

THE WEATHER

Highest temperature yesterday 61
Lowest temperature last night 43
Precipitation for 24 hours .01
Precip. since first of month 1.57
Precip. from Sept. 1, 1936 19.87
Deficiency since Sept. 1, 1936 8.25
Occasional Rain.

Roseburg News-Review

THE DOUGLAS COUNTY DAILY

COURT BILL

Will the Roosevelt program be pushed, now that the supreme court is rendering decisions in the government's favor? Make your guess, then follow developments in the NEWS-REVIEW wire reports of congressional action.

WAGNER LABOR RELATIONS ACT HELD CONSTITUTIONAL

Editorials On the Day's News

By FRANK JENKINS
MAYOR CARSON, of Portland, refuses an invitation to attend the Golden Gate bridge fiesta at San Francisco next month, and says he will encourage no Oregon people to visit California as long as they have to submit to the humiliation at the border of "having an inspector paw through their suitcases looking for oranges."

Nine Persons Shot in Feud Over Union Affiliation; Loggers and Millmen Reject Compromise

PICHER, Okla., April 12.—(AP)—Truulent lead and zinc workers returned to their jobs today in an atmosphere made tense by a bloody week-end in which nine were shot, with leaders of an unaffiliated group announcing determination to "prevent C. I. O. unionization of this territory."

Guns, Pick Staves and Bombs Used in War Of Mine Toilers in Kansas.

Officials said the normal total of men went to work on the midnight shift. Signed by President F. W. (Mike) Evans, that notice was posted at the headquarters here of the Tri-State mine, Metal and Smelter Workers union, which claims 8,000 members in this rich mine area of Oklahoma, Missouri and Kansas.

Gov. Martin Raps "Pink Professors" And Sit-Downers

SILVERTON, April 12.—(AP)—Governor Charles H. Martin rapped "chiselers"; parlor-pink professors and sit-down strikes and said he was not a candidate for governor in an address here Sunday.

Columbia River Union of Timber Workers Demands 10 Pct. Wage Boost.

PORTLAND, April 12.—(AP)—Tabulation of ballots at the Portland labor temple revealed last night a decisive rejection on the part of Columbia river loggers and sawmill workers of the offer of 10 per cent wage increases with a minimum boost of 7 1/2 cents an hour.

WELL, It is a trifle irksome, at times, to have one's shirts and socks and ties opened up and flaunted to the world when passing the bug stations on the road south, but down here we consider the fact that California DOESN'T molest the thousands of cars of our inspected products that we send annually into her markets.

These dispatches follow each other, in the order here given, in the news of the day this is written: "DETROIT: The United Automobile Workers of America, undertook today (Thursday) (Continued on page 4)

CUNNINGHAM GOING TO NEW PASTORATE

Rev. J. Frank Cunningham, who recently resigned as pastor of the First Christian church of Roseburg, announced today he had accepted a call to the pastorate of the Christian church at The Dalles. His new pulpit carries a considerably larger salary than he received in Roseburg, together with the use of a parsonage. The church at The Dalles has a membership of approximately 400. Rev. and Mrs. Cunningham plan to leave for their new station Wednesday or Thursday of this week, and he will start his duties Sunday. He has served the Roseburg church for the past six and a half years. Rev. Lindon Leavitt of Eugene, recently called to Roseburg, to take the place left vacant by the Rev. M. Cunningham's resignation, will be here this week and occupy the pulpit of the Roseburg church Sunday.

FLASHES OF OREGON EVENTS

Lost Man Appears

MEDFORD, April 12.—(AP)—Bruised and scratched from a night and a day of wandering in the rough upper Applegate country, W. A. Turkey, 69, a Kent, Wash., miner, was recovering here today. He became lost in the timber late Friday when he went out to survey his claim. He was delirious and unable to give an account of his wanderings when he walked out of the woods Saturday afternoon.

Goes On Cash Basis

EUGENE, April 12.—(AP)—Eugene's public school system will go on a cash basis Tuesday for the first time since 1911. H. F. Good, superintendent, said nearly \$100,000 in warrants will be called for payment, making a surplus to carry through several months.

Ex-Recorder Dies

SALEM, April 12.—(AP)—After an illness of several years, Mark M. Poulsen, 63, city recorder of Salem from 1922 to 1935, died Saturday. He was a native of Denmark and came to America at the age of 15.

Thief Outsmarted

PORTLAND, April 12.—(AP)—A unique attempt by a thief to outsmart United States National bank depositors who use the night deposit chute was thwarted by E. H. Bixby, Portland, who noticed that his pouch of money and the accompanying bank book did not drop into the slot as usual. He investigated and found that several pieces of adhesive tape studded with hooks had been placed across the opening just out of view, apparently in the hope that the money would lodge there within arm's reach.

Montag to Wed Nurse

PORTLAND, April 12.—(AP)—For 83 years, John Montag, retired furance manufacturer and former U. S. marshal for Oregon, was content with bachelorhood. Last summer he was stricken with an illness during which Mrs. Olga Moser, 62, nursed him. She said such a good job of it, he revealed today that he decided to marry her. They will be married Wednesday.

Nut Payments Made

NEWBERG, April 12.—(AP)—The final payment on the 1936 walnut crop was made today to growers of the Oregon nut growers cooperative fund totaling \$10,000. Walnut prices averaged 14 cents above the 1936 pack, while filbert grades were up 1 3/4 cents.

CHARLES W. BUTLER OF GLENDALE DIES

GLENDALE, Ore., April 12.—Charles William Butler, son of Mr. and Mrs. William E. Butler, died in a Roseburg hospital early Sunday morning, April 11th. He was born in Grants Pass December 17, 1905, and with his parents, came to Glendale in 1909, where he had since made his home. He was never married. Survivors are his parents, several aunts, uncles and cousins. Funeral services will be held in the I. O. O. F. hall Thursday afternoon at 2:30, with Rev. N. S. Fienas officiating. Interment in Masonic cemetery here. Arrangements are in charge of R. M. Eberle, associate director of Douglas Funeral home.

STRIKE NOT LIKELY. S. P. HEAD ASSERTS

McDonald Cites Railroad Act for Adjustment of Labor Disputes. SAN FRANCISCO, April 12.—Two railway brotherhoods voted overwhelmingly in favor of a strike on coastwise Southern Pacific lines, union officials claim today, but likelihood of an actual walkout was discounted by the railroad and by a federal mediator.

TRIS SPEAKER HURT BADLY IN MISHAP

CLEVELAND, April 12.—(AP)—Upon the rugged physique familiar for years to baseball fans depended today chances for the recovery of Tris Speaker, 48, former manager of the Cleveland Indians and star centerfielder, whose skull was fractured in a fall from the second story porch of his home.

MYSTERIOUS BULLET WOUNDS TRANSIENT

BAKER, April 12.—(AP)—William Brown, transient, 29, who gave Toledo, Ohio, as his home address, was probably fatally wounded Sunday afternoon near Hot Lake in Union county by a rifle bullet fired by one of two men from a nearby hillside into a flat car in which Brown and several other transients were riding.

SHINGLE MILL TO BE BUILT AT DRAIN

DRAIN, April 12.—Announcement was made here today by Clyde Catching that he is starting construction at once on a shingle mill to be erected on property he recently purchased from William Moore. The site is immediately east of the railroad tracks. Two sawmills at Drain are now employing more than 50 men, while more than 100 mill workers are employed in plants on Smith river, giving Drain the benefit of substantial payrolls from the lumbering industry.

ENGLAND PUTS GREATEST WAR SHIP ON DUTY

Great Britain ordered her mightiest men-of-war in the Bay of Biscay today to protect British shipping on the high seas against Spanish insurgent vessels blockading Spain's north coast. As the huge battle cruiser Hood, most powerful warship in the world, neared the blockaded waters, another British war vessel raced to the rescue of a merchantman reported "detained" by the insurgents. Shipping circles later said, however, the report probably was only a confusion of names.

HOOD WILL GUARD SHIPPING FROM SPANISH REBELS; LAND BATTLE NOW IN FIFTH DAY.

(By the Associated Press) The British cabinet's hurriedly called Sunday session decided on the reinforced naval guard in the Bay of Biscay but refused to guarantee protection to British food ships entering Spanish territorial waters. The insurgents are attempting to prevent food from reaching the northwest coast of the Iberian peninsula. More than 3,000 government troops were estimated to have been slaughtered west of Madrid in a surprise insurgent attack against the right flank of the government army.

CAR FOR EDUCATION BOARD IS OPPOSED

SALEM, April 12.—(AP)—After authorizing the purchase of 25 new trucks and bodies for the state highway department, the board of control held up today the purchase of a new automobile for the state board of higher education, with the comment "let the students walk."

49 CONVICTS FREED IN PAST MONTH

SALEM, April 12.—(AP)—Forty-nine prisoners were let out of the state penitentiary during the past month while 29 new ones were admitted, Warden James Lewis reported to the board of control today. Lewis said many of those discharged had either served their terms or were paroled. Some of the parolees came under the new law granting good time credits. The population of the penitentiary today was 1,076. It had reached 106, Lewis said.

Local Sewer Project Put on "Inquiry" List

The proposed intercepting sewer and sewage disposal plant for the city of Roseburg is placed on the program for immediate investigation or construction in recommendations made to President Roosevelt by the National Resources committee. The committee proposes an orderly plan of investigation and construction and recommends a program carrying projects estimated to cost \$520,868,000. The committee approved 150 projects in Oregon, Washington and Idaho, some for immediate construction, others for deferred construction, and others for investigation or construction. The Roseburg project, estimated at \$85,000, is recommended for immediate investigation or construction as is the extension of the south Jetty of the Umpqua river, a project proposed from Roseburg, at an estimated cost of \$600,000. The committee also proposes collection of data for intelligent planning with regard to elimination of pollution in the Rogue and Umpqua rivers and extension of irrigation on lands adjoining those streams.

OREGON TRAFFIC MISHAPS KILL 3

One Victim Former O. S. C. Baseball Star; 4th Man Drowns in Coos. PORTLAND, April 12.—(AP)—Sudden death struck four times in Oregon over the week-end, automobiles being responsible for three of the lives snuffed out. A fourth victim was drowned. Fred Nightingale, 28, Ontario, former Oregon State college baseball star, died instantly when his car struck the side rail of the Interstate bridge on the Oregon Trail highway near Ontario, throwing him out into the path of another machine driven by A. McClure, Nyssa. Martin Faherty, who was riding with Nightingale, suffered a back injury and face cuts. Mrs. McClure sustained lacerations and bruises. Nightingale, besides his widow, is survived by his parents, Mr. and Mrs. Louis Nightingale, Molalla, and a brother. Joseph Toles, 51, Applegate, died after falling out of a car on the Missouri Flat road near Applegate in Jackson county, when a door flew open while riding home from a dance. V. E. Snow, about 50, was struck down by a car as he walked along the highway near Klamath Falls, clearly limits and died 30 minutes later at a hospital. The driver of the automobile failed to stop and give aid, police said. They started a city-wide search for the car on a tip from another motorist that a black sedan sped down the highway shortly before the mishap. Snow, who was well dressed, was identified only by a liquor permit in his pocket. The accident happened two hours after life close of traffic safety week in Klamath Falls. Helge Edlund, about 35, was drowned at North Bend when he fell over the railing of a ship as it docked at a lumber mill. Officers (Continued on page 6)

TWO STUDENTS DIE IN GLIDER CRASH

PULLMAN, Wash., April 12.—(AP)—Plunging more than 400 feet when the wing of their glider collapsed over a bank of Snake river southwest of here, two Washington State college students were dead here today. The victims, Cloyd L. Artman, junior from Oroville and claimant to amateur soaring records; and Frank See, sophomore from Colfax, plummeted to their deaths in a twisted mass of splinters and canvas while a crowd of spectators looked on from a high bluff above the river near Wawawai. The two-seated glider was built recently by the Washington State College Aero club. (Continued on page 6)

WAGNER LABOR RELATIONS ACT HELD CONSTITUTIONAL

WASHINGTON, April 12.—(AP)—The supreme court today by upholding constitutionality of the Wagner labor relations act as applied to all business engaged in interstate commerce. Speculation was stirred immediately as to whether the tribunal's decisions in five cases would affect President Roosevelt's fight for reorganizing the tribunal. William Green, president of the American Federation of Labor, had described the Wagner act as "the magna charta of labor." (It guarantees collective bargaining to workmen in negotiating with employers on wages, hours of work and other labor conditions.) Four of the supreme court's decisions, involving the Jones and Laughlin Steel corporation of Pittsburgh, the Fruehauf Trailer company of Detroit, the Friedman-Harry Marks Clothing company, Inc., of Richmond and the Associated Press, were five to four decisions. The court was unanimous in the Washington, Virginia and Maryland coach company case. Roberts, Hughes Deliver Justice Roberts, who has held the balance of power in some five to four decisions, delivered the 5-4 opinion upholding the Wagner act did not violate freedom of the press and could be applied to the Associated Press. He also delivered the unanimous decision in the Coach company case. Chief Justice Hughes, who was 75 years old yesterday, delivered the opinions in the other three cases. The four dissenting justices — McReynolds, Sutherland, Van Devanter and Butler—in an opinion read by McReynolds, contended that the court's rulings in the Wagner cases reversed the view of interstate commerce expressed in decisions outlawing NRA and the Guffey coal act. In those two decisions, the court said: "The local character of mining, of manufacturing and of crop growing is a fact, and remains a fact, whatever may be done with the products." "Organizing Right Upheld" "Employees," Hughes asserted in the Jones and Laughlin decision, "have as clear a right to organize and select their representatives for lawful purposes as the respondent (steel corporation) has to organize its business and select its own officers and agents." The question of collective bargaining, upheld by the court in businesses engaged in interstate commerce, has been the major point of dispute in the recent series of sit-down strikes. Under the decision, the legislation is applicable to all businesses held to be in interstate commerce. The ruling, holding that a steel company, a trailer company and a clothing manufacturing concern were engaged in interstate commerce, broadened the applicability of the statute far beyond what its opponents contended were the proper bounds. The coach company admitted that its activities were in interstate commerce. In each of the five separate decisions, the tribunal sustained orders of the national labor relations board directing the reinstatement of employees who had been discharged for what the government contended were "unfair labor practices." Dissent Voiced Justice McReynolds delivered the dissenting opinion in the steel, coach company (trailer) and clothing cases. (Continued on page 6)

OPINIONS VARY ON COURT DECISIONS

Some Senators Think Bill for Reform Is Blocked, Others Say Not. WASHINGTON, April 12.—(AP)—Opponents and advocates of the Roosevelt court reorganization bill drew contradictory interpretations today from the supreme court's action in upholding the Wagner labor relations law. Senate leaders of the fight against the bill hailed the court's decision as a factor that would go far toward defeating the court reorganization plan. Supporters of the bill, however, denied the decisions would have any effect on the controversy. Both sides expressed delight with the court's finding that the law was constitutional. Senator Wheeler, a leader of the opposition to the bill, forecast flatly the decisions would "mean the defeat" of the president's measure. "I feel now there can't be any excuse for wanting 15 members on the court," Wheeler said. Attorney General Cummings declared the ruling constituted "a sweeping government victory." "For more reasons than one the decisions of today show the wisdom and soundness of the president's plan," he said, but smilingly refused to disclose what "reasons" he had in mind. Solicitor General Stanley Reed, one of the government attorneys who argued the litigation before the court, said of the opinions: "A realistic treatment of the constitutional problems involved in federal labor legislation." Senator Connally (D., Tex.), one of the leaders of the opposition camp, said the decisions would have a "profound effect" on those members of congress still undecided about the court bill. "It will slow up the drive for the bill," Connally said. "A car with two tires can run as well as one with four good tires." "Chaos" Held Unclear Senator LaFollette (Prog., Wis.) insisted, however, the court verdicts would have no influence on the bill. "Any person who came to the conclusion that he was in favor of the bill and realized the need for it, is not going to be affected by one or more decisions," LaFollette said. "The chaotic condition created by the court in past decisions has not been altered by this (Continued on page 6)

PENALTY OF TWO FIRST OFFENDERS DEFERRED; LENIENCY FOR ONE ASKED

The practice of postponed sentences used by Circuit Judge Carl E. Wimberly in cases involving first offenders was invoked again today when Cecil Sparling of Riddle, charged with theft of furniture, and Orville H. Spencer, accused of burglary in a grocery store here, were arraigned for sentence. Both had entered pleas of guilty. Sentence was postponed until July 15, during which time both defendants will remain in the county jail. The practice of the court has been to grant paroles for penitentiary sentences imposed at the expiration of the terms in county jail. Sparling, recently arrested at Riddle, pleaded guilty to taking furniture from a home owned by Rose Moore of Portland. The house had been left furnished but unoccupied following the death of the former owner, Joseph Shoff. A lengthy petition, asking the court to grant leniency for Spencer, was presented to the court in connection with today's arraignment of the 19-year-old husband and father, who had pleaded guilty to robbing the Deer Creek Safeway store. Spencer, a former resident of Eugene, had no previous record for criminal offenses. It was stated, and had been a good worker when able to secure employment.

MEDAL AWARDED VET PATIENT HERE

George Covey of Selma, Josephine county, a patient at the veterans hospital at Roseburg, has been awarded a medal in the Order of the Purple Heart for heroic service during the World war, according to word received today. Covey is in the hospital here recovering from injuries received three weeks ago when I. M. Davidson of Selma died at the wheel and his automobile turned over.

WARRIES AUDITORS ON ONE-CENT CHECK

PORTLAND, April 12.—(AP)—David M. Lloyd wondered today how much it cost the U. S. treasury to balance its books because of a one-cent check. Lloyd, retired fire captain, got a one-cent check from the treasury because he overpaid the home owners loan corporation. He thought it such a good souvenir that he kept it. Eventually the treasury grew persistent over his failure to cash it and by that time he had lost it. Finally he swore out an affidavit that he had received the check and another was issued. He promptly cashed the second check to the relief of treasury auditors.