
BLACKWELL'S FIGHT COSTS \$200

Bellingham
HERALD
1-6-11

**Seattle Architect Who Attacked
Captain Frank W. Radley Be-
cause of Declaration That Bel-
lingham Armory Was Not Be-
ing Constructed According to
Specifications Pleads Guilty to
Assault In Third Degree and Is
Fined \$200—Court Points Out
That Architect Had Had Plenty
of Time to Cool Off After Be-
ing Called Liar.**

PROSECUTOR WITHDRAWS MORE SERIOUS CHARGE

**Accused Confesses That He Had
Asked One of His Men to Call
Radley to Armory Site, Where
He Was Attacked, but Pleads
Southern Breeding As Excuse.**

Admitting that one of his men had called Captain Frank W. Radley to the new armory building over the telephone and that he had met him and assaulted him, James E. Blackwell, the big Seattle architect, pleaded guilty to assault in the third degree and was fined \$200 and costs. The court accepted James A. Kerr's check for the amount, Mr. Kerr being present as the legal representative of the architect. Attorney Jeremiah Neterer also appeared for Blackwell, while County Attorney Livesey appeared for the state. Fully an hour of time was taken up with the arguments before the court and the ruling of the judge.

Blackwell was charged with assault in the second degree, which is a felony under the new criminal code of the state. This morning the county attorney consented to the architect pleading guilty to assault in the third degree. In both offenses the maximum fine is \$1,000.

Both Kerr and Neterer, attorneys for Blackwell, stated to the court that their client is a gentleman and had always been raised as such and that he was without a peer as an architect in this state. The attorneys stated

that Blackwell read the statements in the papers concerning the alleged faulty construction of the armory building, of which Blackwell is one of the architects, and he came to Bellingham to ascertain if they were authorized by Radley. On his arrival here Blackwell went up to the armory building, one of his men called Radley over the telephone and told him that "something was going wrong at the building" and that he had better go up and see about it. Radley went and was attacked by Blackwell, after the local man admitted that he had been correctly quoted in the newspapers.

One of the peculiar features of the arguments of the two attorneys for Blackwell was built about the fact that Radley had intimated that Blackwell was a liar. In one of the printed articles. Down South, declared the attorneys for the big Seattle architect, when a man is called a liar it is the equivalent of an assault. Blackwell was provoked into making the assault on Radley, the attorneys declared, by Radley's action in attempting to place Blackwell in the Ananias class. It was pointed out that Blackwell was born and raised in the South, and still bore some of the characteristics of the Southern people.

County Attorney Llysey pleaded strongly for a heavy punishment for Blackwell. He resented the attorneys for Blackwell that the assault was provoked, pointing out that Blackwell had seven or eight days after he had been called a liar to meditate over the matter and act in a sensible way. Llysey declared that this was no good excuse for Blackwell coming all the way from Seattle to assault the local man.

Judge Kellogg, in imposing sentence on Blackwell, emphasized the fact both Blackwell and Radley bore the reputation of being gentlemen, and on account of this fact intimated that the offense was all the more serious.

decriing that the affair was one that might be expected of two rowdies on a street corner but not of gentlemen. The judge also called attention to the admission of the defense that Stanley had been called to the armory building by one of Blackwell's men, with the

(Continued on Page Four)