

CITY
EDITION

La Grande Evening Observer

THE WEATHER
OREGON: Rain tonight, unsettled with showers Friday, moderate temperature. Strong south to west winds occasional gales on the coast.

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CITY ADOPTS
FOOD, DRINK
ORDINANCEProvides for Inspection
and Regulation of
All ProductsTO BE PUT INTO
OPERATION MAY 19License Fees Revised Be-
fore Passing; Some Ex-
emptions Are Written
into Ordinance.

After weeks of study, argument and seeking of opinions, the city commission last night unanimously passed a food and drink ordinance, designed to provide for licensing and regulation of production, sales and distribution of food and drink in this city.

The ordinance, which was read a second time as amended, was put on its final passage about 10 o'clock without an emergency clause, which means that the ordinance will be effective 30 days from passage—May 19. Besides giving the food and drink producers, distributors, etc., time to comply with the ordinance, this 30 days will also give the city time to secure an inspector.

License Fees

As finally adopted, the license fees, which have been the subject of much controversy, were decided on as follows: \$1 for one cow and 50 cents for each additional cow; milk plants and creameries, \$25 a year; all others (including stores dealing in food or drink) \$5 a year. The former selling butter, eggs, poultry, fruit or vegetables (not meat) produced by himself; private boarding house keepers, churches, fraternal, social, educational, charitable or civic organizations are not required to pay a license. And the producer, whether he be milk or vegetables, who sells his produce only to a licensed retailer of groceries, will be exempt from paying a license.

In reference to dairies, in case a producer buys milk from a neighbor he is required to pay 50 cents a cow additional but does not have to take out a license as a milk plant or creamery.

In general, the ordinance provides for complete inspection of all food and drink sold in La Grande and if this inspection is not allowed, the producer of distributor cannot lawfully offer the food or drink for sale. All producers, etc., whether exempt from license or not, are required to submit to inspection at any time. The inspector is to be appointed and will enforce both the ordinance and state law in co-operation with the city health officer.

30 Provisions
There are 32 provisions in the ordinance, covering all food and drink and also disposal of garbage and rubbish. Licenses may not be obtained for a period less than six months. Licensed business places receiving food or drink from producers must keep a list of same for the convenience of the inspector. Licenses will not be granted until an inspection is completed and a satisfactory report made. Failure to comply with any part of the ordinance, if convicted of same, may result in revocation of his license by the municipal judge in addition to other penalties. No person affected by the ordinance, however, is liable for any infectious disease capable of being spread by contact with food or drink shall engage in the manufacture, production, handling, preparation, cooking, storing or transportation of such article of food, the ordinance says. Sickness of an employee must be reported within 24 hours. Physical inspection may be demanded at any time by the inspector. Adulteration will not be

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MERCHANTS TO
DECIDE UPON
HOME-COMING

Indications are that there will be a large representation of La Grande merchants and others of attendance at the merchants' meeting which will be held tonight at 7:45 o'clock in the city hall to discuss the Home-Coming jubilee.

The meeting is sponsored by the merchants committee of the Union county chamber of commerce, of which Clint Van Fleet is chairman. The tentative program for the Home-Coming festival will be discussed and the business men will be asked to decide whether the three-day program will be undertaken.

Another point to be brought up will be the question of having some big merchandising event in connection with the three-day celebration to provide additional attractions in the form of special merchandise values.

Mr. Van Fleet urges all merchants and others in the business district who are interested to attend.

Operetta To Be
Staged Tonight
In High School"Bells of Beaujolais" Pre-
sented to Grade School
Yesterday Afternoon

The La Grande High school operetta "Bells of Beaujolais" will be presented to the public for the first time tonight at the high school auditorium, beginning at eight o'clock. Yesterday the operetta was staged for the grade school children of the Willow, Riveria and Greenwood schools, which was the final rehearsal before tonight's presentation.

There are 14 students in the cast assisted by a large chorus and a 12-piece orchestra. The setting is an imaginary island near the coast of Normandy, ruled by the Duke of Beaujolais, and a spring festival is in progress when the story begins. The appearance on the scene of an American yachting party causes considerable excitement in the village and a garden party is arranged in their honor. The men of the American party are attracted by the pretty village girls and neglect their traveling companions. A masquerade party is planned and the first act ends with the understanding that all, including the villagers, shall assemble at the castle Beaujolais that evening. Act two finds the party in full swing. The American girls find

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PIRATE CAPTAIN
COMPLETES TEAMTony LaSalle Arrives; La
Grande to Play Bearded
Beauties on Monday

Tony LaSalle, second baseman and field captain of the La Grande baseball team, arrived here last night, completing the personnel of the local entry in the Blue Mountain league.

LaSalle has had wide experience as field captain, playing in the southwest for several years. Five out of six teams he piloted won first place in the annual Denver baseball tournament. Last year he was with the Phoenix, Ariz., team, a championship crew. LaSalle hits consistently above .300 and his arrival not only adds strength to the struggling La Grande team but also additional speed and accuracy to the infield.

Only a few minor details remain to be smoothed out for the opening day of the season, when Baker will play La Grande here Sunday afternoon at 2:30 o'clock at the ball park. Preceding the game a parade will be formed in the business section at 1:15 o'clock and march to the field.

L. D. S. Conference
To Be Held Here

The yearly conference of the primary association of the First Ward of the Latter Day Saints church will be held in La Grande Sunday. The conference will consist of a program commencing the past year's work of the primary association of the church, and about 60 children will take part. It was announced this morning.

New Meat Market
To Open Saturday

Harry L. Mohr has taken over the Jones' Cash market at 1410 Adams avenue here, which will be opened for business Saturday under the name of Mohr's Cash market. Mr. Mohr has been employed by the Grande Ronde Meat company here and at Baker for about 13 years, being manager of the city market until a few days ago. The market at 1410 Adams, which has recently been operated by Paul Rohr, has been closed for the past few days for remodeling and repainting. This work is now practically completed and Saturday the market will be opened. A complete line of meats will be handled, Mr. Mohr announces.

IN POLITICAL
EYES TODAY

Congressman N. J. Sinnott's appointment to the U. S. court of claims gives added interest to Oregon's political situation today. Mr. Sinnott, in his eighth term in the house of representatives, is pictured below. At the top is State Senator Fred E. Kiddle, mentioned by republicans as a possible candidate, and in the middle is Ex-Governor Walter M. Pierce, who will be a candidate on the democratic ticket if his friends nominate him.

Mrs. Thacker Is
Candidate For
Superintendent

Mrs. Nell Young Thacker, for several years a teacher in the Greenwood school here, filed last night for the office of county school superintendent on the republican ticket. Yesterday was the last day to file and in addition to Thacker about 40 or 50 persons filed for precinct committeemen from the 37 precincts of the county.

The only contest at the May primary election will be for the office of county treasurer and for district attorney. Tuesday two candidates, Mrs. Ada McNary and Mrs. Ella W. Galt, filed for the office of county treasurer, both on the democratic ticket. Mrs. Florence Bacon, republican incumbent, is also a candidate for re-election, as is E. A. Sayre, present county school superintendent.

Meeting Dates of
Council Changed

The meeting dates of the La Grande Central labor council were changed to the first and third Thursday of every month instead of the first and third Tuesday evening. Tuesday night when the regular meeting was held at the city hall here. Several of the local unions met on Tuesday nights and for that reason the time of the council meeting was changed.

Max O. Cullen, president, presided over Tuesday night's meeting, and the organization endorsed the home-coming event, which is being sponsored by the Union county chamber of commerce.

URGE KIDDLE,
PIERCE FOR
HOUSE SEATSinnott's Appointment to
Judicial Position Cre-
ates a VacancyEX-GOVERNOR MAY
CONSENT TO RUNMany Republicans of East
Oregon Are Eager for
Island City Senator to
Enter.

New interest was added to Oregon politics yesterday with the announcement of the appointment of Congressman Nicholas J. Sinnott to the United States court of claims and the knowledge that his acceptance and confirmation will mean a vacancy in the United States house of representatives from the second congressional district—Eastern Oregon.

From present indications, this will result in a general free-for-all with voters of this party having the privilege of writing in candidates for the nomination, or showing a preference by other means.

Ex-Governor Mentioned

Already, Ex-Governor Walter M. Pierce is mentioned prominently by the democrats and he is willing to become a candidate if nominated. Last night an Observer reporter talked to his son Lloyd Pierce, who with his father manages their large farm near La Grande. The son relayed telephone inquiries to the former governor. When asked if he would consider becoming a candidate, Mr. Pierce replied that he was considering the matter.

Mr. Pierce is willing. A second inquiry, designed to have Mr. Pierce notify "The Observer" of a decision as soon as it was reached, resulted in a pause and then Mr. Pierce said that he would become a candidate if the democrats nominated him by writing his name in on the primary election ballot.

Supporters of Mr. Pierce predict that he will win the democratic nomination and expect him to make a particularly strong race in the general campaign.

Four years ago John S. Hodgkin, La Grande attorney, opposed congressional senator Fred E. Kiddle and, although he was defeated, Mr. Hodgkin carried Union county. At present Mr. Hodgkin is a candidate for the democratic nomination for district attorney of Union county.

Fred E. Kiddle Is Urged

Two republican prospects for the nomination, of special interest locally, are State Senator Fred E. Kiddle, of Island City, manager of Hoover's Oregon campaign, and Bruce Denham, formerly of the La Grande but now of Klamath Falls, and a former state senator.

Mr. Kiddle has been urged by his friends to become a candidate ever since it was learned that Mr. Sinnott might be appointed to a judicial position. He is a former state commander of the American Legion, saw service overseas during the World war and is one of the best informed and popular younger members of the state senate. Mr. Kiddle's supporters believe that if he consents to become a candidate, he would receive great support.

J. H. Pearce, chairman of the republican central committee for this county, believes that the thing to do is to get the congressional committee to endorse Denham at the earliest possible moment and agree on a candidate for the nomination.

Questioned as to his preferences, Mr. Pearce said that State Senator Fred E. Kiddle is his first choice. "He would make a mighty good congressman," Mr. Pearce said.

Republican Prospects

In this morning's edition, in an article written by John W. Kellogg, the following republican prospects are mentioned: Judge H. R. Butler, of The Dalles; Roy W. Ritter, of Pendleton; Fred E. Kiddle,

BAND BENEFIT
TICKET SALE
IS UNDER WAY

Tickets went on sale yesterday for the La Grande Municipal band concert, which will be held in the L. D. S. tabernacle here Friday evening, March 27. These tickets are being sold by members of the La Grande Rotary club, which is sponsoring the concert, and members of the band. They may also be had at the Glass Drug store and at the high school.

The proceeds from this concert, which is expected to be unusually fine, will go toward purchasing new equipment for the band. Everyone is urged to buy a ticket and help increase the benefit fund.

Test Roy, the "Singing Blacksmith" will be the assisting soloist, which will be an especially attractive feature of the concert. The band, under the direction of Andrew Loney Jr., is working out an excellent program to be presented at that time.

Irish Flier Will
Return To Mates
On Greenly IsleAtlantic Conquerors Will
Repair Bremen and Fly
on to New York, Latest
Word.

NEW YORK, Apr. 19 (AP)—A propeller to replace the one broken when the trans-Atlantic monoplane Bremen landed at Greenly Island was on its way today to Murray Bay, where Major James Fitzmaurice waits to take it back to the two German comrades so all three can continue their flight to New York.

The propeller was taken from the Bremen's sister ship, the Junkers F-13, flown back from Montreal yesterday, and immediately was sent by train back to Montreal.

Messages from the Irish commandant and Baron Gunther von Huenfeldt set at rest previous indications that the flying triumvirate would arrive here separately, or that they might leave the Bremen at Greenly Island and come out in a relief plane.

BREMEN, Apr. 19 (AP)—Mrs. Hermann Koehl, wife of Captain Koehl, sailed for New York today aboard the steamer, Dresden to join her husband.

The Dresden will touch at Cobh and will pick up Mrs. James C. Fitzmaurice wife of Major Fitzmaurice.

LAKE STE. AGNES, Que., Apr. 19 (AP)—A smiling determined Irishman who flew the Atlantic monoplane today on his flight with his German companions, casually Major James C. Fitzmaurice dropped out of the sky into this shivering village yesterday to draw together the loose ends of plans for bringing the trans-Atlantic monoplane Bremen out of the ice of Greenly Island and flying her to New York.

When he stepped out of the plane in which "Duke" Schiller had brought him from that island off the tip of Labrador he was just an aviator on assignment. But when a flying wedge of newspapermen and photographers struck him he became, for the moment, one of the three men who made history on a flight across the Atlantic.

SAYS HOOVER IS
FARMER'S FRIEND

Don Livingstone, South Dakota Agriculturist, Gives Support

WASHINGTON, Apr. 19 (AP)—Herbert Hoover today added another recruit to his followers on the farm question.

He is Don Livingstone, of Watertown, South Dakota, a former commissioner of agriculture of that state, who in a statement given out by the Hoover-Por-President committee here, said that opposition to the commerce secretary "coming from any farmer is opposition to that farmer's own best interest."

Oscar E. Bradford, of Xenia, Ohio, former president of the American Farm Bureau federation has defended Hoover's farm stand during and after the war, and Secretary Jardine, who holds from the Kansas farm bill, has seen fit to approve of his attitude toward the agricultural interests. In denying reports that the commerce department head had encroached on the duties of the department of agriculture.

In his statement today Livingstone said that "no man in public life has so nearly approved all the demands of organized agriculture as has Herbert Hoover" and if he is made president "his foresight and ability will be a pledge to the American people that the farm problem will be solved."

He added that Hoover had saved millions of bushels of soft winter wheat from spoiling in South Dakota during the war when he gave priority as food administrator to cars for its movement. Since the war, he said, the secretary's "whole public record, inasmuch as it touches agriculture at all, has been directed toward the farmer's best interests."

Two Children Are
Killed in Accident

CHICAGO, Apr. 19 (AP)—Two children were killed and nine others injured, six seriously, when a brick wall surrounding a school yard on the southwest side collapsed today, burying the children playing near it under bricks and mortar.

The dead: Stanley Kniak, 7, and George Parritz, 11.

KELLEY AND
WILLOS MUST
HANG FRIDAYGovernor Patterson An-
nounces He Will Not
Commute SentenceCHARLES BIRGER
EXECUTED TODAYNotorious Southern Illi-
nois Gang Leader Is
Hanged in Benton, Ill.,
for Killing Mayor.

BENTON, Ill., Apr. 19 (AP)—Charles Birger, notorious Southern Illinois gang leader was hanged at 9:52 a. m. today for the murder of Mayor Joe Adams of West City.

Birger was pronounced dead four minutes later. Nearly 500 spectators were crowded into the stockade.

Mrs. E. Aarons, first wife of Birger, was one of the last to visit him in his cell last night. She came from Portland, Ore., with her husband several days ago.

Erect and nonchalant, almost debonair, Birger walked to his death. He was accompanied by Rabbi J. R. Mazur of East St. Louis, and several deputy sheriffs. He moved at an easy pace, stopping to shake hands with several persons on the way through the stockade to the gallows, a distance of 100 feet.

The condemned man mounted the steps, unassisted.

Birger died without confessing his guilt other than to admit he was an accessory after the fact in the murder.

KELLEY, WILLOS TO DIE

SALEM, Ore., Apr. 19 (AP)—The fate of Ellsworth Kelley and James Willos was finally determined late yesterday when Gov. Patterson announced that he would not commute their sentences from death to life imprisonment.

At 8:30 o'clock tomorrow morning one of the two will walk up the gallows steps at the state penitentiary. A few minutes later the other will follow, and the two convicts will pay the death penalty for their part as accessories in one of Oregon's bloodiest prison breaks.

In this break which occurred Aug. 12, 1925, J. M. Holman and John Sweeney, two guards were killed. Because of various legal turns in the Kelley-Willos case the death sentence was three times postponed against the two convicts.

700 On Island
Fighting "Flu"
And Starvation

ASHLAND, Wis., Apr. 19 (AP)—Seven hundred inhabitants of Madeline Island only six miles from the Wisconsin mainland in Lake Superior, are living on short rations and fighting influenza as efforts to give them succor go forward here.

Although it is only a few short miles from the island to Bayfield, the nearest mainland point, efforts to reach Madeline have been balked by a field of breaking ice. Islanders, at the risk of their lives, have attempted to reach the mainland and obtain food, but have been turned back by the treacherous ice fields. Their plight and their efforts to relieve it have been related by telephone which connects by cable with the mainland.

Meat, flour and staples have been exhausted. Canned goods are the food supply and these are near exhaustion.

The influenza outbreak was described as not serious, relatives and neighbors caring for the twenty cases reported.

The services of a physician, however, have been urged.

Jacob Franks Dies
In Chicago Today

CHICAGO, Apr. 19 (AP)—Jacob Franks, father of Bobby Franks, who was kidnapped and slain in 1924 by Nathan Leopold and Richard Loeb, died today.

He had been ill for many months and doctors attributed his illness in part to grief over the death of his son.

Seven Japanese
Children Drown

VANCOUVER, B. C., Apr. 19 (AP)—Seven Japanese children were drowned in the Fraser river, south of here, about 6:30 o'clock last night when a fishing boat with four adults and 25 children came near to capsizing while on a short cruise.

Thirteen of the children were thrown into the water, but six of them were rescued. Their bodies were recovered. The victims ranged in age from 3 to 10 years, according to word received here.

North Chinese
Armies Beaten;
Casualties HighArmy of 20,000 Men De-
stroyed, Reports Say—
Nationalists in Sweep-
ing Victories.

PEKING, Apr. 19 (AP)—Collapse of the Shantung defense before the onslaught of the nationalists who recently opened a drive on Peking, has caused a retreat of the northern armies on all fronts.

Latest reports from the battle-front stated that the nationalists had captured Yenchowfu on the Tientsin-Pukow railway line about 75 miles south of the city of Tientsin.

News of the capture of Yenchowfu by the nationalists also has come from Nanking, capital of the nationalist government.

The Nanking dispatches told of three concerted nationalist drives toward the north or with Peking as their ultimate goal. At least 750,000 men are believed engaged in the fighting.

BIG ARMY DESTROYED
SHANGHAI, Apr. 19 (AP)—Destruction of a northern army of 20,000 men in unusually fierce fighting during the past few days near Yenchowfu, Southern Shantung, is reported in dispatches from Peking.

An advance made by Feng Yu-Hsiang, once known as the Christian general and now allied with the nationalists, has completely frustrated an offensive launched by the northern general Sun Chang-fang, governor of Shantung, which had for its object cutting the Lung Hai railway at Kwei-shan and hence turning the left flank of Chiang Kai-shek, commander-in-chief of the nationalist army.

The result of this battle was the destruction of Sun's armies of 20,000 men and the occupation of Tientsin just southwest of Yenchowfu by Feng Yu-Hsiang. The debacle forced Marshal Chang Tsung-chang, chief northern general now in the field, to fall back on Yenchowfu and ultimately to seek to concentrate his forces to Tientsin, 40 miles south of Tientsin.

As an example of the ferocity with which the struggle has been conducted ever since the nationalists opened the spring drive on the northern capital, reliable foreign sources state that Chiang Kai-shek has lost 20,000 men, 2500 of whom were killed, including one general, and three colonels in 36 hours of fighting which ended in the capture of Linchew.

BABY GIRL ALONE
IN WOODED AREA

Authorities Fear Child
May Have Been Killed
by Wild Animals

SPOKANE, Apr. 19 (AP)—Police that three-year-old Mary Temple, who wandered away from her ranch home of her father, Frank Temple, to fall back on Yenchowfu and ultimately to seek to concentrate his forces to Tientsin, 40 miles south of Tientsin.

About a dozen men kept up the search all night, and today half a hundred ranchers of the vicinity relieved them.

The Temple ranch is in an almost inaccessible region, situated in rugged country, covered with heavy brush and timber. Possession found no trace of the child, they reported today, no tell-tale bit of clothing or other indication of the direction she had heavily. They feared she had been carried away by a hungry cougar or was curled up dead of the winter-like temperature that still hugs the hills at night.

Characterist To
Appear at L. H. S.

On Monday afternoon, April 20, an unusual program will be given at the La Grande High school, which will be the student body officers' contribution to the students of the school this year. At that time J. W. Zellner, characterist, will be presented. Mr. Zellner will represent various noted men of history, including Biblical, historical, literary and modern characters.

Mr. Zellner is from Madison, Wis., and is highly recommended. The program will be free to the students, and a small admission will be charged for others desiring to attend.

College Student
Critically Injured

EUGENE, Ore., Apr. 19 (AP)—Condition of Reginald Smith, 22, University of Oregon student who was injured in an airplane crash here last evening, was declared today to be extremely grave.

BACKERS OF
U.P. CUT-OFF
MEET FRIDAYLewiston to Be Host to
300 Supporters of Water
Grade ExtensionTO SEEK HEARING
FOR RAIL PROJECTMost of Eastern Oregon
Opposed to Construction
of 117 Miles from Home-
stead, Ore.

LEWISTON, Ida., Apr. 19 (AP)—More than 300 citizens and representatives of the Idaho, Washington and Oregon public service commission are expected here tomorrow for a final organization meeting of the Lewiston-Homestead, Oregon, railroad movement.

Work heretofore done to secure construction of the road will be reviewed and it is expected that the interstate commerce commission will be asked to set a date for the hearing here to determine whether the Union Pacific railroad should be ordered to build a 117-mile line along the banks of the Snake river from Homestead to Lewiston.

The proposed road would afford a water grade from Huntington, Ore., to Lewiston, eliminating present heavy grades over the Blue Mountains and materially reducing the rail distance between Southern and Northern Idaho. It also would afford access to a territory which is believed to contain valuable mineral deposits.

ROAD OPPOSED HERE

The proposed Lewiston-Homestead cut-off is actively opposed in Eastern Oregon, especially in towns and cities along the U. P. mainline from Ontario to The Dalles. La Grande has taken a leading part in the opposition through H. E. Coolidge, State Senator A. R. Hunt and others and expects to continue these efforts. It is contended that the cut-off would result in giving La Grande a backhills status.

THREE DIE IN
PORTLAND DUE
TO ACCIDENTS

PORTLAND, Ore., Apr. 19 (AP)—Charles Jones, 54, was in critical condition today from injuries suffered late last night when hit by an automobile as he was crossing a downtown street intersection. Emil Jossot, 72, died last night from injuries suffered Saturday when hit by an automobile at an intersection.

Mrs. W. L. Wood, burned seriously at her home yesterday, died last night.

Lloyd Jensen, logger, died Tuesday night from injuries received when hit by falling block and tackle near Yacolt, Wash.

Mrs. Kresge Denies
Husband's Charge

NEW YORK, Apr. 19 (AP)—Mrs. Doris Mercer Kresge regards as "absurd" the charge of Sebastian S. Kresge, wealthy chain store owner, that she demanded \$10,000,000 to leave him as he has been.

The charge was made in a divorce complaint filed in Detroit by her husband from whom she was granted an interlocutory divorce decree in New York on Feb. 18.

Jap Globe Girdler
Crossing Atlantic

NEW YORK, Apr. 19 (AP)—Toshio Araki, east bound contestant in a two man race around the world from Tokyo, was on his way across the Atlantic on the Aquitania today after arriving in New York two hours ahead of his schedule.

The 24-year-old Japanese engineer hoped on a fast plane at Bradley field, New Brunswick, N. J., yesterday afternoon, shaved in the presence of the crowd there to meet him, dashed to the city by automobile, methodically posed for pictures, answered questions of reporters with a patient smile and then asked them some, ate a dinner, met Mayor Walker and climbed aboard the Aquitania.

BASEBALL

AMERICAN LEAGUE
Morning game: R. H. E.
New York 6 14 0
Boston 7 10 2

Batteries: Shealy, Moore and Collins; Settlemire, Harris, Raffing and Hoffmann.

BABE GETS HOMER

BOSTON, Apr. 19 (AP)—Babe Ruth hit his first home run of the 1928 season in the fifth inning of the Yankees-Boston afternoon game here today. Ruth was first up in the inning.