

**WEATHER**  
Highest Yesterday 53  
Lowest Last Night 47  
Rain tonight and Wednesday.

# ROSEBURG NEWS-REVIEW

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## CLEAVER'S REPORT IS BRANDED FALSE

### PROHIBITION PROBE BECOMES HEATED AND OFFICERS OF THE STATE CALLED BUNCH OF FOOLS

Johnston of Lane County and Sheriff Roberts of Bend Give Red Hot Testimony at Probe Last Night—Chairman Has to Rap for Order.

(By Associated Press.)  
STATE HOUSE, Salem, Ore., Jan. 27.—Sheriff S. E. Roberts, Deschutes county, and Clyde N. Johnston, former District Attorney of Lane county were the principal witnesses last night before the legislative committee investigating the state prohibition department. Johnston had armed himself by a thorough perusal of George L. Cleaver's biennial report and presented an array of startling assertions. The Cleaver report, he asserted, was "false, fraudulent and farcical."

It was necessary for Chairman Garland to rap Johnston down when the witness spoke of "Cleaver, the governor, Herwig and other damn fools." Also he liked to refer to Herwig as "Earwig."

Some of Johnston's statements were denied by Cleaver later in the session and Senator Staples was called to the stand to defend Cleaver in the Reedport affair.

Sheriff Roberts branded as false the Cleaver report for 1924. In the report Cleaver claimed credit for seven liquor cases in Deschutes county, the capture of eleven stills and for \$1,400 in fines. Roberts said he did not know of any still taken by a Cleaver agent except one, and that by a state agent working under the sheriff's direction, and yet, he said, state agents were paid \$1,984 by the county, and one of them \$1200 for about three weeks work.

Roberts quoted one of Cleaver's men as having quoted Cleaver as saying: "We've got to get a sheriff or two. We want our records to show the conviction of some sheriffs for violation of the prohibition law."

"So they tried to get me," Roberts went on. He told how Laronda Pierce was sent into Deschutes county and added: "I understood he got affidavits against me from a bunch of moonshiners I had arrested and convicted."

Roberts said the Federal authorities took a hand and he was called before the Federal Grand Jury in Portland where he kept ten minutes and then told to go back home, because it "was a big joke."

Roberts told of a political mass meeting held at Bend at which Cleaver and Herwig appeared and which resulted in an independent candidate for sheriff coming out against him. "And yet," he said, "I was elected by a bigger majority eight times over than ever before."

Asked his opinion of the state prohibition department, Roberts replied: "I think it is the bunk as far as co-operation with local officials is concerned, but with the right head and management, I think it would be one of the most efficient organizations in the field."

Roberts later declared that he was for the repeal of the act. Roberts declared that Cleaver's agents had never offered to cooperate with him, but had ignored him entirely. He asked one of them, he said, to go after a certain still and the agent promised to do so, but came back the next day with the report that "the old man" had called him in. "The old man" he presumed was Cleaver. In reply to a question by Loneragan, Roberts said, he would have no difficulty in enforcing the prohibition law if allowed sufficient funds.

Senator Eddy questioned Roberts at some length about his relations with the dry element. "Wasn't there a pretty strong sentiment of the dry people against you?" asked Eddy. "There might have been," Roberts replied, "but the election did not show it. Many of the Church people were for me. The Methodist minister particularly supported me right up to the dot."

Concerning Roy Farnham, who was appointed prosecutor by Governor Pierce, Roberts said Farnham had a reputation as a prohibitionist, but did nothing to enforce the law. "Did he back you in your efforts to enforce the law?" "He never mentioned it to me," Roberts answered.

Questioned about some 32 arrests Cleaver's men made in the city of Bend, Roberts said he had nothing to do with policing the city unless called upon by the city officers. He credited the Bend police with doing good work. "They are doing a won-

derful work," he said, "better than any two police departments that have preceded them." Roberts declared that he was thoroughly in sympathy with prohibition and had tried to enforce the law ever since he took office. "I have captured over 100 stills," he said, "since the manufacture of moonshine began" and he declared this was a better record than had been made in half a dozen other counties together that he named. He said he had even taken stills outside his own county. Asked if he employed stool pigeons, he answered that there were men in his county who for a little money would get him the information he wanted. Roberts favored a division of money resulting from fines in the proportion of 50 percent to the sheriffs, 25 percent to District Attorneys and 25 percent to the county general fund.

Cleaver was allowed to interrupt by asking Roberts how many men he caught while capturing 100 stills. Roberts answered about 60. Eddy asked Roberts if he knew who made the complaints against him, that he was not summoned by the federal grand jury and when Eddy mentioned the names of Henry H. Anderson and a man named Lowell, Roberts said he understood they had sworn to affidavits against him. Anderson, he said, was a man that he arrested in Klamath county on a charge of moonshining after Anderson had boasted that he "had it on" that sheriff and he won't dare touch me. I got him so drunk the other night that I had to carry him home.

### ASHLAND HI TEAM VICTORS AT SALEM

(Associated Press Leased Wire.)  
SALEM, Ore., Jan. 27.—The fast Ashland high school basketball team defeated the Salem high school five on the local floor last night by a score of 39 to 25. The game was fast throughout. In the first few minutes of play Salem scored four points but Marske came back and made 6 points giving them the lead which they held. In the last half Salem made a desperate rally and at one time came within four points of tying the score. The locals missed several cinch shots which would have given them the game. Butterfield, Ashland, was one of the best players seen on the local floor this season. The visitors displayed very fast floor work and were able to penetrate the Salem defense while the Ashland guarding was almost perfect.

### RADIO STATION KDKA IS HEARD IN AUSTRALIA

Human Voice Crosses Continent and Pacific in a Startling Test.

#### TESTS ARE CONTINUED

Amateurs in Melbourne Pick Up Messages—Cablegram Tells Success of New Experiment.

(Associated Press Leased Wire.)  
NEW YORK, Jan. 27.—A human voice rode the air across the continent today, crossed the Pacific and delivered its message to hundreds of thousands of persons in Australia, more than 9,000 miles away. Officials of the Westinghouse company, through whose station KDKA, at Pittsburgh, the test was made declaring the achievement to be the greatest in radio history.

A cablegram received here, several hours after the broadcasting related that the voice had been distinctly heard by radio set owners who had tuned in at Sydney, Australia and at Rabaul, the capital of British New Guinea.

Two amateurs reported having picked the words winged nine thousand miles at Melbourne, although the main stations there failed to receive them because of atmospheric interference.

The messages put on the air for the Australians were from Frank B. Noyes, president of the Associated Press; J. A. M. Elder, Australian commissioner to the United States; Herbert Bayard Swope, executive editor of the New York World; Arthur Brisbane Hearst editorial writer; Frank Munsey, publisher of the New York Evening Telegraph-Mail and the New York Sun.

The tests will be continued the remainder of the week. KDKA sending at the pre-arranged time of from five to six o'clock in the morning at which time it was between 8 and 9 o'clock in Australia, broadcast on a wave length of 63 meters.

#### FIELD MARSHAL DIES

(Associated Press Leased Wire.)  
WINDLESHAM SURREY, England, Jan. 27.—Field Marshal Baron Grenfell died here today.

Field Marshal Grenfell of Killyver, (Francis Wallace Grenfell) saw service in almost every land in which British soldiers have been stationed. He entered the army when 18 years of age. His last active position was as commander in chief in Ireland from 1884 to 1908, when he was made a field marshal. He was born in 1841 and created first Baron of Killyver in 1902.

### NO COMMON LAW MARRIAGE IN STATE

(Associated Press Leased Wire.)  
SALEM, Ore., Jan. 27.—There is no such thing as a common law marriage in Oregon. This is the holding of the Supreme Court today in an opinion written by Justice Bell reversing Judge Louis P. Hewitt of the lower court for Multnomah county in the case of Frank M. Heard, appellant, against Jennie McTeigh. An annulment of marriage is granted Heard.

#### CURRY BILL OPPOSED

(Associated Press Leased Wire.)  
WASHINGTON, Jan. 27.—President Coolidge is opposed to the unification of the army and navy air services as proposed in the Curry bill. Secretary Whitcomb today informed the house military committee.

The naval secretary declined to discuss the president's views beyond the bare statement that the executive saw no need for the creation of a separate air force. He said he talked to Mr. Coolidge about the proposal this morning and asked about the statement and the president's views.

#### TRAIN KILLS MAN

(Associated Press Leased Wire.)  
EUGENE, Ore., Jan. 27.—An unidentified man was killed just north of Eugene yesterday when he stepped from a "blind baggage" in front of an oncoming Southern Pacific train. The body was badly mangled, being thrown high into the air. The victim was of medium complexion, with brown hair and grey eyes. He was five feet nine inches tall, weighed about 165 pounds and wore blue overalls and a striped shirt. His comrades were Floyd B. Leman, 22, of Boise, Idaho, and Lee Smith, 24, of Blue Mound, Kansas.

#### GIRL SLAYER ACCUSES MUSICIAN.



JUDGE LAZARUS & DOROTHY ELLINGSON (Report) KEITH LORD

Dorothy Ellingson, sixteen-year-old San Francisco girl, who confessed killing her mother when reproved for too many jazz parties, is shown here before Judge Lazarus, swearing out a warrant for the arrest of Keith Lord, young jazz musician, whom she charged with contributing to her delinquency. Lord, a native of Lynn, Mass., has been living in San Francisco with his mother for the past six years. He is under arrest.

#### OPIMUM CONFERENCE LEADERS MEETING

(Associated Press Leased Wire.)  
GENEVA, Jan. 27.—Leaders of the international opium conference here including Representative Stephen G. Porter and Lord Cecil, respectively heading the American and British delegations met privately today and decided that the central board to supervise the international traffic in narcotic drugs should be appointed by a special group of the powers, including the United States.

The original idea was that the league of nations permanent commission on dangerous drugs should nominate the members of this board and that the council of the league should make the actual appointments, but as the United States is neither a member of the council nor a regular member of the league's drug commission the new system of appointments was decided upon.

Great Britain, France, Italy and Japan will form the nucleus of the appointing group with the other members selected from the six countries holding non-permanent seats in the league council. When the central board is organized, it will function at the league of nations headquarters with the United States paying the proportionate share of the expenses. Today's agreement privately reached must be regulated openly by the opium conference as a whole.

In order to permit the conclusion of the accord in narcotic drug convention nomination was withheld today of joint commission of the two conferences which will examine the disputed question of suppressing opium smoking in the far east.

### LEGISLATIVE MILL GRINDS ON AND FEW BILLS OF MINOR IMPORT PASS BOTH HOUSE AND SENATE

(Associated Press Leased Wire.)  
STATE HOUSE, Salem, Ore., Jan. 27.—Practically all state institutional improvements needed can safely be authorized by the Ways and Means committee, according to information placed before the committee by Governor Pierce. On the basis of the tax levy made in December, with the six percent increase taken into consideration and the elimination of certain funds, the governor told the committee there was a surplus of \$181,778.92 over the institutional requirements. The budget estimates that the governor said should be eliminated were: \$30,000 for battleship Oregon; \$175,965 for state accident commission; \$20,000 for market agent, and the quarter mill road tax amounting to about \$529,540. The governor also urged diversion to the general fund of half a mill from the one mill veteran's state aid tax, which would amount in two years to about \$529,440.

The governor called attention to increases in certain state revenues which he said would be realized if certain pending legislation is enacted. An increase in the poundage tax on fish, he said, would yield \$300,000 in two years; cigarette tax \$400,000; motion picture tax \$300,000 and a severance tax on timber of \$150,000. Fees from the corporation department he estimated would show an increase of \$100,000 in the two years. Considering all these he estimated that the surplus would be \$2,600,000 over budget estimates.

Both the governor and Senator Taylor of Umatilla, Morrow and Union appeared in behalf of the bill to appropriate \$300,000 for relief of farmers whose crops have frozen out.

STATE HOUSE, Salem, Ore., Jan. 27.—Vancouver, Wash., as a Grotha Green for Oregon folks will suffer if a bill passed today by the house of the Oregon legislature becomes a law. The bill would do away with the county resident requirement for a woman seeking a license to marry. Representative Bailey of Multnomah explained that women coming from other states or counties to Portland intending to wed, now dash for Vancouver for a license and a minister.

STATE HOUSE, Salem, Ore., Jan. 27.—House bill 168, introduced by Hurlburt at the request of Lewis, representative of Multnomah county kept at home by illness, provides that church exemptions from taxation would be cut down to \$5,000 property value and to one half acre of land. It also provides that only the grounds actually used by charitable institutions shall be exempt from taxation.

A clause in the bill would refer the measure to the people for

### STARMER WILL MAKE REPORT TO COMMITTEE

Securing Information to Show Cleaver's Report Is False.

#### MONEY IS WANTED

Sheriff's Oppose Giving 50 Per Cent of Fines to State—Want Office of Director Eliminated.

Sheriff Sam Starmar returned last night from Portland and Salem after attending the convention of sheriffs and peace officers at Portland, and after testifying before the committee at the state legislature during the investigation of George L. Cleaver, state prohibition director. Mr. Starmar is gathering up information to place before the committee and expects to return to Salem later in the week to give additional testimony.

"The sheriffs at their convention went on record unanimously as being in favor of discontinuing the office of state prohibition director," Sheriff Starmar said. "The sheriffs can and will enforce the prohibition laws if they are given sufficient funds, and with their knowledge of local conditions can do more than the state forces."

"The state is now trying to get a bill through giving 50 per cent of the money collected in fines to the state forces, 25 per cent to the district attorneys and 25 per cent to the sheriffs. The counties have to stand the cost of capturing the violators, the cost of prosecution and their board while confined to the jails, and it is not right that the state should get one-half of this money."

"The sheriffs want the money to go 50 per cent to the district attorneys and 50 per cent to the sheriffs. As it is now 75 per cent goes to the secret service fund, which is expended by the district attorney, and 25 per cent goes to the state. In counties like Douglas, where the district attorney and the sheriff cooperate, this works out satisfactorily, but in some counties there is little cooperation and the sheriffs frequently do not have the funds to do the enforcement work which they believe necessary. With the money equally divided the sheriff could make such investigations as he deemed necessary, and if the district attorney thought that the enforcement was not being handled as it should, he would have money to make investigations of his own."

"The sheriffs cannot carry on the enforcement work without money, and there is no reason why the state should be given half the funds, and the sheriffs expected to enforce the law."

Mr. Starmar states that the report of the state director as it refers to Douglas county is grossly overstated, and he is securing facts and figures to lay before the committee to prove his contention. "The report made by Mr. Cleaver was absolutely inaccurate," the sheriff stated.

"Several months ago I gave a commission as deputy sheriff to Joel Benton, a preacher at Yoncalla and Dean, who volunteered to assist us there. Benton went out on a number of occasions with Deputy Sheriff Daugherty using his own car and helping in several cases. Each time he was paid for his work by the county. He procured a special commission from the state, as his authority as a deputy sheriff was good only in Douglas county. Several other of my deputies have secured such commissions so that they would have jurisdiction in other counties, this being true especially where the men are working near the borders."

"Each of these deputies have received report blanks from the state upon which to report their activities. With the exception of Benton, however, none of these officers make reports, as their work is all under county direction. Benton sent two reports to Cleaver, one covering a six months' period, and the other the entire year, the latter including the figures from the report previously sent. In these reports Benton took credit for cases which were handled entirely through the sheriff's office and in which he was merely an aide. In all of the cases mentioned by him the work was done entirely by the sheriff's forces, and

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