

# Franklin Cornered by Darrow

### LAWYER DEFENDANT SHOWS WITNESS FRANKLIN UP IN PRETTY BAD LIGHT—LATTER BADLY MIXED ON HIS TESTIMONY.

[UNITED PRESS LEASED WIRE.]  
Los Angeles, Cal., Feb. 6.—Clarence Darrow and Bert Franklin continued matching wits and verbal sparring when the Darrow trial was resumed yesterday. Darrow, who is charged with bribing Robert Bain, a McNamara juror, conducted the cross-examination of Franklin, who was a detective employed by the McNamara defense during the trial that resulted in the conviction of the brothers for dynamiting the Los Angeles Times building, and who alleges that he bribed Bain, upon Darrow's instructions.

Franklin's persistent failure to recollect matters pertaining to the first trial of Darrow caused several clashes between the witness and attorney. Both were belligerent and spoke loudly.

"How many men did you employ while you were working for me during the McNamara trial?" was one of Darrow's first questions.

"I don't remember," was the reply. "What was the largest number?"

"I don't remember."

"Oh, wait a minute, now," stormed Darrow. "I object to that. You told me yesterday how many you employed. Can't you remember your testimony?"

"Not on that point, no, sir," Franklin stubbornly replied.

"Well, I gave you \$200 in September, 1911, didn't I, for paying for men and automobiles?"

"I don't know. I can tell you exactly by referring to my bank book."

Here Darrow picked up a canvas bound volume from the attorneys' table and asked Franklin to identify it. Upon the witness replying "that it has a familiar look," Darrow strode to the stand, and, flourishing the book before Franklin's face, said: "Now do you recognize?"

Franklin seized the book and attempted to open it. Darrow maintained his grip, and while the two engaged in a tugging match, he declared: "I don't want you to look inside that book."

Judge Conley sustained Darrow's point.

"Now, whose name is stamped on this?" Darrow again held the volume before Franklin's eyes, and the witness read "Leconte Davis." Davis was an attorney for the McNamaras.

"You had that stamped there, didn't you?" Darrow demanded.

"So why did you say yesterday that you had reports prepared for me alone?"

"I said yesterday," Franklin shot back, "that to the best of my recollection I prepared them for you alone. Now I remember differently. I am glad to make the correction."

Darrow then created a storm of protest from the prosecution by declaring, "so you had dealings with other McNamara lawyers than me. Yesterday you testified that you handed all these reports to me. In my first trial you testified that you handed a report to each of the McNamara defense lawyers."

Franklin attempted to speak several times, but was restrained by the court.

Darrow read from the book, apparently substantiating his claim. He demanded to know whether Franklin had conferred with Davis and Scott,

McNamara defense lawyers, regarding the qualifications of Bain before peremptory challenges were exercised. The witness did not remember. He also professed inability to remember whether he had told Davis that Darrow wasn't certain of Bain's qualifications, but that he, Franklin, insisted that Bain be kept on the jury. Later, under pressure, he denied doing so.

Darrow then secured from the witness an admission that he secured a loan of \$50 from Leconte Davis during the trial. Queried regarding the date of this, he remarked that he could only tell by referring to his bank book. This Darrow produced, asking how he could verify the date by the book.

"By inspection," shot back Darrow, running through the pages. "What can you tell by inspection?" Darrow asked after Franklin had completed his examination of the book.

"By inspection I can tell that I can't tell anything by this book," Franklin replied.

Darrow then took up the matter of Franklin's arrest on a charge of bribing George Lockwood, and his immunity from prosecution on that charge for testifying against Darrow in his first trial.

### YOUNG GIRLS IN STEEL WORKS. Shocking Conditions Discovered in Plant Owned by President of the Pittsburgh School Board.

That girls under 16 are standing more than 10 hours a day at work that is heavy for men. In the plant of the Oliver Steel company, Pittsburgh, was found in a recent investigation by the National Child Labor committee. The Oliver Steel company is owned and controlled by Mr. David B. Oliver, the president of the Pittsburgh Board of Education, who gave up the chair at a recent meeting of the board in order that he might go on record as opposing improved child labor legislation in Pennsylvania.

Girls of all ages were operating rapid machinery that puts threads in nuts and turning out ten to fifteen thousand nuts a day. For this they were paid from five cents a thousand to nine cents a thousand, according to the size of the nuts; and the wages were so adjusted that a rapid worker would earn about seventy-five cents a day. In the more difficult work of putting threads on bolts they were paid twelve cents or more per thousand, but the smaller daily output kept the daily earnings down, so that one strong girl earned about 84 cents.

Each girl tends two or three machines, moving rapidly from one to the other, taking out the finished bolt. Putting in the rough bolt, pulling forward the part of the machine which holds the bolt so that the thread shall be cut, and all so quickly that it was difficult to follow the motions she made.

The arms and clothing of the girls were covered with the solution that pours over the bolts as they are being ground. On cold winter morning this cracks their hands, and getting into the cracks in the flesh causes such pain that the girls cry at their work.

The smallest girls were tying up the bolts with nuts on them in packages of twenty-four; work that requires no skill but makes them stand constantly and lift heavy packages.

In general, the conditions of such work are so severe that the National Child Labor committee says it is urgently necessary "the least possible demand of common humanity, to prohibit the employment in foundries of all boys under 16 years, and of all girls under 21."

### CHIEF LIVELY EXPLAINS LIGHT PRODUCTION OF CATTLE

In an interview, Mr. D. O. Lively, chief of live stock department of Panama-Pacific International Exposition, blames the under-production of cattle for the present condition of living costs. He said: "The bulk of western lands are best fitted for stock grazing, and the farmer sold his birthright for a mess of cold turkey, when he turned from the splendid beef production of the old days to raising grain. The production of live stock is going to grow in leaps and bounds for the reason that the farmer and small ranchman have finally realized the profit there is in live stock, especially as contrasted against truck farming," he continued. "The general market prices paid for stock in the open market, combined with the work of the agricultural colleges toward this end, has helped convince the farmer that he'd better change and reap in a new field."

If you want to hear a quiet man talk fluently, start him talking about his pet enemy.

The average young man worries a lot more about getting his salary than he does about earning it.

Jeannette Baccard in "The Rose Maid."

## WRITTEN ON FACES—TIRED, ACHING FEET

### A TIZ Foot Bath Is One of the Joys of Living.

#### A Free Trial Package Proves It.

No comfort anywhere. Swollen feet rob the day of all its sunlight. But it's a TIZ foot bath tonight. Tomorrow is all smiles and feet-footedness.



TIZ Stops All This Foot Misery—Try a TIZ Foot Bath Tonight.

TIZ is a wonder to draw out all those acid poisons that sag down into the legs and feet. TIZ shrivels a hard corn into nothing, drives away bunions, reduces your feet to fit your shoes and enables you to run like a deer or stand and drill like a soldier. Get a box of TIZ, 25 cents at any drugist, department or general store or send to Walter Luther Dodge & Co., 1223 S. Wabash Ave., Chicago, Ill., for a free trial package. Not to try TIZ is to invite misery. Don't waste time with substitutes.

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## Conspiracy Bill Beaten to a Frazzle

The senate yesterday afternoon sent to defeat McColloch's bill providing for the punishment of persons detected as parties to conspiracy. The bill was fought stoutly, with Butler leading the attack and Moser, Mairkey and Thompson supporting the senator from Hood River.

Butler said that bill was a dangerous measure, declaring that the federal conspiracy statute had resulted in innocent men being railroaded to McNeil's island. He said that parallel cases could happen under the state law, should the bill pass.

Butler was vehement in his declaration that present laws of the state are broad enough to cover conspiracy cases.

The bill was introduced by McColloch, at the request of District Attorney Walter Evans, of Portland, and is said to be favored by most of the prosecuting attorneys of the state. It was admitted by the supporters of the bill that it was primarily aimed at paving combinations and conspiracies at collusive bids and incidentally to make a crime all efforts at collusion in bids on public works or buildings.

Senator Joseph, though voting against the bill, will move for its reconsideration. A new bill will be drafted, eliminating the portion covering the question of a conspiracy to commit a crime, and will touch only upon the conspiracy to defraud.

## THE ROUND-UP

Dr. W. N. Ferrin, president of Pacific university, tendered his resignation at a meeting of the board of trustees in Portland Tuesday. The resignation, which is to take effect at the end of the school term, was "accepted unanimously."

J. W. Pearson, of Vancouver, was held up and robbed in Portland Tuesday, the robbers getting \$11.

More than five inches of snow fell in Pendleton Tuesday and a fall of five feet is reported in the mountains east of that city. This indicates a big grain crop.

John O'Leary, in getting his wife from McKenzie Bridge for medical attention, used an improvised bob-sled, then a wagon, and completed the trip in an auto.

Because he could not tell the location of hidden wealth which he did not possess, Ventura Batzone, an elderly Italian laborer, was tortured with hot pokers and beaten into insensibility, in his lonely cabin on the South Portland hills, by three masked men, Monday night.

As the result, it is believed, of his grief over the death of James Laddlaw ex-British consul, W. E. Tyrrell, for ten years a clerk in the consulate, shot and killed himself at Aschoff, a resort on the slope of Mount Hood, Monday night. News of his death reached Portland Tuesday. He had gone to the resort for a week to recuperate.

The Mount Hood line of the P. R. L. & P. Co. will be electrified this year, or that portion of it will be between Montavilla and Grosham.

Oregon City, or part of it is on edge to such an extent that a city elevator

## Household Economy

How to Have the Best Cough Syrup and Save \$2, by Making It at Home.

Cough medicines, as a rule, contain a large quantity of plain syrup. If you take one pint of granulated sugar, add 3/4 pint of warm water and stir about 2 minutes, you have as good syrup as money could buy.

If you will then put 2 1/2 ounces of Pinex (50 cents worth) in a pint bottle, and fill it up with the Sugar Syrup, you will have as much good syrup as you could buy, ready made for \$2.50. It keeps perfectly.

And you will find it the best cough syrup you ever used—even in whooping cough. You can feel it take hold—nearly stops the most severe cough in 24 hours. It is just laxative enough, has a good tonic effect, and taste is pleasant. Take a teaspoonful every one, two or three hours.

It is a splendid remedy, too, for whooping cough, croup, hoarseness, asthma, chest pains, etc.

Pinex is the most valuable concentrated compound of Norway white pine extract, rich in guaiacol and all the healing plant elements. No other preparation will work in this formula.

This recipe for making cough remedy with Pinex and Sugar Syrup is now used and prized in thousands of homes in the United States and Canada. The plan has often been imitated but never successfully.

A guaranty of absolute satisfaction, or money promptly refunded, goes with this recipe. Your drugist has Pinex, or will get it for you. If not, send to The Pinex Co., Ft. Wayne, Ind.

is to be installed to aid pedestrians in negotiating part of its hills.

A petition two feet wide and 60 feet long was presented to the city council of Medford Tuesday night, asking the retention of E. J. Runyan in the management of the city market. In addition 800 coupons each bearing the name of a resident of the city was presented to help out the little petition.

McMinnville perfected an automobile club last week, which immediately proceeded to "whereas and resolve" the legislature concerning automobile laws.

The new purchasers of the famous old Sterling mine, one of Oregon's most famous placer mines, will expend \$200,000 on a plant and in work preparatory to opening up the old producer again.

## SAYS OREGON'S GREATEST NATURAL ASSET IS GRASS

Professor A. E. Chamberlain, agricultural commissioner of the Great Northern, recently said: "I have always believed that the greatest asset of the state of Oregon is grass."

"While you are struggling with the development of orchards, the fruit lands and irrigation projects, there is going to waste each year in the state of Oregon grass that has been provided by nature, without any aid from man, that, if consumed by live stock, would produce more net wealth for your people than it produced from the fields of some states in this Union that have three, four or five times the rural population you have in Oregon."

Lazy people ought to be transformed into rivers; then they could stay in their beds.

## A Skin of Beauty is a Joy Forever

DR. T. FELIX GOURAUD'S ORIENTAL CREAM OR MAGICAL BEAUTIFIER

Burns, Tan, Pimples, Freckles, Itch, Poisoned, and all other blemishes on beauty, and the skin's texture. It has done the best of so many and so many a time that it is now a household name. Dr. T. Felix Gouraud's Oriental Cream is a beauty product that will give you a skin of beauty that is a joy forever.

"Gouraud's Cream" is the best beauty product of all the skin preparations. For sale by all druggists and Grocers. Goods Dealers in the United States, Canada and Europe.

FERD. T. HOPKINS, Prop., 27 West Jones Street, New York

Not Like the Pictures. P. F. Lischke, who is covering the state legislature for the Portland News, was once a sailor on a whaling ship in the Arctic waters.

"I was brought up on a farm in the Mississippi valley," said Lischke, "but early in life contracted a determination to be a sailor. I got my idea of a sailor's life from picture books where I saw the tar, a pink-checked, healthy chap, dressed in a blue suit with a

**Household Economy**  
How to Have the Best Cough Syrup and Save \$2, by Making It at Home.

## Just Too Sweet for Anything

Jay H. Upton—and isn't that a pretty name, girls—representative from Multnomah county, introduced a bill in the house today which will make all the women of Oregon rejoice, especially the old maids. He's so gallant and such a regular killer among the ladies that one just can't help but love him, despite his looks, he's so humanitarian and broad.

The present registration law requires prospective women voters to fill in a blank "My age is —" Now that dear Mr. Upton's bill dispenses with this and in its place substitutes that women may simply write "My age is over 21 years."

And the surprising part of it is not that he is a married man, but that he is not an involuntary polygamist.

The Astronomic Society of Mexico will present a medal and diploma to every astronomer who discovers a comet.

A commission of teachers from Uruguay is studying educational institutions in the United States and Canada.

Private benefactions for theological schools amounted to \$1,580,000 during the past year.

The New York School Lunch committee serves about 2,000 children a day with penny lunches in seven public schools in New York city.

Over six hundred summer schools have announced sessions for 1913, according to the Educational Directory issued by the United States bureau of education.

That instruction in domestic science be made compulsory all girls' schools is urged in a petition signed by a large number of women in Berlin, Germany.

Virginia, Arkansas and North Carolina now have "health almanacs" that are issued by the state board of health to popularize information on hygiene and sanitation.

The number of students in the high schools of Wisconsin who take Latin decreased 12 per cent during the past year, while the number of those taking German increased 10 per cent.

There were 1445 farmers in attendance upon the "short course" at the Oregon Agricultural college this year, compared with 56 when the work was inaugurated six years ago.

Only men with practical experience in industry are allowed to enter the newly organized department for the training of teachers of manual arts in the Fitchburg, Mass., normal school. It is planned to provide teachers of manual arts for the upper grades of the elementary schools and the high schools.

Vocational work in high schools is now fully recognized with other subjects for admission to the University of Kansas. Three of the required fifteen units may be in manual training, domestic science, stenography, book-keeping, agriculture, or commercial law. The University of Michigan also accepts vocational subjects.

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## Try This Treatment FREE

Cures Kidney Troubles, Bladder Troubles and Rheumatism

Not a Sample, Not a Test, Not a Trial or Proof Treatment, but a Regular Full Complete Course of Remedies—To Try Free.

I will send charges paid, TO TRY FREE, a Full Complete, Three-Fold Combined, Laxative Course of Treatment to any suffering man or woman who needs such a trial to prove to every sufferer that relief can be had, that the right kind of medicine can be turned into one of happiness and comfort.

For my wonderful treatment is now helping thousands to regain their health. Those suffering for years with the most distressing, chronic, longstanding cases find relief after all other remedies have failed to cure them, and now I refer to you TO TRY FREE—take it, use it, and see for yourself.

It is a wonderful treatment for Bladder Trouble or if you have Hemorrhoids. Fully Brackets under the Treatment. It is a Full Complete, Three-Fold Course of Treatment. Your urine is light and pale, dark colored or cloudy, if you make water often, get ting or during the night, if it scalds and burns while you use it, if there is a smell of brick dust when it stands, write for this Treatment without a cent's cost.

It would be practically impossible to name it within the limited space of this advertisement. It drives away the poisonous impurities that sting the kidneys and irritate the bladder. It cleanses the blood, cures, Purifies, Strengthen and Encourages the Urinary System to proper action day after day, try this Treatment, and see for yourself. I will send you TO TRY FREE, a Full Complete, Three-Fold Course of Treatment. Take it when it comes, USE EARLY in the day, and just as you go to bed. Then who knows it is helping you, when you know you are getting better just send me a small amount, and I will send you a copy of my book, and you can easily afford to try it. If you have taken half of it, return what's left and pay nothing.

Send the only one folder sending a full Treatment TO TRY FREE. I couldn't afford to do it if I wasn't sure it would help you. If I don't know what the Treatment would do, but you are to be the judge. When I have confidence enough in my Treatment, to send it to you this way, I know you will be willing to try it. If you are in Oregon and I don't have a penny in your pocket, even a postage stamp, just your name and where to send the Treatment.

STOP BACKACHE

It would be practically impossible to name it within the limited space of this advertisement. It drives away the poisonous impurities that sting the kidneys and irritate the bladder. It cleanses the blood, cures, Purifies, Strengthen and Encourages the Urinary System to proper action day after day, try this Treatment, and see for yourself. I will send you TO TRY FREE, a Full Complete, Three-Fold Course of Treatment. Take it when it comes, USE EARLY in the day, and just as you go to bed. Then who knows it is helping you, when you know you are getting better just send me a small amount, and I will send you a copy of my book, and you can easily afford to try it. If you have taken half of it, return what's left and pay nothing.

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# The Secret of Holding a Successful Auction Sale

The season of Auctions is now here (and during the next few months many thousands of dollars' worth of farm property will be sold at public sales in The Capital Journal territory. The prices at all of these sales will depend on various circumstances and conditions, but they will depend largely on how the sale is advertised. A sale insufficiently advertised cannot possibly produce the best results. A sale well advertised will always succeed unless weather prevents.

### THE NEW AND THE OLD WAY.

In the old days when circulations were small, and it was impossible to reach all the people through the newspapers, it was necessary to use auction bills. But that day is gone by. Advertising is so cheap and so wonderfully effective, that the auction bill has become a back number.

In this territory the use of advertising space in The Capital Journal has superseded auction bills, just as it has altogether superseded the use of bills by merchants.

Why is this?

THE CAPITAL JOURNAL FIRST IN NEWS.

### REASON WHY.

The Bill reaches only a few hundreds; the Capital Journal reaches thousands of readers.

The Bill covers only a limited section; the Capital Journal covers a large territory thoroughly.

The Bill is seen only by the people when they are away from home. The Capital Journal goes into their homes and finds them.

The Bill is not seen in bad weather, because the people stay at home; that is just the time The Capital Journal is more carefully read.

THE CAPITAL JOURNAL FIRST IN ADVERTISING.

The Bill makes the busy man stop when he is in a hurry, in the wind and cold, and maybe take out his spectacles. The Capital Journal finds him at home in a comfortable chair, leisurely reading his paper.

The Bill must be tacked up and distributed—a day or two of hard work for a man with a rig. The Capital Journal distributes the same information to nearly every house all at the same time, without trouble or extra cost.

### THE GREAT AUCTION PAPER.