

CITY
EDITION

La Grande Evening Observer

THE WEATHER

OREGON: Cloudy tonight and Friday, probably rain on the north coast. Moderate temperatures.

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MILK, CREAM
RULING NEAR
FINAL STAGE

Ordinance Read for Second Time, Now Ready for Amendments

CITY WILLING TO
HELP FINANCIALLY

Producers Who Retail Milk and Creameries to Pay License Fees, According to Present Plan

A lengthy discussion of the proposed milk and cream control ordinance took place at the city commission meeting last night, revealing that the city is willing to stand a part of the expenses necessary to arrange for an inspector and make the proposed ruling actually serve the purpose for which it is intended.

The ordinance, which was read for the first time last night and read by title only last night and is now ready for amendment. This will be accomplished before next Wednesday night when the ordinance may be adopted or rejected.

Discussion centered around methods of financing, with no definite decision yet made, although as a result of the arguments last night, producers who retail milk and cream may be required to pay either a flat rate of \$1 a cow annually or else pay on a sliding scale basis, such as \$1 for from one to three cows, \$5 for from three to eight, etc., with creameries to pay a flat rate of \$50.

"Wholesalers" Exempt
Under this alternative, producers who wholesale their milk and cream will not be required to pay a license, although their dairies and milk will be subject to city inspection the same as if their boys were licensed. The creamery fee is set sufficiently large enough to include indirectly the "wholesale" producers.

Creameries are required to keep a list of the men from whom they purchase milk and cream and these lists are always accessible to inspectors.

It was estimated that there are 500 cows supplying La Grande with milk and cream with half of the output retained directly to the consumer. The remaining half sells to creameries.

A flat or a sliding scale rate would provide the city with \$500 or more annually, it was estimated, and this would go a long way toward financing the plan.

A proposal to direct the sale of milk through city stamped bottles was discussed at some length but it was decided that this would not be feasible. During these arguments it was brought out that from 2,200 to 2,500 quarts of milk are consumed in La Grande daily.

The dairymen's association, which presented the ordinance, presented the names of four persons who are adequately versed in milk and cream to serve as inspectors.

The central labor council of La Grande presented an endorsement of the milk and cream ordinance and petitioned the city commission to adopt the document.

The possibility that later on inspection of hotels, restaurants, meat markets, etc., might be handled in connection with the milk inspection, was brought up but no action was taken.

Perfecting Deed
The city attorney announced that progress is being made toward perfecting the deed and abstract on the Toy Young property to be used as a site for the state highway department shops in La Grande. The commission authorized the issuance of a \$4,000 warrant and a \$75.00 warrant for payment for the property and to clear up outstanding claims. The highway commission has sent a letter confirming its recent action in.

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GETTING
READY FOR
SPRING

It's not yet time for spring housecleaning—but you are getting ready for it with plans for changing things about, getting new things, getting rid of old things.

Check over the things in the attic or basement or woodshed—check over the things you'd like to discard if you could do so to a reasonable advantage. Then write a Want Ad for the Observer and have it inserted several days. Someone wants the things you don't want. You can find them—and their money—with a Want Ad. The cost is extremely small—like a line for the first insertion. To a line for each insertion thereafter.

Observer Advertising—A Merchandising Service

Interest Grows
In Union Pacific
Athletic Tilts

Local Bowling and Basketball Teams Have a Chance to Participate in Ogden, Utah, Tourney

With the date of the Union Pacific bowling and basketball championship meet at Ogden, Utah, not far in the future, interest in the progress of the local U. P. bowling team, which goes to Portland for a return game next Sunday, is increasing. The O. W. team, which is to be chosen from scores made in the series of contests now underway, will be composed of the high-point players of the three O. W. divisions. Two local players, C. V. Howard and J. V. Answorth, now stand tied for third place in the O. W. contest, and if they hold their position, will be on the team that goes to the system contest in Ogden some time between March 1 and 15. The La Grande team goes to Portland this coming Sunday and the following Sunday plays Walla Walla there.

Interest in the local O. W. basketball team, which will meet some time soon in Pendleton in a single elimination contest with other O. W. squads, is also evident. The team has had several good practices, and is lining up well for the contest. The winning team will make the trip to Ogden.

W. P. White, athletic director of the O. W., is in La Grande from Pocatello where he attended a unit director's meeting at which arrangements for the basketball elimination were discussed and plans completed for the Ogden meet. Mr. White arrived here this morning on train No. 17.

Win Practice Game
Last night the U. P. bowling team defeated War's All-Stars by a 115-point margin in a contest played at War's Billiard parlors. High man in the game was W. P. Porter, who had the high total score of 578, and also the high individual score, with 233. Both teams and their total points follow:

U. P.: C. C. Howard, 527; C. W. Cook, 521; H. Yeakey, 463; W. J. Porter, 578; R. V. Answorth, 481. War's All-Stars: T. Conley, 431; D. Oliver, 526; J. T. Garrity, 480; E. Stranahan, 483; and R. Campbell, 523.

Add Sousaphone
To La Grande's
Municipal Band

A new instrument, a sousaphone, has been added to the La Grande municipal band and will be heard for the first time at the next band concert. Andrew Loney Jr., director of the band, announced this morning.

The sousaphone is one of the largest band instruments made, and plans are now being made by the members of the band to raise \$370 for the purchase.

W. W. Nushbaum will play the new instrument.

Home Marketing
Meeting Arranged

Home marketing was discussed last evening when the home marketing committee of the union county chamber of commerce met in the chamber of commerce offices.

The committee asked to have charge of the forum lunch program Tuesday, Jan. 24, and that day has been set aside for a home marketing program. Frank McKennon is chairman of the committee and the other members are S. T. Ballie, H. G. Avery, P. A. Epling, A. R. Hunter, G. L. Larson and Mrs. Homer Wilson.

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Officers, Employees
Association Elects

Officers for the year 1928 were elected last night when the Officers and Employees' club of the La Grande National bank held its monthly meeting. Harry A. Zurbach was re-elected president of the club, H. P. Brenholtz was again chosen vice president, and Miss Nell Grinnett was elected for the second time to the office of secretary-treasurer. Following the business meeting the club, an hour of forum discussion was devoted to business subjects. The meeting was held at the bank.

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FORCED FROM HOMES

WALLA WALLA, Wash., Jan. 12 (AP)—Twenty families were forced to flee from their homes in Starbuck, last night when the Taconian river overflowed and cut a new channel through the town. None lost their effects and all were able to return to their homes this morning, after the waters had subsided.

A heavy run off from melting snow caused high water in streets and yards of Milton, Ore., last night.

SHE'LL WED ADOPTED FATHER



Mrs. Lydie Miller Roberts, 28, adopted twelve years ago by E. W. Marland, of Ponca City, Okla., wealthy head of the Marland Oil company, will wed her adopted father, Mrs. Marland died two years ago. The wedding will take place at the home of the parents of the bride-elect, in Philadelphia.

M. I. A. TEAM WINS
FROM TIGER FIVE

First Ward Quintet Has No Difficulty in Trimming L. H. S. 59 to 20

The first ward team of the M. I. A. decisively defeated the high school Tigers last night 25 to 20 in a game played on the floor of the new L. H. S. recreational hall. Coach Ralph Christie used all three strings of players during the game which he termed a "day in the nature of a practice game" preparatory to the two-day trip up the branch line this week end when the Tigers will meet Joseph and Enterprise. Coach Christie this morning went on to say that "the game was of great aid in picking the squad which I shall take up the branch line."

A crowd of around 200 persons, many of them high school students, watched the game which was featured by the shooting of the ward players, whose team is composed entirely of former high school athletes. Lyman was easily high point man of the game. The older boys took an early heavy lead, maintaining it throughout. The M. I. A. quintet has been practicing considerably during the past few weeks and is developing teamwork and speed in playing. It present plans materialize they will schedule several interesting games during the season.

The ward team has ordered green and gold colored basketball suits which they hope to have here soon. Their line up last night was: Black and Gold, forwards, Lyman, center, Hankins and Stoddard, guards. Coach Christie started his game with a second team string composed of: H. Wolfe, center, P. Newlin and Provost, forwards, Roe and Evans, guards. In the third quarter, Hiltner and Braden, forwards, C. Wolfe at centers and Stoddard and Hiltner at guards, composed a first string quintet. T. Wallingford, center, C. Wallingford and Robertson, forwards, J. and Griffin, Zundel and W. Watkins, forwards, saw action in the fourth quarter.

Officer Discovers
Jail Break Plot

SALEM, Ore., Jan. 12 (AP)—Eleven prisoners in the Marion county jail are confined to their cells today instead of having their usual day time liberty in the corridors because of a frustrated jail break Wednesday.

Sam Burkhardt, deputy sheriff, in making his usual inspection of the jail found a pile of nearly 75 bricks on the floor underneath a window in the south wall of the court house and just a thin layer of plaster on the outside of the court house left. Prisoners had but to get out a little more of the mortar holding the brick, remove five or six bricks and step outside with only a seven foot iron fence between them and freedom.

Explosion of Oil
Seriously Burns
Mrs. Eliza Avery

LOSTINE, Ore., Jan. 12 (Special)—Mrs. Eliza Avery was seriously burned about the body Monday afternoon when she attempted to start a fire in the kitchen range with coal oil. It is believed that there were five coals in the stove and as Mrs. Avery turned to get a match the coal oil can exploded, throwing oil and fire over her. She ran out of doors and called for her son, John Avery, who was in the woodshed. He rolled her in this snow and put out the fire, but not before the lower part of her body was badly burned. A wool sweater which she was wearing saved the upper part of her body from serious burns.

A doctor was called from Walla Walla and the burns were taken care of immediately. She is suffering from great pain, although it is not known just how serious her injuries are.

Employee Witness
Fatal Accident

LOSTINE, Ore., Jan. 12 (Special)—Mr. Wells, of Flora, employed in a logging camp on Bear creek, was instantly killed Wednesday when he went to step across a log chute and was caught by a log and carried about half a mile down the chute. Fellow employees witnessed the accident but were unable to do anything. The body was badly crushed when recovered.

Soviet Russia
Rebukes Pontiff

ROME, Jan. 12 (AP)—The newspaper *Brillante* today said that a "condemnation" of Pope Pius for having "favored the anti-bolshevik movement with funds" arrived at the Vatican in the form of a registered letter from Moscow addressed directly to the pontiff. The document was signed by high personalities of the orthodox synd and by Alexis I. Riloff, Joseph M. Stalin and others.

Senator McNary Urges Adoption of
the Deschutes Irrigation Project

WASHINGTON, Jan. 12 (AP)—Adoption by the federal government of the Deschutes irrigation project in Central Oregon was urged before the senate committee on irrigation and reclamation today by Senator McNary, republican, Oregon.

The senator explained to the committee that adoption of the project was recommended in 1921 by the secretary of the interior and \$450,000 was made available to carry on the development. The project was abandoned by the reclamation bureau.

Senator McNary asserted that the proposed development would be the cheapest irrigation project in the northwest. The proposed dam would be located in Deschutes river just south of Bend, Ore.

Robert W. Sawyer, publisher of

Marine Forces
In Control Of
Rebel Element

Troops Stand Ready Today to Deal Death to Sandino's Men Wherever They May Appear

MANAGUA, Nicaragua, Jan. 12 (AP)—Marine corps planes today stood ready to deal death to rebels wherever they might appear.

Land and air attacks routed rebels attempting to mass near the marine stronghold at Quilich Tuesday. Fourteen rebels were killed. Marine headquarters announced that planes would be sent out regularly to bomb the guerrillas.

A party of 50 followers of General Augustino Sandino was decimated near Cule. A joint patrol of United States marines and Nicaraguan national guardsmen under Lieut. Satterfield killed five of the rebels in the engagement.

Nine More Killed
Nine rebels were killed and three wounded four miles north of Quilich by bombs dropped from a marine plane commanded by Major Ross J. Powell. The rebels were massing from various quarters, presumably for an attack on Quilich. Marines who are maintaining a careful lookout for such an eventuality discovered the concentration of rebels.

The plane spent over the Sandino followers dropping bombs and dispersing them. Major Powell said he might have done more execution, had he so desired.

The marines occupied San Albino without opposition. Col. Louis Mason Gillick, commander of the marines in Nicaragua, announced, Sandino once worked as a bookkeeper in an American mine at San Albino. Later he captured the town and worked the mine as long as he could, then he destroyed it.

A commission sent by the federalist reconciliation of New York failed in an effort to persuade General Sandino to lay down his arms.

Trip Too Dangerous

The commission intended to go to Sandino in the province of Nicoya with the request but marine authorities refused to permit this, believing the trip to be too dangerous.

Letters were then sent to Sandino requesting a conference with the commission at some neutral point. Sandino replied he could not consider such a proposition.

The commission consisted of Prof. Elbert Russell Jr., Nevins Sayre, Robert G. Jones and Miss Caroline Wood, had left for Costa Rica when the answer arrived here.

U. P. Main Line Is
Damaged by Flood

PENDLETON, Jan. 12 (AP)—Flood waters from hills flanking the Columbia river on the Oregon side have carried the Union Pacific system tracks away near Quinton, 15 miles west of Astoria, according to brief reports received here ordering the Portland limited westbound No. 17 to be held here until further notice.

There is no telegraph station at Quinton and the exact nature of the washout is unknown here. It is probable that the Portland train will be routed by way of Pasco over the S. P. and Strackas. Sunday, Jan. 13, due in Pendleton at 4:50 p. m., is held up the other side of the washout, the reports indicate.

Urges Abolition
of Parole Board

PORTLAND, Ore., Jan. 12 (AP)—Abolition of the state parole board on the ground that it exercises its authority without proper investigation into the record of the prisoners will be made tomorrow in a resolution to be presented before the Oregon district attorneys in session here.

This announcement was made today by John L. Foote, district attorney from St. Helens and past president of the organization.

Taxily on the part of the board in releasing prisoners without conferring with the prosecuting attorney who handled the case was scored by Foote, who declared that in the past there has been a general tendency to act on such matters too hastily.

After the meeting the democrats announced they would carry the fight to the floor of the senate.

Klamath Rustler
Is Found Guilty

KLAMATH FALLS, Ore., Jan. 12 (AP)—The career of Charles Walker, claimed to be one of the most notorious cattle rustlers in the history of the Klamath basin, came to an end yesterday afternoon when a jury found the "range pirate" guilty of theft of livestock from H. H. Minnis, Langell valley farmer.

Walker will be sentenced today by Judge J. U. Campbell. Arrest and indictment of Walker came mainly as the result of activities of the Klamath Cattlemen's association, which was organized for the sole purpose of breaking up a cattle rustling ring that was stealing thousands of dollars worth of livestock each year.

STAY RULED
ILLEGAL IN
SNYDER CASE

New York Attorney General Leaves Execution Up to the Warden

CONVICTED WOMAN
MAY DIE TONIGHT

Desperate Battles Are Being Waged to Save Lives of Henry Judd Gray and His Paramour.

NEW YORK, Jan. 12 (AP)—Supreme Court Justice Levy today vacated the stay of execution which he granted Mrs. Ruth Snyder last night.

ALBANY, Jan. 12 (AP)—In an opinion declaring that the stay of execution granted to Mrs. Ruth Snyder by Supreme Court Justice Aaron J. Levy last night was "without jurisdiction or authority and is therefore void" Attorney General Albert Ottinger left the Warden Laves of Sing Sing prison the decision as to whether Mrs. Ruth Snyder and Henry Judd Gray should be executed tonight for the murder of Mrs. Snyder's husband.

"You will understand that I do not presume to address you as to what your action should be within the limits of the stay of execution which you have under the sentence of the court," the attorney general wrote.

Attorney General Ottinger early today announced that he had ruled that the stay of execution issued in behalf of Mrs. Ruth Snyder last night by Supreme Court Justice Levy was not binding.

The order, he said, does not act as a stay of execution. The ruling was announced orally by the attorney general, who said that he could not give "exact quotes" until his formal written opinion was ready. The next of the opinion he said probably would be made public a half hour later.

This hearing is independent of the action ordered by the attorney general for vacation of the stay on the ground that it is illegal.

If Justice Levy decides as result of the hearing that there is

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20-YEAR NAVAL
PLAN REVEALED

\$725,000,000 Program Is Only a Part, Secretary Wilbur Announces

WASHINGTON, Jan. 12 (AP)—Secretary Wilbur disclosed today before the house naval committee that the navy department has drafted a comprehensive 20-year building program of which the \$725,000,000 program already announced is only a part.

While he did not make public the larger program, the secretary testified under questioning that it provided for the replacement of battleships as soon as this is possible under the Washington arms treaty.

He said that the annual expenditures would be about \$158,000,000 a year or a total cost of approximately \$3,000,000,000.

Within a few years, he added, replacements of capital ships under the treaty would be necessary and the program had been formulated with that in view.

WASHINGTON, Jan. 12 (AP)—The senate naval committee today approved the joint resolution calling for an investigation by a special committee into the sinking of the submarine S-4.

The vote, 2 to 1, was along party lines and overrode the objection of the democratic members, who insisted upon a congressional inquiry into the disaster.

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Lindbergh Will
Visit Venezuela;
Trip Dangerous

Lone Eagle Will Be Compelled to Fly 900 Miles Over Mountainous Area—at Colon Today.

FRANCE FIELD, Colon, Jan. 12 (AP)—Col. Lindbergh landed safely here after his flight from Panama City.

BALBOA, Canal Zone, Jan. 12 (AP)—The trail of the lone eagle will extend to South America before he returns to his home port of St. Louis.

Col. Charles A. Lindbergh decided definitely to continue his good will tour and "Spirit of St. Louis" will be thoroughly checked before it carries him on a new venture. Wishing to be certain of all details, such as facilities for landing, the flyer said that he could not yet set dates for his future flights nor give their sequence.

Lindbergh will fly from Colon to Venezuela, landing as near as possible to Caracas. Caracas is some 900 miles from Colon by air and the flight will be over mountainous and dangerous country.

Visit Virgin Islands
From Caracas he will follow the Antilles, making stops at St. Thomas, one of the Virgin Islands, Porto Rico, Haiti and Santo Domingo, en route to Havana. A flight of 175 miles over water from Caracas to St. Thomas, would bring him to the nearest point of his projected island itinerary.

Sentimental young girls plucked the flowers which were at Lindbergh's place when he left the dinner table at the home of General William S. Graves, commandant of the Canal Zone. Lindbergh in formal black evening dress was a conspicuous figure at the dinner among the white uniforms and the white evening dress of the tropics.

Adding to the illumination of the tropical scene the lawn of General Graves' home, army aviators flew over the spot, dropping floating flares. These cast a weird light on the hills and valleys of the canal zone.

Huge Reception
Panama is 45 hours from New York by airplane. Lindbergh said in a speech at a public reception in his honor. Twenty-seven dignitaries and American residents of the canal zone attended the reception. Commercial aviation service between the United States and Panama.

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Two Men Killed
While Robbing
Bank in Texas

SAN ANGELO, Tex., Jan. 12 (AP)—Two unidentified men, who are said to have forced their way into the First State bank of Rankin, Upton county, Texas, were shot and killed at 4 o'clock this morning by officers, who had been tipped that the bank was to be robbed.

Sheriff C. O. Barfield and two deputies, Clarence Shannon and Hugh Gillespie drew fire of one man as they approached the bank after watching one of the men force the door. Officers returned the fire and their attacker fell dead. The other man, the elder of the two, fled but was dropped by gunfire and died within 15 minutes, officers said.

Some committee men thought that if action regarding the championship were taken at this time it would be construed as a reflection on Chairman Clem L. Shaver, who was selected four years ago by John W. Davis, the then party standard bearer.

These members say they will propose later that the committee itself select its permanent chairman, and that the candidate for president name the chairman of special campaign and finance committees.

SMITH SENDS LETTER
WASHINGTON, Jan. 12 (AP)—Governor Alfred E. Smith, of New York, has sent to Chairman Shaver of the democratic national committee a brief letter to be read tonight at the party's Jackson day dinner. Governor Smith declined an invitation to attend the dinner on the ground of pressure of public business in his own state. William G. McAdoo, who engage with Smith in the most memorable deadlock in the nation's political history at Madison Square Garden in 1924 will speak at the dinner.

NEW ZEALAND
BIRDMEN ARE
LONG OVERDUE

WELLINGTON, New Zealand, Jan. 12 (AP)—More than 50 hours overdue, Captain Hood and Lieutenant Monteff, New Zealand aviators missing on a flight from Sydney to New Zealand, today were sought by land and sea.

Parties have been sent to the Tasman mountains on the slim chance that the men may have been forced to descend in the mountainous regions. A cruiser was dispatched to the spit in the sea where it is estimated the plane was when her wireless signals ceased.

Observers feel there is little hope for the safety of the men.

BOOK BRINGS \$30,000

NEW YORK, Jan. 12 (AP)—The *Herald Tribune* today says that a recently discovered Shakespeare first folio of the finest quality recently reached this country and has been sold to a New York book collector for \$30,000. The name of the purchaser was not divulged.

Colonel C. B. Robbins of Cedar Rapids, Ia., has been nominated by President Coolidge as assistant secretary of war to succeed Harbord MacNider. Colonel Robbins is a veteran of the Spanish-American and World wars and a former superior court judge in Cedar Rapids.