

LAWYER PLANS HOLIDAY TRIP IN NORTHWEST

(Continued from Page One)

tears as the family moved forward.

His daughter, Elizabeth, his son, James, his wife and two brothers, George and A. J. Manning, were at his side immediately.

Manning congratulated by friends, only said: "I'm a very happy man."

Roberts declared that "Justice had prevailed."

Deputy District Attorney Van Vector was the first of the attorneys to arrive in the courtroom after they had been notified the jury was ready to report.

George Roberts, chief defense counsel, was the first of the Manning representatives to reach the courtroom.

"That's all right. That's fine," said T. R. Gillenwaters, district attorney, after he had heard the decision and rushed forward to congratulate the freed attorney and his consuls.

Manning sat calmly with Roberts on his left and David Vandenberg on his right as the jury reached the box. He was on his feet quickly after the clerk had read the findings.

Manning arrived in the courtroom from the county jail, where he has been since he was arrested on the night of February 12, with his family. They came in through the private room next to the judge's chambers. The time was just 8:50, one minute before the jury took the box.

His relatives sat at their accustomed place at the right of the bench just inside the bar. Manning took his usual chair between his consuls.

The announcement from the jury came dramatically.

The courtroom was quiet and there were only a few spectators. A fist pounded on the door of the jury room. A bailiff answered, shut the door and informed the clerk. The clerk immediately rushed to a telephone to send the word to the court.

A few moments later the bailiff opened the jury room door an inch or two and told the jurors the court was on its way.

Outsiders here in connection

with the trial left for their homes Friday.

Judge Fred W. Wilson, who sat on the case, left by auto with his sister, Mrs. Mays, for The Dalles. Court Reporter R. J. Crane also left for The Dalles.

Roberts Goes Home.

Defense Attorney Roberts returned to Medford. Defense Attorney Vandenberg was expected to leave for Portland for a short rest. George Manning, brother of Horace, left for Albany with Defense Attorney Mark Weatherford.

At the courthouse, unusual quiet reigned Friday after the hectic days of the trial.

Manning's office furniture—important exhibits in the case—still remained in the custody of county authorities, but Defense Attorney Vandenberg presented an order for Judge W. M. Duncan's signature, releasing it to Manning.

Mortgages Filled.

Thursday's mortgage records at the county clerk's office revealed that on that day, two mortgages were filed, one involving Manning's office furniture and equipment and the other his property at Eleventh street and the canal.

The chattel mortgage involving the office equipment named David R. Vandenberg and George M. Roberts as the mortgagors, but declared the conveyance would be void upon payment of two promissory notes in favor of Vandenberg and Roberts, of even date. Every piece of equipment in the offices, from the cuspidors to the beautiful glass-topped desk which formed an important part in the case, was listed.

Two mortgages on the real property, part of lots one and two in block No. 67 of Nichols addition, was also in favor of Vandenberg and Roberts, but reserved the right to Mary H. Manning, one of the grantors, to the sale and possession of said property, including income from it, for a period of 24 months.

Bill Not Filed.

E. O. Heinrich, the Berkeley criminologist who testified for the state in the Manning case, did not file his bill before leaving for California. It was learned at the clerk's office, however, that Heinrich came in and swore to the bill. Before the amount was noted, however, he took it back and said he would file it later.

The Manning case went to the jury at 4:20 p. m. Thursday by the courtroom clock.

Judge Wilson completed the reading of his instructions and dismissed the alternate jurors, Clyde Thompson and Fred Cofer. They left the jury box immediately.

The four court bailiffs then gathered around Court Clerk Walter Hannon. He read them

the statutory instructions, and swore them.

Commends Jury

Judge Wilson then expressed his appreciation of the attention, good nature and courtesy of the jurors. He said they had accepted the hardships of their job "like good soldiers."

He instructed the bailiffs to take the exhibits into the jury room, first moving in the smaller, movable pieces and later the large pieces of furniture.

The jurors left the box and retired into the jury room.

Members of the Manning family, including the defendant, stood about in the courtroom, chatting with defense attorneys.

There was a gathering of attorneys and others in the ante-room and judge's chambers.

It soon became evident that the jury was not going to take immediate action, and the crowd dwindled.

It was discovered that exhibit B of the defense, Manning's finger prints taken in court, had disappeared. A hunt was made, but it proved unsuccessful.

The jurors, when they went to retirement for deliberations in the afternoon, had been told they could return one of five verdicts—first degree murder, first degree with recommendation for life imprisonment, second degree murder, manslaughter and acquittal.

There was widespread speculation as to what the verdict would be, with many expressing the opinion that a hung jury would be the result of the trial.

The result of the deliberations of this all-male jury brought to a close perhaps the most sensational murder trial in the county's history. It had the elements of drama, excitement and mystery; since the night of February 12, when young Ralph Horan was shot, it was the leading point of discussion and speculation.

Developments in the case came quickly after Manning called the sheriff's office to say the legislator had been shot.

Dr. E. O. Heinrich, criminologist, was called from his laboratories at Berkeley. He came two days after the event and immediately began an investigation. The nature of his studies, a leading incident in the state's case, was never thoroughly disclosed until his testimony from the witness stand.

The grand jury indictment and the arraignment followed. Manning was indicted for first degree murder, he was arraigned and the time of the trial was set.

George Roberts, noted attorney from Medford, came to Klamath Falls to help defend Manning, his friend of many years. Then Mark Weatherford, Albany law-

yer, was called to join Roberts and David Vandenberg.

The state, too, had not been idle. Guy Gordon, prosecutor from Douglas county, was retained to assist T. R. Gillenwaters, district attorney, and D. E. Van Vector, deputy.

Judge William M. Duncan of Klamath county eventually disqualified himself to settle rumors he was seeking political publicity and that he was prejudiced either in favor of Horan or the defendant.

Judge Fred W. Wilson of The Dalles was assigned to the case by the chief justice of the supreme court.

The case attracted interest all over the state. The day the trial opened with the selection of the jury until the very moment it was given to the 12 men for a verdict, it carried the attention of the press in all of Oregon.

The trial was 10 days old when it went to the jury. Only two days were required for the selection of the panel and the two alternates.

Both the defense and the state completed their opening statements the third day and the first prosecution witnesses were called that afternoon.

One by one the state introduced the death room exhibits until at the end of the trial the floor before the bench was cluttered with articles of furniture.

The state persistently strove to explode the self-defense theory.

The highlight of the trial came when Horace Manning, a pioneer of the Klamath county, took the stand to tell his own story of the unwitnessed events the night Horan was shot.

Both the defense and state rested almost immediately after Manning's testimony and the way was cleared for closing statements.

These were concluded Thursday afternoon and after the judges' instructions the case was turned over to the jury at 4:20 p. m.

GLAND EXPERT WEDS

BUCHAREST, April 27, (AP)—Prof. Serge Voronoff, the famous monkey gland rejuvenation expert, now aged 68, married Hilda Schwartz, 21 years old, yesterday. The bride is a cousin of Mme. Magda Lupescu, the friend of King Carol.

Russia is planning to abolish its secret police force. Now the GPU might find a job as another New Deal bureau.

Highlighting the Close of Manning Trial

By JANE EPLEY

Rap—rap—rap.

There is a commotion at the jury room door.

The Manning jury is ready to give its verdict.

Court Clerk Walter Hannon rushes to telephone Judge Wilson. Keith Cramer, ear-phones on his head sends the message quietly to the radio.

The few people present sit tense.

The courtroom is jammed within five minutes.

From the upstairs windows can be seen figures running through the dark streets, along the sidewalks, and leaping up the courthouse steps.

George and Jay Manning, brothers of Horace Manning, are among the first in the room.

Gradually, one by one, the attorneys enter. Van Vector first for the state, George Roberts first for the defense.

The hall outside is crowded with excited people when Judge Wilson pushes his way through to his private entrance.

There is a roar of conversation in the courtroom.

All eyes are upon the door through which Horace Manning will enter.

James, his son, comes first. Then Mrs. Manning.

Horace Manning, walking erect and with gaze fixed straight ahead, enters.

Behind him, as has been his custom during the last two weeks, trails R. D. Davis, deputy sheriff.

Mrs. Elizabeth Manning Robinson, Manning's daughter, is the last of the family to come in.

Don Hamlin, law associate of the defendant, hurries in, to sit beside James Manning.

"Call the jury," announces the judge from the bench.

Spectators notice, even in the excitement that the familiar "Hear ye, hear ye, hear ye!" of Bailiff "Matt" Mattoon, is lacking.

The first juror to enter the box is Frank Howard, No. 4. His graying hair is straggling over

his forehead. For the first time, jurymen do not march into the jury box in order. All their faces are serious, many of them flushed.

John Martin, foreman of the jury, stands up.

"Mr. foreman," asks Judge Wilson, "has the jury reached a verdict?"

"We have."

Bailiff Graham takes a folded sheet of paper from Martin and delivers it to the judge.

Judge Wilson opens the page, scans it.

The courtroom is breathless. He passes it to Court Clerk Hannon to read.

Throughout the preliminary wording there is not a stir.

"Not guilty."

A gasp of breath indrawn through many throats sweeps the courtroom. A dog near the judge's bench barks excitedly.

With one accord, Horace Manning's wife and children rush to him.

A minute later, he turns to shake hands with the jury as it files out of the box. The jurors are still unsmiling, grave.

Many friends gather around Manning. Finally, he slips away with his son and Mark Weatherford, defense counsel of Albany.

David R. Vandenberg and George Roberts, defense attorneys, with members of the family, continue to receive congratulations in the noisy courtroom.

"That's all right; that's fine," says District Attorney T. R. Gillenwaters.

Handshaking goes all around, even between state's attorneys and all the people on the Manning side.

"What do you think of it, Judge?" someone asks.

"I never say," replies Judge Wilson, raising a hand in protest. "Long ago I made a rule never to comment on a case."

The jurors have rushed for their homes, the defendant and his family have left, the judge and attorneys are gone. Gradually the courtroom clears.

The lights are snapped off. The door is locked. Silence descends on the circuit court room.

The Manning trial is over.

Horace Manning is free.

British Answer Japanese Policy

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government through Masayuki Yokoyama, consul general at Geneva.

No official reply, it was made aim, but the answer given the Associated Press was represented as accurately reflecting the views of the British Indian administration.

The informant described as "utterly fantastic" any possible Japanese aspirations to an extension of influence over India and other Southern Asiatic areas.

Even if independent of Great Britain, India would never permit Japanese influence, he asserted.

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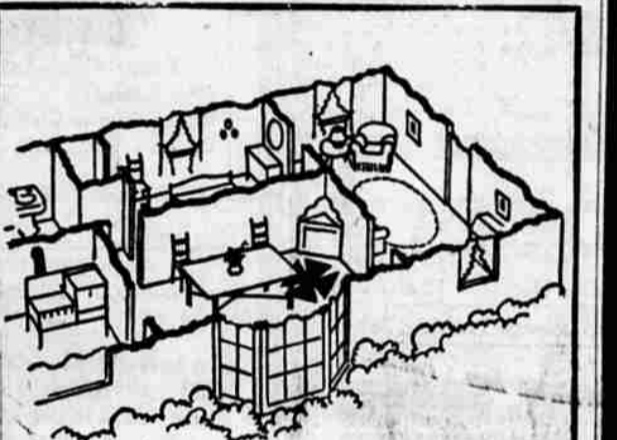
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