

CITY
EDITION

La Grande Evening Observer

THE WEATHER

OREGON—Fair tonight and
Thursday, cooler with frosts in the
interior tonight.

VOLUME XXVII.

MEMBER ASSOCIATED PRESS

LA GRANDE, OREGON, WEDNESDAY, OCTOBER 10, 1928.

MEMBER ASSOCIATED PRESS

NUMBER 44.

STATE OPENS
CASE AGAINST
FALLOWSJury in Murder Trial Is
Completed at 10:05
This MorningDEFENSE OUTLINES
CASE TO JURORSWill Attempt to Prove
Fallows Was "Emotion-
ally Insane" at Time of
Fatal ShootingFollowing completion of the jury
at 10:05 o'clock this morning and a
15-minute recess, actual trial of
the case of the state vs. Eddie Fal-
lows, charged with first degree
murder of George Perry, La
Grande harbor who was fatally
shot Aug. 6, got under way. About
20 were present when court opened
but this number grew to 125 be-
fore the morning session ended.District Attorney Carl G. Hein
first presented the case to the
jury, describing the crime and the
defendant's actions following the
shooting. He said that testimony
would show that FalloWS told po-
lice that he fired five times and
thought that four of the bullets
hit Perry and that FalloWS made
the statement "I did not hurt him
much. I shot him low. One shot
may have been a little high. He
slumped," before FalloWS learned
that Perry had died of the wounds.
Mr. Hein told the jury that the
state would prove that the shoot-
ing was a deliberate and premed-
itated killing.

Hess Outlines Case

Henry Hess, of the firm of Green
& Hess, counsel for the defendant,
presented his outline of the case
to the jury next, asserting that his
client pleaded entire innocence of
the crime. "Our case in the main
will rest not upon denial of the
act," but on the condition of the
mind of the defendant at the time
of commission of the act," Mr.
Hess said. He denied for FalloWS
murder in both the first and sec-
ond degrees. "We will not have to
rely on the 'unwritten law' in this
case," he said, later stating that
the defense would prove that Fal-
loWS was temporarily insane at the
time of the killing, this condition
brought about by nervous and broad-
minded over Mr. Perry's failure to
warn FalloWS by FalloWS, the police
and Mrs. FalloWS to stay away from
Fallows' wife. Mr. Hess said that
Mr. Perry had made improper ad-
vances against Mrs. FalloWS over a
certain length of time and that
Fallows, when he became compli-
cated, got two officers and went to
his home one night, finding Mrs.
Fallows and Mr. Perry in the home
under compromising circumstances.
"The facts of this case will show
that he did not respect the rights of
women," Mr. Hess declared, refer-
ring to the deceased. He also said
that FalloWS never at any time
before the shooting had any ill will
toward Mr. Perry and that he
took the gun with him when he
went to Mr. Perry's further than
only to protect himself with it. He
said that FalloWS was never himself
after he learned that his home and
family were endangered and told
Fallows cutting phone wires at his
home the morning of the shooting
so that Mr. Perry could not call
his wife.OLD QUARTET
FEATURE OF
ROTARY MEETThe old chamber of commerce
men's quartet provided the feature
of the program of the Rotary club
which made possible by the club
the home of G. L. Patton, of Port-
land. The quartet, consisting of
Mr. Patton, Elmer Stoddard, Sher-
wood Williams and George Bland,
sang several of the old songs
which were greeted with much ap-
plause. Mrs. Bland accompanied
at the piano.Quarantine Home
For Scarlet FeverAnother case of scarlet fever
developed in La Grande yesterday
and at the same time the quaran-
tine for smallpox at 1127 Washing-
ton avenue was lifted by the police.
At present there are two cases
of contagious diseases in this city.
The case of scarlet fever is at
1217 Main street, and one case of
diphtheria.Elks Planning For
Home-Coming MeetThe La Grande lodge of E. P. O.
Elks will observe "Home-Coming"
night Thursday evening during the
regular session. Features of the
meeting will be a threshold look-
ing card, a feed, and a pet meet-
ing for the boys of 19 show, which
will be held Oct. 17-18 in the same
place in ballroom.

POLITICS ON RADIO

PORTLAND, Ore., Oct. 10 (AP)—
Local political broadcast by
KJW tonight includes:
7:30 to 8 p. m.—Democratic po-
litical program, National Broad-
casting company service.
8 to 8:30 p. m.—Speech by Senator
Joe Robinson, democratic vice
presidential nominee, NBC.Fire Prevention
Week Observed
By Local ClubsInterviewers Today List
Dangers of Flames and
Progress Made During
the Last Two YearsThe week of Oct. 7 to 13 which
has been designated as "Fire Pre-
vention week" by proclamation of
President Coolidge and Gov. L. L.
Patterson, of Oregon, is being ob-
served in La Grande by the cham-
ber of commerce and similar or-
ganizations.
The week is set aside annually as
a nation-wide means of awaken-
ing the people to the tremendous
loss of lives and property caused
by fire, principally due to careles-
ness and indifference and to con-
centrate their minds upon the
causes of these fires and the elimi-
nation of fire hazards. It should
be the starting point of the year's
activities in fire prevention and
fire protection.The following is a statement
made by R. V. Coles, of La Grande,
"Fire steals millions of dollars
worth of property every week.
Guard against this great waste by
examining flames, defective wiring,
smoke on roofs and hazards of a
like nature."
"Through the concerted efforts
on the part of insurance compa-
nies fire prevention week has been
established and there is no doubt
that this form of advertising has
saved thousands upon thousands of
dollars, but we should think of
these things every day and not just
during fire prevention week."Urges Carefulness
"The only way to deter fire is to
keep everlastingly on the job," says
Mr. Coles, of the Union Loan and
Mortgage company. "To be care-
less one night and carefree the next
is not the way a good night watch-
man works," he said, "and clean-
ing up a rubbish pile once and
not regularly does not remove a
fire hazard."Mr. Ferris cited the following
figures having to do with fire loss:
In 1927 the fire loss in the
United States was 190 million less
than it was in 1926, which shows
what is already being done by fire-
prevention measures. The 1927 loss
was \$478,345,820.La Grande's Loss
"In La Grande in 1926 fire loss
amounted to \$43,591 and in 1927
it was \$19,461. The decrease in
both national and La Grande fire
losses is significant."

(Continued on Page 5)

Shaver Jubilee
Singers To Be
Here October 17The Shaver Jubilee singers' per-
formance to be sponsored by the
La Grande American Legion next
Wednesday night in the L. D. S.
auditorium, is to include a group
of negro spirituals, plantation mel-
odies and jubilee songs which are
to make up an evening of good
and a musical entertainment as has
been held in La Grande for some
time.The concert will open with a
"Jubilee Greeting" and a plan-
tation melody to include "In the
Evening by the Moonlight," "Pick-
ing Cotton," "High Old Time,"
"Swinging on the Olden Days,"
and "Maiden on the Olden Days."Eight groups of songs are sched-
uled and the program will close
with the singing of "March Down
to Jordan, Hallelujah," the old fa-
miliar camp meeting song sung by
the entire company of five artists
who compose the personnel of the
group which is under the di-
rection of J. A. Shaver, widely
known tenor. Mr. Shaver has been
before the public as head of his
own jubilee organization for the
past 10 years.Quarantine Home
For Scarlet FeverAnother case of scarlet fever
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Joe Robinson, democratic vice
presidential nominee, NBC.EIGHT MORE
STATES ARE
GIVEN C. O. P.Senator Borah Calls on
Coolidge and Makes
Campaign ReportBORDER STATES
FOR HOOVER, WORDWilliam Z. Foster, Com-
munist Nominee, Pre-
dicts Election of Repub-
lican Standard BearerWASHINGTON, Oct. 10 (AP)—
Senator Borah called upon Presi-
dent Coolidge today at the White
House and predicted that Herbert
Hoover, second choice of Michigan,
Kentucky, Missouri, Oklahoma, Ne-
braska, North and South Dakota
and Minnesota in the November
elections.The senator said that his analy-
sis of feeling in these states was
based on the observations which
he derived from his recent speech-
making tour. The trend in all of
them, he said, was definitely for
the republican nominee.ATLANTA, Ga., Oct. 10 (AP)—
William Z. Foster, nominated for
president by the communist party,
in an address last night before a
gathering of laboring men, pre-
dicted the election of Herbert Hoover.
The speaker said he did not have
any chance to be elected, as his
party is weak at present, but he
called attention to the fact that
the party was weak in Russia also
before the World war.CURTIS ADHERES
TO PARTY TICKETSenator Endorses LaFol-
lette in Wisconsin and
Nelson in Minnesota(By Francis M. Stephenson,
Associated Press Staff Writer)
ST. PAUL, Minn., Oct. 10 (AP)—
Senator Charles Curtis, the
republican vice-presidential nominee,
is leaving to his long-standing op-
ponent of "the straight republican
ticket" as he continues through-
out the interstate political zones of the
northwest where factional strife in
state politics looms as a threaten-
ing influence on the national con-
test.So yesterday at Superior, Wis.,
he endorsed Senator Robert M. La-
follette, the republican senatorial
nominee, and last night in Duluth
he endorsed Arthur E. Nelson,
outgoing republican candidate
for the senate in this state.LaFollette so far has said nothing
about the Hoover-Curtis ticket.
His faction in Wisconsin has op-
posed Walter Kohler, of the con-
servative wing, the republican
subaltern nominee, who is sup-
porting Herbert Hoover. Curtis
also spoke a good word for Mr.
Kohler.Senator Shipstead, farmer-labor
the opponent of Mr. Nelson, re-
publican, in Minnesota.

W. C. NORTH APPOINTED

SALEM, Ore., Oct. 10 (AP)—
W. C. North, of Portland, was to-
day appointed by Governor Pat-
ton as a member of the ex-sec-
utive men's state aid commission.
He will succeed W. C. Callahan,
of Portland, who resigned.Legionnaires Put Aside Fun-Making
To Enter Business of ConventionSAN ANTONIO, Tex., Oct. 10
(AP)—Legionnaires here today
put aside fun-making and entered
the business of the American Legion
convention.SAN ANTONIO, Tex., Oct. 10
(AP)—Putting behind them three
days of intense merry-making, leg-
ionnaires here today entered the
business of the most important po-
litical event since the war, the
annual convention of the American
Legion.Secretary of War Dwight D. De-
witt, Major Georges Scapellato, chief
French war veteran and William
McDonough, president of the American
Legion, were scheduled to ad-
dress addresses at the conven-
tion of the convention sessions.Convention business did a "po-
sitive rest" yesterday while the
guests and delegates busied in
amusing visitors, before their war-
time commander, General John J.
Pershing, their present commander,
Edward E. Spafford, Field Mar-
shal Alben W. Clegg, Great Britain's
Governor Lord Bessborough and other
military and civilian officials.The convention sessions, a three-mile
route, the former soldiers, sailors
and marines, attempting to keep
time to the conclusion of music per-
formed by 21 pipe and drum corps
and 29 bands which interspersed
the line of march, filed past the
reviewing stands in front of the
Alamo, Texas' shrine of indepen-
dence.Byrd Will Start
Journey To The
Antarctic TodayShips Headed for South-
ern Polar Continent to
Leave Los Angeles A-
bout 5 p. m.LOS ANGELES, Oct. 10 (AP)—
The Antarctic airplane expedi-
tion of Commander Richard E.
Byrd, planned to bid America
"good bye" today. At five o'clock
this afternoon as flood tide sweeps
into Los Angeles harbor, the pre-
ciousness to set out on his greatest
thrust into the unknown.Aboard the staunch whaler C. A.
Larsen, Byrd and a small band of
cruiser companions will be carried
to Dunedin, New Zealand, where
their last drive into the south polar
zone begins. Across the Pacific
ocean they will follow three other
vessels headed for the Byrd expedi-
tion, the Sir James Ross, the Eleanor Hol-
ling and the City of New York, well
on their way to distant New Zea-
land.Three of the ships carry great
stores of supplies, including air-
planes, which Byrd will employ in
his two year exploration of the
great frozen area on earth.
Eighty-two men will aid the daring
plans of the commander, who has
already flown above the North
Pole and across the Atlantic.For twenty-four hours, follow-
ing its arrival here from New York
via the Panama canal yesterday,
the Larsen was loaded with the
last stores for the expedition.
Sheep, cows, explosives, airplanes,
polar transportation equipment and
other vitally important supplies
rode in her hold today as she float-
ed in the confines of the harbor.Eager though they were to be
off on their voyage, none of the
party expressed anything but quiet
satisfaction as the hour of departure
nearer. Among those who will
board the Larsen with Byrd are
Harold I. June, Bert S. Haden,
Dean C. Smith, airplane pilot; E.
J. Dennis, K. F. Huber, Jeremiah
de Coca, airplane mechanics;
Martin Koenig, mailhandler; Richard
J. Brophy, business manager of
the expedition; Ralph Shores, re-
porter; Captain A. C. Packer,
U. S. M. C. assistant; Benjamin
Benjamin, R. E. C. mechanic;
Charles Lofgren, personnel mana-
ger; Russell C. Smith, newspaperman
and William Vanderveer, photo-
grapher.Shortly before noon today, the
commander planned to leave his
hotel here for port. The afternoon
will be spent in checking over the
ship and it will give Byrd his first
glimpse of the Larsen since her
arrival.Yesterday the commander rested
(Continued on Page 5)September Prohi-
Fines Total \$7,235SALEM, Ore., Oct. 10 (AP)—
George Alexander, state proba-
tion commissioner, reports to Gov-
ernor Patton that during the
month of September fines for proba-
tion law violations in Oregon
totaled \$7,235. Much destroyed
of 526 gallons, stills seized, and
automobiles confiscated 2. Ninety-
four arrests were made.England to Bare
Pact DiscussionsLONDON, Oct. 10 (AP)—It is
understood that the cabinet today
decided to publish full details of
the discussions leading to the Anglo-
French naval compromise pro-
gram with relevant documents and
the replies from the powers con-
sulted as soon as certain outstanding
formalities are completed.

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formed by 21 pipe and drum corps
and 29 bands which interspersed
the line of march, filed past the
reviewing stands in front of the
Alamo, Texas' shrine of indepen-
dence.

ATTENDING LEGION'S NATIONAL CONVENTION



Heroes of three nations are among the speakers at the American Legion's annual convention in San Antonio. General John J. Pershing (left), commander-in-chief of the A. E. F., and Field Marshal Viscount Allenby (right), who led the British troops in the capture of Jerusalem, are all on the program. Major Georges Scapellato, war-blinded member of the French chamber of deputies (center), will speak Oct. 12 as France's representative. He is shown here with his favorite dog.

HICKMAN READY
FOR EXECUTIONPrepared to Take "Medi-
cine"—Father Will Not
Seek ClemencyEL PASO, Tex., Oct. 10 (AP)—
Thomas Hickman, father of Wil-
liam Edward Hickman, likely will
not go to California to make fur-
ther efforts to save his son from
paying on the gallows for the slay-
ing of Marian Parker, he said here
today."I would go if it would do any
good," he said.SAN QUENTIN PRISON, Cal.,
Oct. 10 (AP)—In a signed state-
ment addressed to The Associated
Press, William Edward Hickman,
Los Angeles slayer of Marian Par-
ker, today confessed he was a
"guilty sinner" and thanked the
supreme court for giving him time
to prepare for death.Hickman asked "the people" to
pray for the condemned man at
the prison and said he was sorry
his "offended God and men."
"I desire," he said, "to be
buried in the cemetery of the
prison."He denied to Warden James B.
Holahan that he tried to commit
suicide in his cell, as rumors had
indicated."I have made up my mind to
take my medicine," he said, "and
I am not going that way."
Hickman's statement followed:
"I know very well that I have
been a most guilty sinner. Never-
theless, I have confessed my sins,
and I am now trying to do what
is right. I am sorry for having
offended God and man. I desire
pardonment and ask no personal
favours. I am thankful that the
supreme court has given me time
to prepare for death. Please ask
the people in the name of God to
pray for us condemned men here
at San Quentin prison. All glory
be to our Father in heaven and
as death will still toward men."William Edward Hickman, No.
13411.Writes to Friends
Hickman, sentenced to die Fri-
day, Oct. 19, set up late last night
writing letters. These were chief-
ly to a few friends and to those
who have sent him "love mail." He
did not write to his mother or father.
"None of the letters seemed to
trouble him as he tore them up
after writing them," guards said.The condemned man has re-
ceived hundreds of letters from ad-
mirers, sympathizers and those who
condemn him. This mail is en-
tirely destroyed.Oregon Service
Given Financial
Aid by CompaniesWASHINGTON, Oct. 10 (AP)—
Financial support given by utility
interests to the E. H. Huffer & Sons
service, which circulates from
Salem, Ore., to between 13,000 and
14,000 newspapers all over the
country, was maintained today in
the power authorization of the fol-
lowing order:Huffer & Sons, manager, de-
clined subscription, but which
showed that \$44,630.00 had been
received from electric and gas
companies during 1927 and testi-
fied that financial support from
other industries had approximately
equaled that amount. The ar-
rangement with the utility inter-
ests, he said, was made about four
years ago at a conference in New
York.State Budget Meet
Called October 15SALT LAKE CITY, Oct. 10 (AP)—
To study the financial condition
of the state and the methods of
procuring estimates for the bi-
ennial state budget, Governor Pat-
ton has called a meeting of all
state officers, heads of all boards
and commissions and executive of-
ficers of the various institutions of
higher learning for next Monday,
Oct. 15.TALKIE HOUSE
STRIKE BEGINS
IN CALIFORNIASAN FRANCISCO, Oct. 10 (AP)—
Union officials today announced
that union motion picture machine
operators at the Embassy theater
in "talkie" houses, would go on a
strike today, following the failure
to reach an understanding this morn-
ing of a final conference of union
leaders and the theater manage-
ment."We strike today," was the ver-
bal of the machine operators,
whose organization has been sup-
porting the "talkies" union in its
demand that the theater employ
an orchestra that the theater says
it cannot use."We'll run the theater on non-
union help," said W. R. Wagner,
manager of the theater. "They
have picked on the wrong man this
time."Bomb Plots In
Chicago Aimed
At Two JudgesChicago, Oct. 10 (AP)—A
bomb plot against two Chicago
judges, one a candidate for state's
attorney on the democratic ticket,
was checked today.Judge William J. Lindsay of the
superior court, candidate for state's
attorney and Judge John H. Lyle,
municipal judge, were given police
protection following revelations
which police said indicated the
homes of both men had been
marked for bombs.The plot was reported by Robert
Maxwell who told of overhearing
three men on an elevated train
discussing about a "job of loading
pineapples" at the homes of the
judges. Maxwell followed the men
from the elevated train until they
entered a closed sedan without li-
cense plates and were driven away
by a fourth man.Maxwell said he understood the
men to say the "pineapple loading"
was to be done between midnight
and 1 a. m. today, and heavy police
guards were sent to both places.
No bombing materialized during
the night, but police are maintain-
ing their guard until further in-
vestigation can be made.Judge Lindsay's republican op-
ponent for state's attorney is Cir-
cuit Judge John A. Swanson, whose
home was bombed shortly before
the April 10 primary election.
Judge Lyle is presumed to have
aroused gangster ire by the im-
position of high bonds in criminal
cases.CHICAGO, Oct. 10 (AP)—The
wife of a Chicago police captain
died last night, a victim of bomb-
ing. It was September 8 last that a
bomb exploded at the home of
Captain Luke Garrick and his wife,
Mrs. Anne Evangeline Garrick, who
was seriously hurt, her recovery has
been predicted on calm and quiet
doctors agreed. Following the
bombing she was hurried to a hos-
pital where she remained several
days suffering from bomb shock.A few days ago, after she had
been taken home, a second bomb
shook the Garrick home. This
bomb exploded at a Yellow Cab
company garage in the neighbor-
hood. Mrs. Garrick's son was an
employee of the Chicago Motor
Coach company, a concern affil-
iated with Yellow Cab, and Mrs.
Garrick saw in the two bombings
threats against the lives of both
her husband and her son.The bombing of the Garrick
home was described as a strike of
vengeance against the police officer
for his energy in directing radio
control monitoring houses.JOLIET PRISON
INMATE DIES
ON GALLOWSJOLIET, Ill., Oct. 10 (AP)—
Charles Shaver was executed at
the Joliet county jail today, the
fourth to hang for the slaying of
Deputy Warden Peter Klein during
a Joliet penitentiary escape in
May, 1926. The man dropped at
5:59 a. m.Stabs Girl Due To
Wedding ObstacleKANSAS CITY, Oct. 10 (AP)—
Glenn Jenkins, 26, student waiter
at a downtown cafe, was held by
police today following a stabbing
which took place last night. He
was charged with the slaying of
Miss Marie Young, 21, telephone operator.The youth, who is recovering
from the effects of poison taken
after he had brought the girl's
body to the Nineteenth street, police
station said the act was
prompted because he could not
marry Miss Young on the \$10
monthly salary which he earned.Dirigible's Ocean
Flight PostponedFREDRICHSHAFEN, Germany,
Oct. 10 (AP)—The start of the
transatlantic flight of the huge
dirigible Graf Zeppelin, was set
late today for 8 a. m. tomorrow.Former Senator
Heckled, CheeredMINNEAPOLIS, Oct. 10 (AP)—
Gilbert M. Hitchcock, former
United States senator from Nebra-
ska, was heckled and cheered at
the municipal auditorium last night
when he delivered a speech in be-
half of Gov. Alfred E. Smith, dem-
ocratic presidential candidate.
Mr. Hitchcock attacked both the
Harding and Coolidge administra-
tions as having aided in deflating
farm prices immediately following
the world war by increasing the
discount rates on farmers' notes.ROBINSON SPEAKS
IN LOS ANGELESDemocratic Vice Presi-
dential Candidate Promises
Boulder Dam AidLOS ANGELES, Oct. 10 (AP)—
With promises of action on Colo-
rado river development and gifts
at what he declared were years of
procrastination under republican
rule, Senator Joe T. Robinson, de-
mocratic vice presidential candi-
date, last night closed a 12-hour
visit in Los Angeles, the initial
point of attack in his invasion of
the home state of Herbert Hoover.Throwing shafts of sarcasm at
what he declared were conflicting
statements of Hoover on his stand
on construction of Boulder dam on
the Colorado, Robinson devoted
most of his address last night, his
third speech of the day in Los
Angeles, to pledges of quick action
on the project in event of the elec-
tion of Governor Alfred E. Smith,
democratic presidential nominee."The spirit of the democratic
movement for president is to tackle
a job and get it done," he said.
"The republican party has been in
control since this controversy has
been in progress. For the last sev-
en years Mr. Hoover himself has
been chairman of the federal Colo-
rado river commission.""I join in the position of the
democratic movement for president
that if the democratic party wins
in November 1929 may expect
prompt action on Boulder dam."Senator Robinson declared the
undertaking of the democratic party
is to serve the public, not the
power trust. He said that "should
the board of engineers directed to
report to congress December 1,
1929, recommend procedure dis-
signed to safeguard the reasonable
demand of the states and of the
general public, with particular re-
gard for public control of rates and
distribution, no reason presents it-
self to me for the prolongation of
the controversy."

Says Hoover Not Clear

He quoted at length from news-
paper reports of Hoover's position
on the Boulder dam project, de-
claring "no one understands what
the republican presidential candi-
date's stand is on Colorado devel-
opment.""Either Mr. Hoover's opinion on
the subject of water-power devel-
opment is not clear in his own mind
or he has failed to take the public
into his confidence," the senator
said.