

The Daily Capital Journal

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No. 95.

FIGHT FOR LIFE WITH A CONVICT

Roy Fitch, an Ex-Convict, Attacks Young Woman in House of an Officer of the San Quentin Prison.

POUNCED ON HER IN DARK

H. C. Halverson, the Officer at Whose House She Was Visiting, Awakened by Her Screams, Rushed to Her Assistance, and Only Subdued the Desperate Convict by Beating Him With His Fists Until He Was Unconscious.

[UNITED PRESS LEASED WIRE.]
San Quentin, Calif., April 21.—Aroused by the screams of his sister-in-law, Miss Kate Mosimann, who was fighting for her life with Roy Fitch, an ex-convict who had broken into the house early today, H. C. Halverson, general superintendent of construction at San Quentin penitentiary, rushed to her aid, and after a desperate fight succeeded in making the burly thug a prisoner. Before he could subdue Fitch, Halverson was compelled to beat the man into unconsciousness with his bare fists.
Fitch was taken to the county jail at San Rafael this forenoon. Halverson's house is within a stone's throw of the prison walls, and is within the gates of the penitentiary grounds.

Fitch was released from San Quentin in February, after serving a three years' sentence for grand larceny, committed at San Diego, Calif.

Just previous to his release Fitch was detailed as a cook in Halverson's house. He was trusted, and when given his freedom, Halverson gave him a quantity of clothing and some money to start life anew.

Halverson said that he believed that Fitch had returned to San Quentin for the purpose of "getting him" for some fancied wrong. Fitch says he broke into the house for the purpose of getting something to eat.

Miss Mosimann arrived recently to visit with Mrs. Halverson. She was sleeping in the front room. Shortly before daylight she was awakened by the feeling that someone was in the room. The next moment the intruder pounced out of darkness and grabbed her by the throat. She managed to break his grip and screamed for help.

Halverson who was in the next room, ran into the apartment and saw Fitch. The ex-convict pointed a "jimmy" at him and told Halverson that he would shoot him if he approached.

Notwithstanding that he believed the man held a gun, Halverson closed in and the two fought savagely. Halverson had beaten Fitch terribly before the prison guards arrived.

[UNITED PRESS LEASED WIRE.]
Reno, Nev., April 21.—Attorney Warren of the town of Bishop, Cal., is today seeking the arrest of Mrs. Kate Wells, her brother and son, who are alleged to have fired upon him at Altair, a mining camp where the Wells and Warren have disputed claims.

Warren claims that when he attempted to enter the claim he was fired upon by Mrs. Wells, who was mounted on a cowpony and armed with a rifle. He alleges her relatives then took up the fight and injured a bystander. Warren attributes his escape from death to the poor marksmanship of the Wells.

He has asked for warrants for their arrest.

DESPERATE PRISONERS GET AWAY

Overpowered Crew of Switch Engine in Yard and Forced Engineer to Run Locomotive Out into the Country.

ENGINE SMASHED GATES

Escape Was One of the Most Spectacular—The Five Men Compelled Engineer to Drive the Locomotive Against the Prison Gate and Break the Way to Liberty—Two Unarmed Are Captured, Others All are "Lifers."

[UNITED PRESS LEASED WIRE.]
Leavenworth, Kans., April 21.—Five of the most dangerous convicts in the federal prison here, overpowered the crew of a switch engine in the prison yards, forced the engineer to run the locomotive out into the country and escaped.

Two men, unarmed, were quickly re-captured, the other were armed, and told the engineer that they would not be taken alive.

Forty guards of the prison and a company of soldiers boarded a special train and started in pursuit of the fugitives.

The escaped convicts were later reported to be in hiding in a wine cellar, nine miles from the prison.

The convicts are Arthur Hultt, Frank Grigware and Thomas Keating, all sentenced to the prison for

life. Hultt and Keating were ring-leaders in the prison break of 1901 when 26 prisoners escaped and three were killed by guards.

Following that escape Hultt and Keating were convicted of murder and sentenced to life imprisonment. Grigware was one of the Union Pacific train robbers recently sentenced from Omaha. He was captured in Idaho after the robbery.

It is believed that the fugitives got their arms from ex-convicts.

The escape from the prison yard was one of the most spectacular ever attempted here. The convicts compelled the engineer to use the locomotive as a battering ram in breaking down the prison walls. At first the engineer refused, but when three of the prisoners drew revolvers and threatened to shoot him, he consented. After smashing the gates, the engine ran a distance of four miles where it stopped by a broken bridge.

The two men who were unarmed and recaptured were Bob Clark and John Gideon.

RAILROAD WAR ON AT EUGENE

THE EUGENE WAY OF BOOSTING HAS AFFECTED EVEN THE BABY CARRIAGE OCCUPANTS.

Eugene, April 20.—(Special.)—Manager Lambirth, of the Portland, Eugene & Eastern railway company, operating street car lines in Eugene, pulled off a neat little trick on an obstreperous individual through whose land the right of way of the car company passes to the river near Springfield. The company some time ago secured a right of way across the land of this party and built a high trestle to join the big bridge when constructed over the river. The bridge was not built last year and the trestle has not been used for some time past. Recently the Lane County Asset company, presumed to be a railway organization, but of mysterious resources and plans, secured a city franchise in Springfield. Immediately upon the heels of this franchise, the P. E. & E. railway company has felt the influence of the opposition from various quarters. The notice to vacate the trestle was believed to have been instigated by the new operators in the local field. Coming at this time, just when the P. E. & E. has let the contract for the big bridge across the river into Springfield, the company naturally was reluctant to give up this section of the right of way, since it was absolutely necessary to have the use of this trestle to haul bridge timbers to the ground for construction purposes. Many people were incensed at the sudden action of Mr. Glier, who served the notice to vacate upon the company, for the reason that it has been the long cherished hope of these people that the bridge might be soon built connecting the two cities with rapid car service. Manager Lambirth, believing the sentiment of the people was with him, quietly rushed 40 men to the scene early Sunday morning, laid the track and strung the trolley wire and operated cars over the trestle, thus forestalling legal action, subjects to part with their queues in struction of the new bridge within 10 days.

Raised Bonus for "the Loop."

A sample of the local enterprise to be always found in Eugene is seen in the raising of a \$35,000 bonus to construct the Collego Hill loop. This proposed loop will be nearly six miles in length and will be a scenic route passing from the thickly settled part of the city out among the neighboring hills. While considerable benefit will follow the construction of this loop to contiguous property owners, yet the general benefit to the city will be greater. This addition to the local lines will give Eugene about eleven miles of street railway. The surveyors are at work on the right of way and actual work will begin the first of next month.

"The Eugene Way."

Whenever Eugene does anything in a public way, it always refers to it as the "Eugene way." Whenever a furniture store donates to the Y. M. C. A., the donated articles are placed on exhibition and marked

BASEBALL.

Coast League.
Portland 0, Oakland 1.
San Francisco 3, Sacramento 0.
Los Angeles 7, Vernon 8.

American League.
Detroit-St. Louis, rain.
Philadelphia 6, New York 0.
Boston 4, Washington 12.
Chicago 0, Cleveland 1.

National League.
Chicago-Pittsburg, wet grounds.
Brooklyn 2, Philadelphia 6.
New York 4, Boston 0.
St. Louis 4, Chicago 5.

TESTIFIES TO HUNTON BLEEDING

Nurse Pearl Kellar is on the Stand Again Today and Tells of Circumstances of Hyde's Bleeding Moss Hunton.

SAYS TWYMAN WARNED HIM

Judge Latschaw Again Rules in Favor of the State When He Decided the Defendant's Attorneys Were Not Entitled to See Letters Written by Drs. Haines and Hekeon Concerning the Result of Examination.

[UNITED PRESS LEASED WIRE.]
Kansas City, Mo., April 21.—Judge Latschaw again ruled in favor of the prosecution today when he decided that attorneys for Dr. B. C. Hyde were not entitled to have produced in court, certain letters written by Chicago toxicologists to attorney Paxton, administrator of the estate of Colonel Thomas H. Swope, for whose alleged murder Dr. Hyde is on trial.

Attorney Walsh had demanded that Attorney Paxton produce letters from Drs. Haines and Hekeon in which they are alleged to have expressed the opinion that no poison was in the ejecta of Margaret Swope or in the capsule tops found by Tom Swope.

Pearl Kellar, Colonel Swope's nurse, was again on the witness stand and testified concerning the death of Colonel Moss Hunton, one time named as executor by Colonel Swope.

She continued her description of the bleeding operation performed on Hunton by Dr. Hyde and said that Dr. Twyman, the Swope family physician, had warned Hyde that he was drawing too much blood and that he knew of a man who had bled to death from similar treatment.

Prosecutor Conkling announced today that he had set detectives at work to discover how a record of grand jury proceedings came to be in the hands of the defense.

BASEBALL.

Coast League.
Portland 0, Oakland 1.
San Francisco 3, Sacramento 0.
Los Angeles 7, Vernon 8.

American League.
Detroit-St. Louis, rain.
Philadelphia 6, New York 0.
Boston 4, Washington 12.
Chicago 0, Cleveland 1.

National League.
Chicago-Pittsburg, wet grounds.
Brooklyn 2, Philadelphia 6.
New York 4, Boston 0.
St. Louis 4, Chicago 5.

Says Cotton Mills Must Close.

[UNITED PRESS LEASED WIRE.]
New York, April 21.—"Wheat King" Jim Patton today predicted that the cotton mills throughout the world would close during August and September, because they would have nothing to work on.

He reiterated his denial that he has attempted to corner the cotton supply. He said if the law prohibiting the purchase of cotton futures was passed, he would quit speculating in it.

"If the government does away with speculation," he said, "it will merely put cotton in the hands of a few strong men. The producers have no means of knowing what cotton is actually worth."

Will Look Like "Nigger" Funeral.

[UNITED PRESS LEASED WIRE.]
Chicago, April 21.—The white man will be scarce as white seeds on a sunflower when Jack Johnson departs tonight for the coast. Every son of sunny Africa who can get away from his pullman job or doff his waiter jacket will be on the platform of the station to give the title-holder a send-off.

A large crowd of negroes will escort Johnson from his home to the train.

Judge Latschaw Again Rules in Favor of the State When He Decided the Defendant's Attorneys Were Not Entitled to See Letters Written by Drs. Haines and Hekeon Concerning the Result of Examination.

IMMENSE OIL TANK BURNING

400,000 BARRELS OF OIL IN ONE OF THE LARGEST TANKS IN THE WORLD, BURNING AT SAN PABLO.

[UNITED PRESS LEASED WIRE.]
San Pablo, Calif., April 21.—One of the largest oil tanks in the world, with a capacity of 400,000 barrels, is afire here today. The tank was full to the brim with oil and it probably will be several days before the fire can be extinguished.

Standard Oil employees and fire men from adjacent towns are fighting the flames but are compelled to confine their efforts to saving surrounding property.

A dense cloud of heavy black smoke is rolling upward and spreading over the San Francisco bay region.

The reservoir is the terminus of the Bakersfield pipe line. The fire started shortly after midnight.

Edenbower Case on Trial.

Argument was submitted yesterday afternoon to Judge Burnett in the case of the Southern Pacific Railroad company against the Oregon railroad commission and after listening to it the judge indicated that he desired to consider the case and took it under advisement.

The suit is instituted by the company for the purpose of restraining the commission from enforcing an order which has for its object the installation of a switch at Edenbower. The commission recently commenced an action to penalize the company for its failure to comply with the order.

The company is represented by Attorney Bingham and the commission by Charles McNary of the law firm of McNary & McNary.

FINLAND IS FORCED TO RESIST

The Czar is Determined to Rob Finland of Its Constitution, and War Between Them is Sure to Follow the Act.

WILL REFUSE TO PAY TAX

People Will First Offer Passive Resistance—The Use of the State Railroads, Posts and Telegraphs Will Be Abandoned and Government Monopolies Boycotted, and When Russia Tries to Enforce Her Wishes Will Fight.

[UNITED PRESS LEASED WIRE.]
Helsingfors, April 21.—The Finnish diet proposes to defy the czar in the latter's attempt to rob Finland of its constitution and liberties and to make it a mere province of Russia. It is conceded that the defiance will accomplish nothing. No doubt is felt that Nicholas intends to push his program through whether the diet acquiesces or not. The Finnish lawmakers' action will raise a clean cut issue, however, and place the Finnish people in a position where they can resort to more vigorous methods of resistance after having let the world know that they have done everything in their power to defend themselves by peaceful means against the establishment of a despotism over what has hitherto been perhaps the freest country in Europe.

The first step toward keeping the record straight was taken when the diet referred to a special committee the law the czar has notified the legislators he intended to lay before the duma for the reorganization of the Finnish government. Inasmuch as the proposed law takes from the diet, and vests in the Russian bureaucracy the control of the state railroads, posts, police, civil service and practically every other public service department it amounts to a kind of left handed abolition of the diet by leaving it with nothing to do.

Nicholas wants the diet to approve this plan as a preliminary to its submission to the duma, but the committee is drafting a report to the effect that the measure is unconstitutional and that its passage would be an outrage upon civilization.

Upon this it is expected the czar will dissolve the diet probably forever, shove the bill through the duma and accomplish the Russification of the public service, upon which a start has already been made without awaiting legal authorization.

This will be the signal for a passive resistance strike throughout Finland, the use of the state railroads, posts and telegraphs being abandoned, government monopolies boycotted and the payment of taxes refused. As soon as Russia undertakes to enforce its wishes fighting will start.

CHINESE MAY NOW CUT OFF THEIR HAIR

[UNITED PRESS LEASED WIRE.]
San Francisco, April 21.—The recent edict issued by the Chinese government allowing loyal Chinese subjects to part with their queues is to be applied generally to all official representatives from Honolulu to Washington, according to information received here today.

The first to take advantage of the edict was Liang Kwo Ying, China's consular representative at Honolulu, who recently had his queue severed from his head.

It is expected that there will be a wholesale slaughter of the Bristle appendages following the arrival of Prince Tsai Tao, to America. He is expected to arrive in San Francisco Friday.

From the way the kids are going t on the outlets, baseball must be ripe.

A WAR ON PRICES

And while it lasts we are going to be in the front ranks with our big 12-inch cannon riddling prices to pieces.

Owing to the Financial

Condition of our competitors and their 20 per cent sales, we want to be foremost in this price-cutting war.

This 20% Is Only a Bait

To try and make trade for these slow institutions, and retard the wonderful growth of the Chicago Store.

Figure Out the 20% You

Get elsewhere, then come here and see how much more you can get for your dollar. Prices talk.

Best Standard Calicoes, yd . . . 4c

85c and \$1, Fine Dress Silks, yd . . 39c

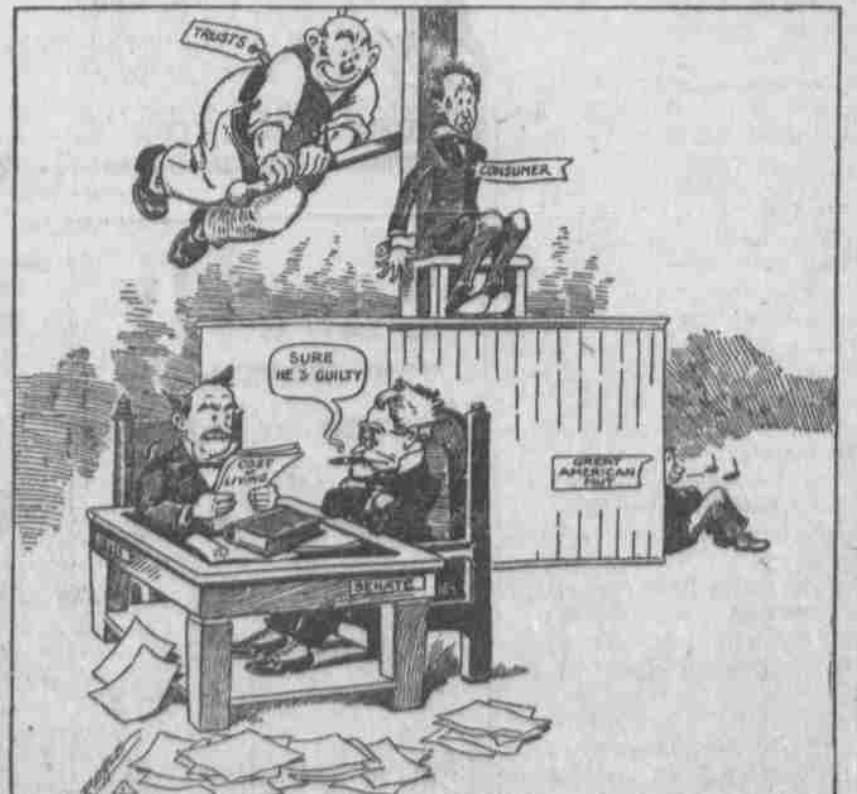
75c Wool Dress Goods, yd . . . 35c

8 1-3c Crash Toweling Yard, . . 4c

Ladies Suits, Coats, Shirt Waists, Millinery, Men's Clothing and everything else in the store at the same cut prices.

The Greater **Chicago Store** Salem, Oregon.
The Store that Makes the Prices

THE EXECUTION GOES ON WHILE THE TRIAL PROGRESSES.



—NORRIS in St. Paul Pioneer Press.

(Continued on Page 4.)