

State Near Close In Murder Trial

HOLDEN MURDER TRIAL AT BAKER IS PROGRESSING

Intimate Relations Between Two Families Involved Revealed in Wednesday Testimony.

BAKER, Ore., Apr. 28 (Special)—The prosecution's case against Ward Holden, charged with second degree murder in connection with the slaying of Milton Hopkins, drew near the close Wednesday and the defense was expected to begin its efforts to counteract state testimony today.

The trial, which started Monday in the circuit court with Judge J. W. Knowles, of La Grande, on the bench, has attracted large crowds of spectators. Yesterday details concerning intimate relations between the two families involved were revealed by state witnesses.

District Attorney Finch recalled Mrs. Holden to the stand after her sister, Mrs. Ben Ward had undergone a stiff cross-examination by Allan A. Smith, of defense counsel. Mrs. Wood remained on the stand for almost an hour after the noon recess.

Mrs. Holden said that in the evening of the day he filed suit for divorce he refused to allow her and children to go to the ranch on Dooley mountain with him because "Mrs. Hopkins is going."

Bit Husband During Fray
During the argument at the Hopkins home Mrs. Holden quoted Mrs. Hopkins as saying "It's nobody's business. It's his place."

Mrs. Holden said she went out to the car and asked Ward not to go. She saw Holden and Mrs. Hopkins at the Holden ranch the next day. The witness said that during a fight between the two families at the Holden ranch the next day she bit her husband on the arm and back. The controversy occurred in a meadow.

"Before I went to the house Ward told me to leave and not to come back," Mrs. Holden said.

Mrs. Wood answered no to many of Mr. Smith's questions such as: "You didn't see Ward's black eye, the bite on his back or his arm or his twisted ankle, you didn't learn the trouble started over some beer that was consumed at the spring, you never heard that Joe your brother said something about his sister's relations with Ward Holden and Ward resented it?"

Intimacies Revealed
The intimate relations existing between Milton Hopkins and Ward Holden and Milton Hopkins and Mrs. Holden were revealed in testimony given this morning by the state's two surprise witnesses, Mrs. Holden and Mrs. Ben Ward. Mrs. Ward is a sister of Mrs. Holden.

Mr. and Mrs. Ward, Mr. and Mrs. Holden and the children of the two couples lived on the Holden ranch on Dooley mountain from June until the latter part of July, 1931, when Mr. and Mrs. Holden separated.

During the latter part of July Mr. and Mrs. Holden left the ranch and came to Baker, where Ward filed suit for divorce. He returned to the ranch that night with Mrs. Hopkins.

"Where did they stay that night?" District Attorney Finch asked.

"In the house," Ward replied.

"When asked where Holden and Mrs. Hopkins stayed in the house Ward said they stayed upstairs and he and his wife slept in a tent in the yard.

"The witness said he saw them in bed upstairs the next morning when he went to awaken Holden.

"In the same bed?" Finch asked.

"Yes, sir," the witness replied. Ward related that the next day "the two families had trouble."

The witness testified that he heard the children screaming in a meadow about 150 yards away and went to the scene, where he found Holden with a knife in his right hand and Hopkins holding the wrist above the knife. Hopkins and Mrs. Holden had arrived at the ranch before the altercation.

Attorney Smith objects Allan A. Smith, of defense counsel, objected to the entire line of testimony, contending that it was too remote to show malice in this case and held that it went to show premeditation, which was not contemplated in the complaint. Premeditation must be shown in a first degree murder case and malice in a second degree murder case. Judge Knowles allowed an exception.

After the altercation on the ranch at the Holden ranch with the exception of Holden and Mrs. Hopkins and their children left the place.

Ward said "Mr. Holden and Mrs. Hopkins lived on the ranch for six weeks I should judge after I left."

In answer to Finch's questions, Ward said there were no children or anyone else living there.

Ward testified that Holden tampered with the engine and shoot four holes in the gas tank of Milton Hopkins' car on the Al Coulter ranch, where Ward was living at the time. Ward quoted Holden as saying "something about being even with Milton."

At cross examination the witness admitted that Holden admitted Milton Hopkins and Mrs. Holden in 1931 when Ward was living on the ranch and Mrs. Holden was residing in town. The Hopkins and Mrs. Holden were neighbors during that time.

Officers Inquire Into Salem Fire
SALEM, Apr. 28 (AP)—Officers today were conducting an investigation of an alleged incendiary fire which late last night destroyed a warehouse located in the industrial district west of the city, estimated at approximately \$5000. The warehouse was owned by Harley White, and was constructed more than 30 years ago.

All fire fighting equipment in the city was pressed into service. A few nights ago an attempt was made to burn the Starr Fruit company's plant here, officers said.

MAJOR STATUS OF O.-W. UNCHANGED
(Continued from Page One)

Annual report of the Union Pacific Railroad Co., issued Wednesday, discloses that the company came within \$153,811 of earning its \$10 million dividend on outstanding common stock.

After various charges, net earnings for the common stock totaled \$22,975,588, or \$9.93 a share, compared with \$24,754,281, or \$15.63 a share in 1930. Dividends on the common in 1931 amounted to \$22,329,100.

The fall in revenues was attributed by Carl E. Gray, the president, to various causes. Freight traffic, he said, decreased 17.9 per cent in net ton-miles of revenue freight carried, "resulting principally from the general depression in practically all lines of business."

A decrease of 5 per cent in average revenue per ton-mile was occasioned by reduction in rates on grain and grain products ordered by the interstate commerce commission effective August 1, 1931.

LARGE CHECK RECEIVED
SALEM, Apr. 28 (AP)—The state inheritance tax department today received a check for \$95,270.33, covering inheritance tax due the state from the estate of Mal Hirsch, who died in Portland Aug. 29, 1931. Miss Hirsch left most of her estate to old friends, employees and her two sisters.

CORVALLIS, Apr. 28 (AP)—Scoring eleven runs in the sixth inning, Oregon State college defeated the Willamette university baseball team 20 to 19 here Wednesday, taking the odd game of the three-game series. Willamette got 20 hits and the Beavers 15.

Both coaches tried a flock of pitchers but they were pounded badly. Willamette put on a rally in the ninth inning which brought in six runs but they stopped one short of tying the score.

B. H. E. Willamette 19 20 5
Oregon State 20 15 5
Erickson, Descher, Paul and McCann, Commons, Hough, Rittenhouse, Balt, Sasse, Lundberg and Kemna.

CREAM OF TRACK ATHLETES TO VIE
(Continued From Page One)

participate from eight or nine Eastern Oregon schools.

Roy Conklin, veteran Eastern Oregon educator and superintendent of Union schools, will be in charge of the meet. Robert Quinn will serve as starter. A complete list of officials had not been received here today.

Baseball Standings
By the Associated Press NATIONAL LEAGUE

Chicago	W. L. Pct.
Chicago	7 3 75%
Boston	8 3 72%
Philadelphia	7 6 53%
Pittsburgh	6 7 46%
New York	6 6 45%
Cincinnati	6 8 42%
St. Louis	5 8 38%
Brooklyn	5 7 36%

American League	W. L. Pct.
Detroit	9 4 69%
New York	7 3 70%
Washington	8 4 67%
Cleveland	8 6 57%
Chicago	6 8 38%
Philadelphia	7 9 36%
St. Louis	5 9 35%
Boston	3 9 25%

YESTERDAY'S RESULTS
Coast League
Oakland 1, Los Angeles 5.
Sacramento 4, San Francisco 3.
Portland 3, Hollywood 6.
Seattle 2, Missions 1 (11 innings).

American League
Detroit 3, Chicago 4.
St. Louis 1, Cleveland 7.
Others postponed, cold.

National League
Cincinnati 6, St. Louis 4.
Chicago 8, Pittsburgh 4.
Only games played.

Move to Larger Schools Favored By C. A. Howard

SALEM, April 28 (AP)—The greatest ultimate school economy without loss of school efficiency lies in the reorganization of the small school units into larger districts, C. A. Howard, state superintendent of schools, today advised county school superintendents of the state.

Howard explained that such districts should be of sufficient size and valuation to provide stability of school administration at a reasonable cost. He said the estimated cost of states was toward the larger school.

Figures prepared by Howard showed that the 1931 tax levies for schools in 2300 school districts in Oregon ranged from less than one mill to 49 mills. He declared that these figures showed gross inequalities in ability to support the schools.

Definite suggestions included in Howard's letter to the county superintendents included the closing of small schools whenever transportation and tuition can be provided elsewhere in the county, merging and support of one school by two adjoining districts, and that schools with extra capacity offer their facilities to adjoining small schools at reasonable tuition.

Howard said there were nearly 600 schools in Oregon with an average daily attendance for the year ranging from only one to 10 pupils. He suggested that a large amount of money could be saved by closing many of these schools and arranging for tuition and transportation of the pupils to adjoining districts.

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29x5.00-19	6.65	6.45	1.30
30x5.00-20	6.75	6.55	1.33
28x5.25-18	7.53	7.30	1.35
30x5.25-20	7.89	7.65	1.33
31x5.25-21	8.15	7.91	1.43
32x5.25-21	9.37	9.14	1.41
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29x4.50-20	4.30	4.17	.91
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30x5.00-20	5.45	5.29	1.14
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DO YOU THINK YOU CAN TEACH HIM THAT?

SURE! DR. JONES TOLD ME HOW... FIRST, YOU PLACE THE SHOE IN HIS MOUTH... HOLD IT THERE FOR A MOMENT, COMMANDING 'FETCH.' THEN COMMAND 'LET GO' TAKING IT FROM HIS MOUTH.

THE SECOND THING TO DO IS TO PLACE