

# BURNETT WILL NAME JUDGE IN BRUMFIELD MURDER CASE

## Oregon Wants No Treaty with the United States

### NOT POSSIBLE TO SIGN PACT SAYS OBREGON

Mexican President Greeted By Applause When Statement is Made to National Congress.

### EXECUTIVE POINTS TO COUNTRY'S SOLIDITY

### Oil Wealth of Southern Nation Must Be Protected, Debts Are Paid

MEXICO CITY, Sept. 1.—The signing of a treaty with the United States is "neither possible, convenient, nor necessary, and is contrary to the Mexican constitutional precepts, in that it creates special privileges for Americans," according to that portion of President Obregon's message to congress dealing with foreign relations, which was read in the house tonight.

Prolonged applause from the members of the congress and the spectators greeted President Obregon's declaration that it was impossible to sign a treaty with the United States.

There was a demonstration also when the list of nations which had recognized Mexico was read.

"Mexico has been consolidated and regulated in all parts," says the message. "federal tribunals are functioning, with independence of action, giving all necessary guarantee to foreigners and Mexican citizens, numerous economies have been put into practice, thanks to which the national debt will soon be paid. In a word, all the promises are being carried out."

The message included a consolidated report from all governmental departments. The reports by cabinet members were optimistic and frequently alluded to "the perfect harmony and cordiality" existing between legislative, executive and judicial branches.

The report of the department of interior related to gubernatorial conflicts in the states of Michoacan, Tabasco, Puebla and Morelos, in which the executive had intervened and appointed a governor, who is now functioning, with the exception of Morelos, which is declared to be "still outside constitutional order."

The secretary of commerce and industry, Seno Zubaran, described Mexico as second in world oil production, furnishing 23 per cent of the world's output.

He referred to "the conflict which exists on account of exploitation of petroleum," adding that the president, because of lack of action by the congress, had been "limited in his dictates as to what he deems just and necessary in defense of national interests in the wealth involved."

### WOULD DIVORCE MILLIONAIRE



Florence Darling, former musical comedy favorite, is suing her husband, J. Wesley Rosenquest, for absolute divorce. The complaint charges her husband with centering his attentions upon other women. Rosenquest inherited one-fifth of his father's \$10,000,000 estate four years ago. The former Follies girl does not ask alimony or counsel fees in the papers against her husband, but insists on the custody of her son, J. Wesley Rosenquest, Jr. Mrs. Rosenquest left Kentucky seven years ago and went to New York, where she gained almost instant recognition.

## FORTY CARLOADS OF 1921 PRUNES SOLD BY OREGON GROWERS

More than 2,100,000 pounds of prunes, totaling 40 carloads of the 1921 crop, have been sold for future delivery by the Oregon Growers' Cooperative association at opening prices announced two weeks ago.

Realizing the shortage that prevails in the new prune crop and the strong probability of a rising market on dried fruits, buyers are fast taking the Mistland product. In the last two days the association has sold 13 carloads which will go to such widely distributed markets as Portland, Seattle, Kansas City, New York, Chicago, Boston, Baltimore, Philadelphia and points in Canada and England. Recently eight cars were sold in one day.

The association has, in the last year, developed 40 markets that take prunes in car lots and it is expected that there will be difficulty to supply the demand for Oregon prunes in these markets this year. It is important that the trade in these markets be held through the present shortage in order that the consumption of Oregon prunes will not be cut down.

### Fred Smith, Who Offered High Price for Hop Pickers Cannot be Found, Apparently is Myth

There appeared a few days ago in a Portland paper an advertisement by Fred Smith, who gave his address as Salem, route 2. In this advertisement, he offered hop pickers a price much higher than the prevailing rate. As a result of his ad., more than 100 letters were received at the postoffice, presumably asking for more information as to his hop ranch and when picking would begin.

The postoffice authorities have been unable so far to locate any Fred Smith on rural route 2.

In the meantime, dozens of calls have been made by people who have asked postoffice authorities where the Fred Smith hop ranch could be found. Many came from a distance with the expectation of working on the ranch and getting some of the extra wages. The letters are still held at the postoffice.

### WALNUT MEN ARE HERE ON VALLEY TOUR

Morley, Lima and Brokke Orchards Visited Yesterday and Session Held at Commercial Club.

### McMINNVILLE WILL BE LUNCHEON PLACE

### Some of Most Notable Growers in America Members of Excursion

Members of the Western Walnut association, in their annual tour of the walnut and filbert growing sections of Oregon, arrived in Salem last night, closing the first day's tour with a general meeting held at the Commercial club auditorium.

Beginning the tour Thursday morning at Portland, members of the association, 50 in number, visited first the walnut and filbert orchards of John DeNeuy and H. A. Kruss at Wilsonville. The morning was spent inspecting these two famous orchards.

Morley groves visited Thursday afternoon was given to visit the Ray Morley orchard of 80 acres of grafted walnuts near Silverton, also the S. H. Lima and P. E. Brokke walnut and filbert orchards near Silverton.

At the meeting held last night at the Salem Commercial club, Knight, secretary of the association, presided. The meeting was opened with an address by Ferd Groner of Hillsboro, owner of the largest bearing grafted walnut orchard in the state. His crop this year is estimated at 24,000 pounds and he will be the first walnut grower in the northwest to ship a straight carload of grafted walnuts.

Greater Care Advised In his talk on "Harvesting and Drying Walnuts", Mr. Groner advised the greater care in harvesting walnuts, a matter which is often neglected as soon as they drop. He recommended the ordinary prune dryer with heat up to 90 degrees and urged growers to pick every week.

H. A. Henhaman of Portland, president of the association, said that in California, a walnut orchard is worth \$2500 an acre, but the California growers irrigate but have been sun drying, while in Oregon there is no irrigation, but that Oregon growers have artificial drying.

Pollination Studied Benjamin Dorris, of Eugene, spoke on "Pollination of Filberts." He said orchards must have several varieties and recommended the Barcelona along with the large Chilly and Daviania, in order to insure America, also A. A. Quarnberg of Vancouver, one of the pioneers of the northwest in filbert and walnut experimenting, having been engaged in the work for 25 years.

Members of the association will leave this morning, driving first to the Stolz-McNary orchards where may be found 32 varieties of filberts.

The Clyde LaFollet walnut orchards at Wheatland will be visited next, and then the 700-acre Eola plantings near Hopewell, the largest walnut plantings in Oregon.

Luncheon at McMinnville Luncheon will be at McMinnville where several local orchards will be visited. The afternoon will be given to a visit in the Dundee section, where may be found the heaviest walnut growing

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## BRUMFIELD'S ATTORNEYS WIN POINT, NEW JUDGE WILL HEAR NOTED ROSEBURG MURDER CASE

ROSEBURG, Ore., Sept. 1.—Dr. R. M. Brumfield, alleged slayer of Dennis Russell, pleaded not guilty to a charge of first degree murder in the circuit court here today.

His attorneys filed a motion of prejudice against Judge J. W. Hamilton, who was sitting in the case. The judge allowed the motion and announced that he would at once ask presiding Justice George H. Burnett of the Oregon Supreme court to assign another judge to the case.

Brumfield's attorneys also filed a motion for change of venue, alleging that in the present state of public opinion here their client could not obtain a fair trial.

This motion, Judge Hamilton announced, will be argued before the judge to be assigned to the case.

Brumfield appeared entirely at ease in court today and made his plea in a firm, clear voice. The court room was thronged with auditors, a majority of whom were women.

## SALEM PROPERTY OWNERS IN DANGER OF GOING TO JAIL

Good citizens, who refuse to cut weeds on their premises or who permit them to grow on the parkings, are laying themselves liable to a charge of misdemeanor, for which the penalty is a fine of from \$5 to \$25, or a sentence of imprisonment in the county jail not to exceed 10 days. It is so provided by the city statute.

Efforts are being made by the city authorities, and especially through Walt S. Low, city commissioner, to have the many yards and vacant lots cleaned of thistles, weeds and other rank vegetation.

Up to Property Owners Ordinance No. 1254 of the city of Salem declares that it is the duty of property owners or occupants of city property to cut

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## AWARDS MADE IN SWIMMING CONTESTS AT Y. M. C. A. POOL

Boy divers who yelled until the whole neighborhood echoed with their glee, congregated at the Y. M. C. A. Thursday afternoon to decide the diving championships in their various classes. They almost splashed the pool dry; the fat boys who made up in width what they failed to show in cunning, certainly did make wonderful splashes! Some excellent diving was shown, that would

class high in any competition, professional or amateur. Walter McGiehrst and Frank R. Hutcheson, the judges, found it a real task to decide some of the events, they were so closely contested. In the end, however, they passed out the awards to the following boys: Boys, 12 and under, at 1:45

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## ASSOCIATION IS PLANNED BY SYMPHONY MUSICAL FRIENDS

At a meeting of friends of the Salem Symphony orchestra, held yesterday afternoon at the Commercial club, plans were launched for the official organization of the Salem Symphony Orchestra association.

It is planned to arrange for associate members, sufficient to put the orchestra on a standing that will insure three symphony concerts and two popular concerts. All concerts will be given in the armory, with the two popular concerts free to all.

It is also planned to interest all women's clubs of the city. Already several clubs have endorsed the work of the orchestra, and with the co-operation of all, it is felt that the symphony orchestra association will be guaranteed

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## Chief of Police Is Miracle Worker, Restores Speech to Seller of Poetic Effusions

Faced by medical authorities yesterday, Thayer S. Wortham, poet-writer, and formerly of the marines, who has been selling booklets containing poetry in this city under the false pretense of being mute, admitted that he had lost his speech by illness while in the service. He has been soliciting in Salem but one day, the amount which he has taken from Salem customers not exceeding \$5. Up until the examination began he maintained his assumed role, but as soon as he saw that escape was impossible he scribbled on the pad before him that he could speak.

"Well do it then," the chief exclaimed.

When first questioned Wortham firmly maintained in writing that he was quite mute, and that he

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## FIRING ALONG CROOKED CREEK IS CONTINUED

Deputies Are Driven Back—General Bandholtz Asks Government to Send Help Immediately.

## LIGHT CASUALTIES ARE REPORTED IN

## Miners Not Expected to Obey Proclamation of President Harding

LOGAN, W. V., Sept. 1.—Deputy firing along Crooked creek and in the Blair mountain district this afternoon was reported to the authorities tonight. The advice were that some of the Logan county forces was hit. These districts were the scene of yesterday's engagements, one of which resulted in the known death of three men. At other points along the Logan-Hoone county border quiet prevailed.

On receipt of early night reports that firing was still going on at Crooked creek and Blair mountains, additional deputies, with citations assisting them, set out in that direction.

Deputies Driven Back. Logan county deputies on Crooked creek this evening were driven down the hillside in a skirmish with an armed force from the other side of Spruce Fork ridge, Capt. I. G. Hollingsworth reported at 7 o'clock. The captain said he had just returned from that district. An emergency force held here subject to call immediately was dispatched eastward.

The report added that the deputies had been driven back a mile and a half. Two were wounded, according to late arrivals.

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## COAST BASEBALL

SEATTLE 7, TRIBUO 3  
OAKLAND, Sept. 1.—Seattle defeated San Francisco 7 to 3 here today, hitting Couch at will and driving him from the game in the seventh inning when Earl Rainiers made three runs off four hits. Jacobs was forced to retire in the fourth inning when O'Connell hit line drive which struck the Seattle pitcher on the brow. Ellison scored the first run for the Seals in the sixth when he homered over the left field fence.

SALT LAKE 10, VERNON 9  
SALT LAKE CITY, Sept. 1.—The Bees today, with a seven run rally in the eighth and two runs in the ninth, overcame a lead by the Bombers 10 to 9. In the eighth inning, Lewis knocked a home run with two on and Len with one on. Siglin's Texas leaguer in the ninth drove in the winning run.

OAKLAND 5-0, SACRAMENTO 6-1  
SACRAMENTO, Cal., Sept. 1.—Sacramento and Oakland played a double header this afternoon, the Oaks taking the first contest 5 to 0, and losing the second 6 to 1. Both games were pitchers' battles, the first going to Krause in two and innings for Prugh, when a double and a single and two home runs by Krause and Cooper brought in the three runs. Penner beat Allen in the second battle when a single and a triple score the winning run in the ninth.

PORTLAND, Sept. 1.—The state highway commission, before adjourning today, authorized the highway engineer to proceed with preparations for advertising for bids to construct road projects in various counties which have agreed to co-operate with the state. Contracts will be let this winter, and contractors can prepare to begin work in the spring.

The commission today decided to sell only \$1,500,000 of the \$2,500,000 5 1/2 per cent construction bonds for which bids were received Tuesday.

The remainder will be re-offered at a special meeting September 20.

These bonds contracted to be sold will mature from 1926 to 1948, and are already offered to investors by the purchasing syndicate of Chicago and New York, at prices to yield from 5.60 to 5.20 per cent, according to maturity.

## NEGRO HANGED

BALTIMORE, Md., Sept. 1.—Henry A. Brown, colored, was hanged at the city jail today for the murder of Harriet Kavanaugh, a naval academy nurse, at Annapolis, January 14.

## THE WEATHER

Friday fair; moderate westerly winds.