

MEDFORD MAIL TRIBUNE

MEDFORD, OREGON, SATURDAY, DECEMBER 5, 1925

NO. 220

The Weather
 Prediction—Generally cloudy
 Maximum yesterday—52
 Minimum today—27

Weather Year Ago
 Maximum—40
 Minimum—34

RHINELANDER JURY FINDS AGAINST KIP

Gilded Youth Not Deceived By Negro Wife, Jury Declares—Former Waitress Wins All Along the Line in Annulment Suit Brought By Wealthy Husband.

WHITE PLAINS, N. Y., Dec. 5.—(A. P.)—Leonard Kip Rhinelander, wealthy member of a New York family, lost his annulment suit against his mulatto wife, Alice Beatrice Jones, in a verdict returned today by the jury which heard the case.

Answers favorable to Mrs. Rhinelander were returned to all the questions except the first and the seventh. The first, that of whether Mrs. Rhinelander was of colored blood at the time of the marriage had been conceded as a fact by the defense during the trial. The jury made no answer to the seventh question.

After the plaintiff cohabited with the defendant after he obtained full knowledge that the defendant was of colored blood?

The jury in its answer to the other five questions found that Mrs. Rhinelander did not deceive her husband, either positively or negatively as to her negro blood; that she did not conceal this fact to induce the plaintiff to marry her, and that he would have married her even had he known she was of negro blood.

After Justice Morschauser has made his ruling, the entire case must go back to a special term of supreme court for final review.

Immediately after the jury's findings had been read, Isaac N. Mills, counsel for Rhinelander, moved to have the verdict set aside as being contrary to the weight of evidence.

On this motion, Justice Morschauser also reserved decision, instructing the attorney to return a brief within a few days.

Questions Answered

The jury answered yes to the first question: "At the time of the marriage of the parties, was the defendant colored and of colored blood?"

The answers to the other questions follow:

"Did the defendant before the marriage by silence, conceal from the plaintiff that she was of colored blood?"

Answer: "No."

"Did the defendant before the marriage represent to the plaintiff that she was not of colored blood?"

Answer: "No."

"Did the defendant practice said concealment or make said misrepresentation with the intent thereby to induce the plaintiff to marry her?"

Answer: "No."

"Was the plaintiff by said concealment or by said representation or by both induced to marry the defendant?"

Answer: "No."

"If the plaintiff had known that defendant was of colored blood would he have married her?"

Answer: "Yes."

DUKE OF MANCHESTER Has Pocket Picked As He Grabs Holdup

LONDON, Dec. 5.—The Duke of Manchester, who is suing the former Helen Zimmerman, of Cincinnati, for divorce, is out-sundry bank notes as a result of being a fearless citizen. He nabbed a robber who was running from a jewelry store and held him for the police. Meanwhile, his pocket was picked.

RECORD CROWD SEES MEDFORD FIGHT FOR TITLE

Van Scoyoc Field Jammed at Time of Kick-Off—Close Contest, Is Expected, With Locals Slight Favorites—Results Broadcasted.

Fair weather, a fast field and a record breaking crowd from all parts of southern Oregon and northern California greeted the football teams of the Salem and Medford high schools when they met this afternoon on Van Scoyoc field in an inter-sectional clash to decide the championship of western Oregon, outside of Portland.

The starting line-ups of the two teams follow:

Salem—	Medford—
H. Lyons.....C	Hughes
Jackson.....G	Neff
Querie.....G	Jackson
J. Drager.....T	Hubbard
Biano.....T	Morgan
Temple.....E	Singler
Adams.....Q	Sanders
R. Drager.....Q	Herrriott
Noeske.....H	Conrad
Kelly.....H	Moore
A. Lyons.....F	Senn

The Salem team, in charge of Coach Hollis Huntington, arrived at 10:40 last night and consisted of 18 men. They were accompanied by 75 rooters.

Coach Huntington said: "We expect to win in a hard battle. The Salem team is glad to renew athletic relations with Medford."

Coach Callison of Medford said: "The score will do my talking."

Both coaches said their squads were in fairly good condition. Salem is weakened by injuries to J. Drager, punter and star tackle, who will start the game, and Medford by Williams, star forward passer, being out of the game from injuries to his hands.

At noon the crowd started filing in Van Scoyoc field, and by 1:30 the largest crowd that ever saw an athletic event in southern Oregon was on hand. There were delegations from Klamath Falls, Roseburg, Corvallis, Grants Pass, Ashland and Yreka and Montague, Cal. present.

Interest in the game in the Willamette valley is intense and play-by-play accounts will be broadcasted by radio and the Associated Press.

The crowd was held in check by special officials from the national guard and the Medford post of the American Legion.

COAST GUARD ACCUSED IN LIQUOR CASE

Confession Following Big Dry Raid in New York City Involves Government Employees in Rum Running Plot—Patrol Boat Landed Liquor—Crew Bribed.

NEW YORK, Dec. 5.—(A.P.)—United States Attorney Buckner is anxious to learn the inland distribution system of the huge rum smuggling syndicate he believes has been smashed with the arrest of 21 men Thursday.

The arrest of William Dwyer, widely known sportsman and race track owner and twenty other men, Mr. Buckner feels has disposed of the Atlantic seaboard operations of the alleged ring, but today he turned his attention to the disposal of liquor after it was landed.

A complete confession from one of the six coast guardsmen arrested in the roundup which began Thursday involves prohibition agents and New York policemen, Mr. Buckner has intimated. This confession is to be read to a federal grand jury Monday with the expectation that more indictments and arrests will follow.

Forty-three indictments have been issued already at 21 of them served.

In addition to giving passive protection to rum smugglers some United States coast guardsmen actually assisted in rough weather, Mr. Buckner declared. He said an unnamed patrol boat went out to a rum schooner and brought ashore 300 cases, in one instance. The boatwain got \$1000 and each member of the crew \$240 for this job, he added.

One item in the "greasing" of wheels for liquor disposal was \$400 for road expenses, as listed in a memorandum seized with other papers, Mr. Buckner is now trying to find out who got this money.

A complete code system for communication between rum runners and coast guardsmen was revealed by papers among the effects of Philip Coffey, one of the principal defendants, described as "pay officer for the syndicate," Mr. Buckner said. One note read:

"When 75 foot coast guard boat plays steady light on schooner, smaller coast guard boats will move away."

Three flashes of a light from a coast guard boat was a signal that the way was clear to land a cargo.

Mr. Buckner told how one coast guard officer refused a bribe of \$20,000 to let a rum boat slip by him.

This man reported the incident to his superiors and aided materially in rounding up several coast guardsmen.

PILOT DROPS DEAD AT COLUMBIA BAR

PORTLAND, Ore., Dec. 5.—(A. P.)—Captain K. P. T. Wood, bar pilot, dropped dead into the sea at the mouth of the Columbia river as he descended the ladder of the steamer Knoxville City to enter the bar pilot tug last night. This information was received from Astoria this morning. His body was immediately recovered from the ocean and rushed to Fort Stevens hospital, where a physician determined death had been instantaneous, probably from a heart attack.

Captain Wood formerly commanded Admiral line ships in trans-Pacific trade. For seven years he had been a bar pilot. He was about 55.

Death Toll of the Automobile

LOS ANGELES, Dec. 5.—(A. P.)—Verdon Moffitt, county motorcycle officer, former police chief at Salem, Ore., and member of the federal prohibition forces of Oregon, was near death this morning in Memorial hospital, Whittier, Cal., suffering from injuries received when he crashed into a train at a railroad crossing at Norwalk while chasing a speeder. The speeder crossed the track in front of the train. Moffitt, unable to stop his motorcycle, crashed into the train.

INDIAN HELD INSANE AFTER ATTACK ON LITTLE CHILD

KLAMATH FALLS, Ore., Dec. 5.—Perry John, Klamath Indian, will be taken today to the state hospital at Salem in compliance with the verdict of a circuit court jury yesterday following his trial on an indictment charging him with a criminal assault on a small child. The jury held John to be not guilty by reason of insanity and directed that he be sent to the state institution.

KLAMATH FALLS HIGH TO PLAY BASKETBALL

KLAMATH FALLS, Ore., Dec. 5.—Klamath Falls high school will enter the southern Oregon high school basketball league for the first time in its history, according to an announcement today by Paul T. Jackson, principal. A league schedule will be arranged at a meeting of high school athletic directors and officials in Medford next Saturday.

COUNTRY'S HEALTHIEST GIRL NEVER SMOKES, PAINTS OR EATS CANDY

CHICAGO, Dec. 5.—(A.P.)—Alice Burkhardt, 15, selected as this country's healthiest girl, "has lived like any other girl," she avers. But in the same breath she admits she never uses rouge or powder, and never has smoked a cigarette.

MEET THE KING AND QUEEN OF SIAM



The Prince and Princess Praja Dhipok have just become king and queen of Siam, following the death of the King Rama VII. The new king is the younger brother of King Rama. The princess gave birth to a daughter the day King Rama died. The king had divorced his wife because she failed to present him with a male heir.

NAZIMOVA DID NOT WED MAN SHE CONFESSES

HARTFORD, Conn., Dec. 5.—(A. P.)—The Hartford Courant says today that Alla Nazimova, tragedienne, has disclosed that although she and Charles Bryant, formerly her leading man, lived together for 14 years as man and wife, they never married. The admission of a shattered romance apparently has been made to save the man she loves from possible prosecution for perjury and bigamy.

Nazimova obtained a divorce abroad from a Russian, whom she left years ago. Bryant was married in New Milford, Conn., last month to Miss Marjorie Gilhooly of Elizabeth, N. J.

In applying for a license he averred he had never been married. Later when it seemed he might face arrest because it was thought he had been married to Nazimova, Bryant insisted his statement when getting the license was correct.

In 1912 there was an announcement in New York that Bryant and Nazimova had been married. "He spoke the truth," Nazimova told the Courant when asked if Bryant was single when he married Miss Gilhooly.

"What is there to say? Everything that can be said has been said. Why should the matter be stirred up further? Mr. Bryant did not perjure himself. He is now happy. Why bother with the matter?"

"That what has happened since Bryant was married the other day has greatly hurt me. I have been living at the top of a volcano. I am worried to death. For the last several days I have been hunted like an animal in the woods. I hurt me to talk about this matter. I cannot talk about it. What is it all except something to worry a woman mortally to death?"

DAILY REPORT ON THE CRIME WAVE

STILLWATER, Minn., Dec. 5.—(A. P.)—Burglars knocked the dials off three vaults in the Stillwater post-office early today and escaped with approximately \$20,000 in stamps and cash.

WALL STREET REPORT

NEW YORK, Dec. 5.—(A. P.) Sustained strength of the railroad shares contrasted with sporadic profit-taking and short selling in industrial issues in today's short session of the stock market. A general firm undertone was maintained, however.

Reports that the Walters Roads, Atlantic Coast line, Louisville and Nashville and Nashville, Chattanooga and St. Louis—would be unified under one system, started lively bidding for these issues with gains of two to five points resulting. American Can and DuPont both reacted five points and losses of about three points each were recorded by United States Industrial Alcohol and Atlantic Gulf and West Indies. Chrysler Motor rallied six points. The closing was strong. Sales approximated 1,000,000 shares.

JAZZ SYMPHONY AIDED BY DERBY HAT AND WIRE BRUSH THRILLS N. YORK

NEW YORK, Dec. 5.—(A.P.)—George Gershwin, who came straight from Tin Pan alley to Carnegie hall to present jazz fitted to a symphony orchestra, has New York's music circles again buzzing over the new twist given to American music.

His concerto in F, played yesterday marked Gershwin's first appearance in Carnegie hall and was a sequel effort to his Rhapsody in Blue, which he composed for Paul Whiteman's orchestra last year.

DALRYMPLE KICKED OUT BY PIERCE

Penitentiary Warden Requested to Resign On Return From Trip to Prison Conference in Mississippi and J. W. Lillie, Ex-Sheriff of Gilliam Is Put in Place.

SALEM, Ore., Dec. 5.—J. W. Lillie was appointed by Governor Pierce as warden of the state penitentiary to succeed A. M. Dalrymple. The change is effective at once.

Lillie has been deputy warden of the prison under Dalrymple and prior to that served as deputy under Johnson Smith, beginning his duties as deputy, January 1, 1923. Dalrymple has been warden since October 8, 1923.

Immediately upon his appointment today Lillie announced the appointment of Captain W. E. Golden, a guard at the prison, as his deputy.

Dalrymple returned only last night from a month's trip to Jackson, Miss., where he attended a national prison conference, and a visit to the Wisconsin reformatory at Green Bay and the Mississippi penitentiary at Parkman. His resignation, which was announced immediately after a conference with the governor early this morning, is considered a result of the prison break of August 12, in which two guards were killed, and subsequent publicity of an unfavorable nature relative to his administration of prison affairs.

That Dalrymple resigned at the request of the governor is unquestioned here and why the change was made immediately after Dalrymple had been sent on a long quest for prison information in the south is causing considerable of a quandary.

Prior to being appointed warden, Dalrymple was commissary at the prison, a position which he also held about twenty years ago. He has been active in democratic politics in Oregon for years and under the Wilson administration was connected with the internal revenue service.

Mr. Lillie, the new warden, was formerly sheriff of Gilliam county and lived at Condon. He is a graduate of McMinnville college, now known as Linfield college.

Mr. Dalrymple, the outgoing warden, said today that he has made no plans for the future. He was appointed warden to succeed Johnson Smith, when the latter was removed by the governor because of criticism levelled at the administration on account of many escapes from the penitentiary.

Charley Chaplin Has Expectations Again, But Little Previous

HOLLYWOOD, Cal., Dec. 5.—(A. P.)—A report in motion picture circles that the stork is to make a second visit to the home of Charley Chaplin, comedian, has been partly confirmed at the Chaplin studio.

"Well, this is just a little pre-announcement, isn't it," the comedian countered in answer to queries.

"We live in hopes and I would be very happy if it were true. Come around a little later and we may have something to tell you. Mrs. Chaplin is the one to see, however."

THE NOTED DEAD

WARSAW, Poland, Dec. 5.—(A.P.)—Wladislaw Stanislaw Yeympol, Polish novelist and poet, and last year's Nobel prize for literature, died today after a long illness.

LOVE FOR WILD HORSES LEADS TO ODD CRIME

ROCKFORD, Ill., Dec. 5.—(A. P.)—The affection of a Montana cowboy for the semi-wild horses of his native ranges may cost him his life.

Frank Litts, Miles City, Mont., cowboy, learning that horses raised on a ranch where he was working were being shipped to Rockford for slaughter at a horse-meat packing plant, came here with the intention of dynamiting the plant and was seriously wounded in the attempt.

He was found in a thicket where he crawled after he was shot by a detective who had surprised him in the act of placing enough explosives to destroy Chappel Brothers, where horses are slaughtered for dog food and for export to Europe.

From his cot in the hospital ward of the county jail, Litts gave the police a statement telling of four previous attempts to burn the plant after he had written a letter to Mrs. Coolidge, wife of the president, asking her to use her influence to stop the practice.

One of the fires, two months ago, injured several persons and destroyed one unit of the plant with an estimated loss of \$50,000. The other three were extinguished before much damage resulted. Since then private detectives have guarded the place.

Early yesterday one of the guards challenged a man, crouched against a wall. In an exchange of pistol and shotgun shots, the prowler apparently escaped. A suitcase filled with dynamite was found near a hole in the brick wall.

After an all-day search, Litts was found in a clump of bushes almost two miles away, semi-conscious and with his back cut to ribbons by bird-shot. A partial statement obtained from him indicated that he had worked as a cowboy and miner in many western states and in Alaska.

He is 41 years old. Papers in his pockets disclosed his affiliation with several radical labor organizations, including the I. W. W.

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MURPHY GUILTY MANSLAUGHTER JURY DECLARES

A jury in the case of Omer W. Murphy, charged with manslaughter, returned a verdict of guilty Friday afternoon after five hours deliberation. Six ballots were taken, according to reports at the courthouse, standing 10 to 2 for conviction, on all but the last. The conviction carries a sentence in the penitentiary of from 1 to 15 years and a fine not to exceed \$5000.

Murphy, an old time resident of this city was accused of having severely beaten his wife, following a family quarrel, March 31st, last, from the effects of which she died May 22, last. The defense held that the assault was "spunking with the open hand."

The jury was composed of ten men and two women.

The defense announced that an appeal would be taken to the supreme court.

Murphy received the verdict without any noticeable show of emotion. The case lasted for nine days, and most of the testimony was devoted to expert testimony by physicians and surgeons. The state contended that death was caused by embolism, arising from bruises on the hips and thighs and defense experts contended that it was impossible to determine the causes of death.

WELL-KNOWN LOCAL RESIDENT CONVICTED YESTERDAY AFTER FIVE HOURS' DELIBERATION—DEFENSE WILL APPEAL TO STATE SUPREME COURT.

STILLWATER, Minn., Dec. 5.—(A. P.)—Burglars knocked the dials off three vaults in the Stillwater post-office early today and escaped with approximately \$20,000 in stamps and cash.

PORTLAND, ORE., DEC. 5.—(A. P.)

Feeling two men scuffling on a sidewalk and hearing one call for help, F. E. Enright started to play the good Samaritan by going to aid the under man. As he approached both turned on him and held him up, relieving him of \$10. Later two men, who resembled the pair that robbed Enright, rattled the door of a cafe on Alder street and when the proprietor, N. Levine, answered the summons, asked if they could have some coffee and eggs. When Levine brought a plate of bread to their table, one of the men thrust a revolver to his side and told him to be quiet. They relieved him of \$205 in currency and escaped.

Two youthful holdups last night stole \$18 from a groceryman.