGHWAY AND \$6,000 TAKEN

WEST PALM BEACH, Fla., Oct. 19.—(A. P.) Five highwaymen were the objects of a search today by police and sheriff's forces following the reported robbery of Mrs. Nina Wilcox Putnam, well known writer and her companion, R. W. Gauger, of \$6000 in jewels, papers and cash early yesterday.

Mrs. Putnam told police they had stopped to repair a minor accident to their automobile when the bandits approached, first to offer assistance and then to rob.

The writer told police the thieves took from her a set of ear rings valued at \$1000, a \$500 vanity case, papers worth \$4500, and \$775 from her and her companion.

LEAGUE IS KEYSTONE OF PEACE PACT

Terms of Epoch-Making Security Pact Signed at Locarno Made Public in Paris Versailles Treaty Upheld German Boundaries Declared Inviolable—Outlaws War

PARIS, Oct. 19.—(A. P.)—Article one of the Locarno treaty guarantees "the inviolability of the frontiers of Germany and Belgium and Germany and France as fixed by the Versailles treaty."

Germany, Belgium and France undertake reciprocally to refrain from attack, invasion and all other war acts. The contracting parties agree to submit all questions in which their respective rights are questioned to judges, whose decisions the signatories undertake to accept.

Maintenance of the territorial status quo frontiers of Germany, Belgium and France are guaranteed by the contracting parties, individually and collectively. They also undertake to refrain from the concentration of troops in the demilitarized zone fifty kilometers wide on the right bank of the Rhine river.

The signatories agree to refer any violation of the present treaty or of articles 42 and 43 of the Versailles treaty to the council of the league of nations, pending their assistance to the party which the league of nations has ruled as having been attacked.

(Articles 42 and 43 of the Versailles treaty forbid Germany to maintain or construct any fortifications either on the left bank of the Rhine or on the right bank to the west of a line drawn fifty kilometers east of the river. In this area the maintenance and assembly of armed forces or military maneuvers of any kind are forbidden.)

The present treaty does not interfere with the rights and obligations of the contracting parties under the Versailles treaty and is destined to assure the maintenance of peace in conformity with the league of nations covenant. It cannot be interpreted as restraining the mission of the latter and it will be registered with the league.

The irrefragable conviction that with enforcement of the pact and treaties, moral obligation between nations will set in, that it will facilitate the solution of numerous political and economic problems and that it will effectively promote a general movement for the universal disarmament if half the signatories pledge their cooperation.

PARIS, Oct. 19.—(A. P.)—Expectations that the evocation of the League of Nations would be one of the first tangible results of the security agreement reached at the Locarno conference were strengthened by declarations made by the British foreign secretary, Austen Chamberlain, this afternoon after an interview with Premier Painleve.

Mr. Chamberlain said he had talked with the French premier about the general consequences of the Locarno security pact, and added that "those logical consequences will soon become apparent."

ANTI-EVOLUTION WAR LAUNCHED, CALIFORNIA

LOS ANGELES, Oct. 19.—(A. P.) An appeal for members was issued on behalf of the Bryan Bible League here last night by the Rev. Paul Roof of Berkeley, Cal., speaking from the Bible institute pulpit. In his appeal which was radio broadcast, Mr. Roof explained he planned to build up an organization of one million Americans pledged to fight the teaching of evolution in public schools.

JAZZ GRAND OPERA TO BE PUT ON IN CHICAGO BY TITO SHIPA

CHICAGO, Oct. 19.—(A. P.)—Jazz, the ragged wail that only a few years ago was finding beguiling shelter in the musical family, at last is knocking at the Olympian portal of grand opera. Graduating from tin pan alley and but lately molded to the forms of rhapsody and symphony by such moderns as George Gershwin and Leo Sowerby, a jazz opera is now in the making. Tito Shipa, famous tenor of the Chicago Civic opera company