

WEATHER
OREGON—Friday fair; continued cold east portion; moderate easterly winds.

SEVENTY-FIRST YEAR

SALEM, OREGON, FRIDAY MORNING, JANUARY 18, 1922

The Statesman receives the latest wire report of the Associated Press, the greatest and most reliable press association in the world.

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NEWBERRY TO KEEP HIS SEAT SENATORS VOTE

By Count of 46 to 41 Michigan Man is Declared to Be Legally Entitled to Seat in Senate.

HENRY FORD LOSES IN ELECTION CONTEST

Both McNary and Stanfield of Oregon Are Among Majority Members

WASHINGTON, Jan. 12.—Truman H. Newberry was declared by the senate today to be entitled to the seat which he now holds and which was made the basis of a contest by Henry Ford, his Democratic opponent in the 1918 Michigan senatorial election. The vote was 46 to 41.

The roll call follows:
For seating Senator Newberry: Republicans: Hall, Brandegee, Burriss, Caldwell, Cameron, Colt, Cummins, Curtis, Dillingham, Edge, Ekins, Ernst, Fernald, France, Frelinghuysen, Gooding, Hale, Harrell, Kellogg, Keyes, Lenroot, Lodge, McCormick, McCumber, McKinley, McLean, McNary, Nelson, New, Nicholson, Odell, Page, Pepper, Philip, Poincaré, Shorridge, Spout, Spencer, Stanfield, Sterling, Townsend, Wadsworth, Warren, Watson of Indiana, Weller and Willis. Total 46.

Against:
Republicans: Borah, Capper, Jones of Washington, Kenyon, Ladd, LaFollette, Norbeck, Norris and Sutherland—Nine Democrats: Ashurst, Brown, Cawley, Culberson, Duff, Fletcher, Gerry, Glass, Harris, Harrison, Heflin, Hitchcock, Jones of New Mexico; King, McKellar, Myers, Overman, Owen, Penrose, Randall, Robinson, Sheppard, Shields, Simmons, Smith, Swanson, Trammell, Underwood, Walsh of Massachusetts, Walsh of Montana and Williams—32.

Six are paired
Six senators were paired, three Republicans, Crowe of Pennsylvania, Dupont of Delaware and Moser of New Hampshire, being paired for Senator Newberry with Senators Kendrick of Wyoming, Stanley of Kentucky, and Reed of Missouri against.

Three senators were absent and not voting. They were Senators Newberry, Johnson of California, Republicans; and Watson, Democrat of Georgia.

The senate's final vote came up on the following resolution, introduced by Senator Spencer, Republican, Missouri: "That Mr. Newberry be seated in his seat in the senate of the United States, and that the contest of Henry Ford against Truman H. Newberry be, and it is hereby dismissed."

(2) That Truman H. Newberry is hereby declared to be a duly elected senator for the term of six years commencing on the fourth day of March, 1919, and is entitled to hold his seat in the senate of the United States.

Expenditure Too Big
(3) That whether the amount expended in this (Michigan) primary was \$198,000, as was tentatively reported, and open to question, or whether there were some few thousand dollars in excess, the amount expended was in either case too large, much larger than ought to have been expended. The expenditure of such excessive sums in behalf of a candidate either with or without his knowledge and consent being contrary to sound public policy, and to the honor and dignity of the senate and dangerous to the perpetuity of a free government, such excessive expenditures are hereby severely condemned and disapproved.

Newberry Heard From
Mr. Newberry himself was on the floor only once during the long debate and then to speak in his own defense last Monday afternoon. His supporters at the capital tonight held that the result was a "complete vindication and an exoneration of myself and all concerned."

50th Birthday Is Cue for Reception To Old Residents

HAL D. PATTON IS BIRTHDAY HOST TO OLD-TIME FRIENDS



CHIEF RAFFETY TO PUT EIGHT NEW MEN ON HIGHWAY FORCE

T. A. Raffety, chief inspector of the state motor vehicle department, announced yesterday that he will soon appoint eight additional traffic officers under a new law enacted at the recent special session of the legislature. This will give the department 15 field men.

Under a plan outlined by Mr. Raffety the men will be assigned to practically every section of Oregon. Special protection, however, will be given to the main traveled roads, such as the Columbia River highway and the Pacific highway. The officers will alternate in the various districts and will not be allowed to become too well acquainted with the drivers of any particular section.

While the chief function of the traffic officers will be to police the highways, considerable of their time will be devoted to checking up garages and motor vehicles sales rooms in an effort to ascertain whether dealers' licenses are being used in violation of the traffic laws.

Trucks Watched
Attention also will be given to trucks, and loadmeters will be made available in many sections of the state. By the use of these loadmeters the officers are able to ascertain with but little trouble whether the loads carried on trucks are in violation of the highway statutes.

Number Increased
When the state traffic department was created only three men were employed regularly. This number was gradually increased to seven, which was the limit allowed under the old laws. The new act approved by the legislature at its recent special session authorizes the appointment of eight additional officers.

WILLAMETTE DEFEATS WHITMAN IN FIRST GAME. SCORE CLOSE

What started off as a more or less one-sided match, with the Bears on the long side, proved to be a most exciting exhibition of basketball when Captain Rich and his Whitman Missionaries overcame a big lead in the second half and held the Willamette university quintet to a 28-27 victory last night at the armory in the first conference game to be played on the local floor this year.

By CHARLES BACON HODGKIN

When you place 190 residents and former residents of Salem in a room 60 by 80 feet in size and turn loose about that number of smokers, all going at once, something bound to happen. This occurred at the informal party commemorating the 50th anniversary of his birth given by Hal Patton in the Shrine Mosque last night, Thursday, January 12.

The crowd began arriving at about 7:30 and continued in a steady stream until the playing of the first section of a six-piece orchestra. This was followed by the seating of the guests at five long tables. Here had been laid a supper fit for the gods. Under the direction of Johnny Jones, an old-timer of Salem in every sense of the word, assisted by a force of competent waiters, the tables had been laid in a most attractive manner. The supper was such as only Johnnie Jones could serve. The hall was decorated with the Shrine colors and emblems, the lights being covered in like colors and potted green plants hanging from the ceiling.

Old Cronies Assist
Assisting the host of the evening in the receiving line were E. Cooke, Patton, Delbert Dimmock, Clyde Keller and Chester Murphy of Portland; Charles Bacon Hodgkin and Basil Wagner of Salem, and three ex-King Bings of the Cherians, C. B. Clancy, Charles Knowland and P. E. Fallerton.

Included in the orchestra were a number of old-time residents of Salem and former members of the old H.A.C. band.

At each place was placed a neat souvenir of the occasion and a questionnaire to be filled out giving name, date of birth, earliest recollections, etc.
On each side of the room was an exhibition of photographs taken in Salem's earliest days by J. J. Cronise. They proved of great interest and the early part of the evening they were surrounded by a large crowd.

Only One of His Kind
As a host, Hal D. Patton is in a class by himself. Such an undertaking has never been attempted in this city before, and Hal Patton was the only man in this city who could have brought to a successful conclusion. Born in this city, he has lived his life here with the exception of a few years.

His friends are legion and his popularity was attested by the crowd present. He had been invited from various points in Oregon and Washington. If well wishes can prolong man's existence, Hal Patton is good for at least 200 years.

Speeches, vocal and instrumental selections and singing by the guests constituted the features of the evening's entertainment.
Warm Salutations Heard...
"Well, Hal, you old son of a gun, how are you?"
"Bill, old scout, I haven't seen you for 17 years. How are all the folks?"
"Chester, old boy, I haven't shook you for nine years. How are you, a pup. Howlin' well are you, any way?"

These were but a few of the

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ARGUMENTS HEARD IN DAMAGE SUIT

Osborne Case Not Expected to be in Hands of Jury Before Noon

Opposing counsel of the Ramp-Osborne suit yesterday presented final arguments to the jury after completion of testimony early in the afternoon. The day's session was concluded before completion of rebuttal argument by W. C. Winslow, counsel for the plaintiffs, M. S. Ramp and others. The jury may not retire before noon. Attorneys interested in the action are confident that Circuit Judge Percy R. Kelly will have completed final instructions to the jury by early this afternoon.

BRIAND QUILTS AND CABINET ALSO IS OUT

Resignation of French Premier Comes With Dramatic Suddenness—Poincaré May Fill Place.

UNGRATEFUL NATION IS APPARENT CAUSE

Decision to Withdraw Follows Powerful Address Before Deputies

PARIS, Jan. 12.—(By the Associated Press)—Aristide Briand today resigned from the premiership and Raymond Poincaré, former president of the republic, will likely succeed him.

M. Briand's resignation came in with dramatic suddenness in the chamber of deputies, for the premier, returning this morning from his conference with the British prime minister at Cannes, had brought the opposing members of his cabinet into accord with his policies and by a powerful speech in the chamber, had apparently won over the great majority to his side. His blunt eloquence evoked a tremendous ovation and when he abruptly declared his intention of withdrawing from the government, the members of the chamber were overwhelmed.

Obstacles Resented
Although the retirement of Premier Briand was unexpected, it was apparent from the very beginning that he felt keen resentment against the many obstacles placed in his way in the important negotiations in which he had been engaged. He had the appearance of a man aged and physically fatigued throughout his entire speech.

However, seldom has M. Briand risen to the high pitch of eloquence attained today, when in a trembling voice, he said:
"A statesman has no right to go to his post of battle if he has not the certainty that he shall not receive bullets from behind. He can face the bullets of the enemy, but he must not receive any from his own country."

M. Briand called on President Millerand immediately after leaving the chamber. He remained with the president for only a few minutes; then he informed the press representatives:
"My resignation is absolutely final. I could not continue to govern under such conditions. Of course, I shall not return to Cannes, but I hope my resignation will not cause cancellation of the Geneva conference."

With M. Briand went his entire cabinet, and after conferring with the presidents of the senate and chamber, M. Millerand called upon M. Poincaré to form a new ministry.

M. Poincaré tentatively agreed to this and promised to give a final answer tomorrow.

Days Dark As War
M. Peret, president of the chamber, before proceeding to the Elysee palace, said to the Associated Press correspondent and others:
"France is facing a situation which is as gloomy as the darkest days of the war. Today, if, as is freely said, there are differences of opinion between the president of the republic and M. Poincaré, our president is a big enough man to forget them."

Rene Viviani, former premier, who was one of the French delegation at the Washington conference, said:
"The present circumstances, the life of a statesman in France is impossible. I fully approve M. Briand's attitude, but we shall do our best to help his successor in the work of restoring France."

As is the custom, M. Millerand has asked the members of the cabinet to continue to conduct the business of their departments until the new ministry is formed.

Premier Seeks Rest
When the Associated Press correspondent called at M. Briand's apartment at 6 o'clock this evening, he was told by the maid:
"The premier sleeps; he is very tired."
Later in the evening, after resting, M. Briand told the newspapermen that he was definitely out of power.

"It would be indecent," he added, "to remain longer than a year in power. It is just a year since the Leguynes cabinet fell. One can govern only with a solid majority; it is not enough to have one's speeches applauded."
M. Briand expressed regret that the parliament and the country had not appreciated the view of the achievements at Cannes.

Council Adjourns
CANNES, Jan. 12.—(By The Associated Press)—The allied supreme council adjourned indefinitely tonight after receipt of the news of the resignation of the

CALIFORNIA FRAUD UNDER ATTACK BY LOCAL REALTY MEN

If Salem and vicinity are eventually to become the filbert and walnut center of the Willamette valley, nut planting and especially filbert planting should begin at once.

This was the opinion expressed by John H. Scott at the Thursday noon luncheon of the Marion County Realtors association.

"It is just a matter of a few years when people will be coming to the Willamette valley to grow nuts," declared Judge Scott. "If we are not the center of the industry, they will go elsewhere."

Yamhill Works Hard
The judge said that Yamhill county might get the start on Marion and Polk counties, if this section did not urge the planting of filberts and nuts. Strangers coming to the valley to grow nuts will naturally select the community that has the largest acreage, he said. Therefore if Salem and vicinity expect to hold these people, it must get busy and urge nut growing.

SLAYER ESCAPES SCHEDULED DEATH

Today Originally Set for Execution of Dr. Brumfield of Roseburg

Richard M. Brumfield, dentist, who is in the penitentiary here awaiting execution for the murder of Dennis Russell of Dillard, Douglas county, will not hang today, January 13, under the sentence pronounced by Judge G. G. Bingham of Marion county who presided at the trial.

Notice of appeal to the supreme court has been filed in the Brumfield case and the brief is now being prepared by the defendant's attorneys. It was said yesterday that the brief will be filed before February 1. Should the appeal prove unsuccessful in reversing the verdict of the lower court the action probably will be taken to the United States supreme court for final determination. This would mean a delay of at least a year in disposing of the case.

The constitutionality of the Oregon capital punishment law probably will be attacked in the appeal of Dr. Brumfield's case to the state supreme court, it was said today. In raising this question the defense attorneys would provide proper grounds for carrying the case to the highest court in the land.

FALLS CITY MILL TO RUN NO MORE

Big Factory Unable to Meet Prohibitive Cost of Transportation

DALLAS, Or., Jan. 12.—(Special to The Statesman)—The big sawmill of the Falls City Lumber company, located at Falls City, will close this week, never more to resume operations.

The reason for closing the big mill as given up is that the cost of transporting logs from the company's holdings on the Valley or Siletz railway is prohibitive with the low price of lumber.

The company also has a big mill at Valsetz and the men with their families will be taken to this place.

Jury in City Court to Hear Tom Edwards Case

A jury in city recorder's court will pass upon the guilt of Tom Edwards, alleged vendor of moonshine, who yesterday entered a plea of not guilty to the charge and demanded a jury trial.

Edwards was arrested by Inspector Minto and Patrolman Vickers Wednesday night following the arrest of Bruce Allen, 29 years old who admitted to the police that a pint container of booze found in his possession had been sold to him for \$3.50 by Edwards.

When arranged before Judge Race, yesterday, Allen entered a plea of guilty to the charge of possessing intoxicating liquor. His case was continued until January 21. Allen was released after producing \$75 cash bail stipulated by Judge Race.

QUESTIONS IN PEACE PARTY ARE UNRAVELED

Arms Delegates Give up Hope of Plenary Session This Week to Announce Definite Results.

CONFERENCE STIRRED WHEN BRIAND QUILTS

Geographical Difficulty Encountered in Dealing With Pacific Issue

WASHINGTON, Jan. 12.—(By The Associated Press)—Further details of both the naval treaty and the Shantung negotiations were ironed out today, but the arms delegates gave up hope of a plenary session this week to announce definite results.

The "big five" completed its first revision of the naval convention and sent the text back to its legal experts for a redraft of the changes made. It will meet again tomorrow and a virtually completed treaty may be ready for an executive session of the full naval committee on Saturday or Monday.

Agreements Reached
In the Shantung conversations, further supplemental agreements were reached by the Japanese and Chinese and a new promise of progress on the central question of the Tsing Tao Tsinan Fu railroad was held out by a series of compromise proposals suggested informally by Secretary Hughes and Arthur J. Balfour.

Word of the resignation of Premier Briand of France created a stir in conference circles, but the disposition in French quarters tonight was to minimize its immediate effects on the Washington negotiations. Albert Sarraut, head of the delegation, indicated his belief that the change of administration would not vitiate the agreements projected here.

Briand Action Watched
Among American officials in the conference, however, there was some apprehension that Mr. Briand's retirement might have a far reaching effect as he had been directly responsible for France's withdrawal of her \$50,000,000 ton capital ship proposal.

Included in the new treaty provisions not yet fully accepted in the informal conversations of the "big five" are understood to be the sections relating to disposition of scrapped ships and fishing "status quo" for Pacific fortifications. On the former the chief delegates are said to be in virtual agreement, while instructions awaited from Tokyo are expected to make early settlement of the latter possible.

Conversion in Question
The discussion of scrapping have aroused unusual interest among the naval experts, who have recommended that permission be given for conversion of proscribed warships into other types of craft and have urged that the provisions would represent a large financial saving because of the necessity of constructing new vessels of various classes in the near future.

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Penrose and Doney, Whose Dads Are College Presidents, Meet in Willamette-Whitman Series

Two college presidents' sons, both seniors in their fathers' colleges, one playing center the other guard for their respective teams, met in the game last night, when Penrose of Whitman and Doney of Willamette were opposing players. Quite a coincidence!

Both are way under the average age for college graduates, Penrose especially so, for he is rated as an 18-year-old prodigy. The boys who get through a stiff college course at that age, and have time for anything else other than keeping equipped with glasses and mental crutches to carry themselves around, are mighty few. Young Penrose is one of the glittering exceptions, for he plays a really excellent game, and is a good fellow to boot—good enough to be elected president of the Whitman student body.

Camarada, the "big" in of the visitors, is playing his last year for Whitman. He is an orphan who has worked his way through school, and found time to star in football and in basketball, as well as make a debating team. He is rated as one of the best football men in the northwest. He was captain of the Whitman squad the season just closed. A year ago he broke a bone in his wrist on the first down against Washington state, but he played on through the game and through the season, though he has had to strap up the

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