

CIRCULATION  
Average for seven months ending July 31, 1923:  
Sundays only 5941  
Daily and Sunday 5457

# The Oregon Statesman

IN THE CITY OF SALEM  
and elsewhere in  
Marion and Polk Counties  
Nearly everybody reads  
The Oregon Statesman  
THE HOME NEWSPAPER

SEVENTY-THIRD YEAR

SALEM, OREGON, WEDNESDAY MORNING, AUGUST 15, 1923

PRICE FIVE CENTS

## LIQUOR SHIP SEIZURE LEGAL

### HUNDRED MEN THOUGHT LOST IN COAL MINE

Thirty-Seven Known to Have Survived Terrific Blast That Entombed Kemmerer, Wyo., Miners

### DEATH-LADEN FUMES ARE FATAL TO MANY

Victims Found Where They Fell in First Rush Following Explosion

KEMMERER, Wyo., Aug. 14.—(By The Associated Press.)—The rescue of three more miners entombed in Frontier mine No. 1 of the Kemmerer Coal company in an explosion early this morning, brought the total of survivors to 37. It was estimated late tonight that the final death toll would be approximately 100.

At 5 o'clock rescuers found a man lying in the main stope who was nearing death from inhalation of smoke and gas fumes. He was revived with a pulmotor and brought to the surface, where he was taken to a hospital. He is expected to recover.

A short time later two men who had hidden in a remote corner of a room off the main stope were brought to the surface, apparently not suffering greatly from their entombment. They had lain on the floor of the room, which is one of many hewn out of coal in which the miners were working, to escape gas, after hearing the concussion of the blast and had waited until fresh air had returned into the passage ways.

Dead Men Suffocated  
Another man, found farther in along the main stope, showed signs of life when rescuers reached him, but when doctors attempted to revive him it was discovered that he had died.

On its last few trips to the portal the mine car has been empty. Rescuers reported to-night that the dead were lying in the main stope, where they had fallen, suffocated.

A check of the rosters shows that 26 were taken from entry No. 29, six from entry No. 28, three from entry No. 30, and two from entry No. 9.

Workman Proves Hero  
John Pavlizin is being heralded as the hero of the disaster here tonight. Unaided, he is credited with saving the lives of 26 fellow miners who were working with him in one of the rooms off the main stope. He had been through two such explosions and is a veteran miner. When the workers heard the blast, Pavlizin is said to have commanded the men to halt as they rushed for the door of the room toward the main passageway. Hurriedly Pavlizin explained the danger of after-damp in the main passageway, and cautioned the men to remain in the room. Twenty-six heeded his advice and the others rushed out of the room to meet the death-laden gases which swept through the stope.

The 26 under Pavlizin's instructions are said to have barricaded themselves in the room in which they had been working, erecting battlements of bits of canvas and their clothes to keep out foul gases. There the rescue workers found them alive hours later, lying on the floor, none apparently showing any signs of suffering. As they walked down the main stope to the outdoors they passed the bodies of their comrades who had rushed unheeding to their death.

Reports of rescue workers in-

(Continued on page 4)

### ESPEE PLANNING TO COMPLETE GAP

Will Spend Over 10 Million in Construction of Natron Cut-Off Line

NEW YORK, Aug. 14.—Construction of the 118-mile gap of the Southern Pacific railroad between Oak Ridge and Kirk, Or., will be reconsumed it was announced today by Julius Kruttschnitt, chairman of the executive committee of the road. The announcement was made following the decision of the United States government not to appeal to the supreme court from a recent decision of the United States court in St. Paul in the case involving the dissolution of the Southern Pacific and Central Pacific railroads.

The cost of completing the line, which was abandoned 10 years ago when the court proceedings were started, will be between \$10,000,000 and \$12,000,000. It will complete what was originally planned as the Natron gap, connecting Weed, Cal., with Springfield, Ore.

KEMMERER, Wyo., Aug. 15.—(By The Associated Press.)—At 2 o'clock this morning, 95 bodies had been recovered from Mine No. 1 of the Kemmerer coal company, whose workings partially were wrecked by an explosion yesterday morning. At that hour the work of bringing out the dead was continuing.

### FAMOUS TREE WASTES AWAY IN CAMBRIDGE

Elm Under Which Washington Took Command of Continental Army Now Dead

CAMBRIDGE, Mass., Aug. 14.—The Washington elm is dead. The official demise of the famed tree beneath which Washington took command of the Continental army, was announced yesterday by Dr. C. S. Sargent, director of the Arnold Arboretum of Harvard university, in a letter to Mayor Edward Quinn of Cambridge.

Mayor Quinn, it is learned, is eager to raise a fund from the school children of the country for a shaft to mark the historic spot when the tree has disappeared. The trunk probably will be cut into small bits to be distributed as souvenirs among the museums of the country and the Cambridge schools.

An offshoot of the Washington elm was planted on the Cambridge common 40 years ago and now is flourishing.

### BIG CROWD AT EVENING CONCERT

Trombone Solos of Steelhammer and Gingrich Songs Applauded

Judging from the crowd in attendance last night at the band concert there was, in the words of Oscar Gingrich's song, "No-body home but kitty, kitty, kit-cat." Everybody seemed to be at the concert from the tiniest youngster to the old folks.

A special feature of the concert last night was the trombone solos of Oscar Steelhammer, director of the band. The numbers received generous applause. The second solo number was the popular number, "When You and I Were Young, Maggie."

Oscar Gingrich sang two solos the second a popular number being twice enclosed.

A delegation of Cherrims came to the concert in a body last night and King Bing Hamilton publicly thanked the members of the band for their part in the booster trip to southern Oregon.

That the Salem band was responsible for much of the praise received while the booster organization was in Salem, was the statement of King Bing. The members of the band responded by playing an unusually long program. Four more concerts will be given before the concert season is closed.

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### MORE BODIES FOUND

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### MARY MINTER BARES SECRET WITH TAYLOR

Passionate Love Scenes With Dead Director are Related for First Time by Noted Movie Star

### DREAMS OF MARRIAGE DECLARED IMPOSSIBLE

Intimacies Brought Out During Financial Differences With Mother

LOS ANGELES, Aug. 14.—Mary Miles Minter, motion picture actress, tonight gave to the Los Angeles Times what she termed "the first statement that I have ever given out under my own name" regarding her relations with William Desmond Taylor, slain motion picture director, and differences which have arisen between her and her mother, Mrs. Charlotte Shelby.

"William Desmond Taylor came into my life when I was 17 years of age. He was the first man to call me 'Miss Minter.'"

"How do you do, Miss Minter," he said to me when first we were introduced and then he smiled. Always before I had been called Mary and treated like a child.

Marriage Only Dream  
"We never were engaged in the sense that he had asked me to marry him, and I had promised. I had always hoped that some time we would be married. But we were not engaged in the sense of wearing a ring and telling one's friends of an intention to marry, or of telling my mother. Marrying Mr. Taylor was just my dream of a dream which voiced to him always met with the answer that it was impossible.

"Finally he told me I must not write him any more and must not call him up; that he would telephone me. I waited a week, two weeks, three weeks and he did not call. I swallowed my humiliation and called him. His butler answered and told me he was ill. For five days he did not eat, and during it all I suffered more than I can express."

Taylor Showed Emotion  
Finally, without word from Taylor, Miss Minter went alone to his home, carrying with her a note which said:

"Dear William Desmond Taylor: This is good-bye. I want you to know that I will always love you, Mary."

The result of this visit, she relates, was a passionate scene, in which the director put his arms about her and kissed her, saying: "I love you Mary, better than anything in this world; more than God." Swept by emotion in the course of this interview, Taylor clenched his fingers so tightly that his nails drew blood, which he wiped from his palms with a silk handkerchief. This handkerchief, Miss Minter says, she retained as a keepsake.

"That was the last time I ever saw him alone," she continues.

Several weeks later Taylor was found dead on the floor of his home, shot to death.

Could Not See Body  
Falling in her attempts to view the body of her lover immediately after she learned of the slaying, Miss Minter says she drove to the house of Mabel Normand, rushed into the rooms where the screen actress was dressing, grasped her by the shoulders and demanded:

"What do you know about it?" "Nothing," Miss Normand replied. "Not a thing but what they have told me."

"And I believed her, and still believe her," says Miss Minter in concluding.

Miss Minter will have no further conferences with her mother to settle their differences over an accounting of the former's earnings as a motion picture actress, she announced tonight after discussing the matter with her attorney.

### ZION RULER SAYS SUNSET IS ILLUSION

ZION, Ill., Aug. 14.—Wilbur Glenn Voliva, overseer of Zion, and an advocate of the flat world theory today announced that there is no such thing as "sunrise" or "sunset." "There is literally no sunrise and no sunset," he said. "They are only optical illusions. The sun is the same height above the earth at all times."

"The devil at one time had many infidels to teach 'the no hell doctrine,'" said Voliva. "Now he has hundreds of university professors and professed ministers of the gospel."

"I believe in hell," he asserted.

### TWO MEN KILLED BY ELECTROCUTION

Eli Davidson and M. L. Cole Victims of Accident at Marion

Eli Davidson, 50, and M. L. Cole, 25, were both instantly killed by electrocution about 11 o'clock a. m. yesterday at the sawmill of F. E. Westberg at Marion.

The two men were working in conjunction with Percy Chance. They were raising a gin pole and the small wire cable with which they were raising the pole suddenly broke from some unknown cause, allowing the pole to fall across the high-power line which carries the current for driving the saw. One of the wire guy lines being held by Davidson came in contact with the power line. Davidson fell, and Cole rushed to his assistance, came in contact with the same guy line and also fell lifeless. Mr. Chance rushed to the men, but both were dead.

Dr. Riggs from Albany was immediately called, but found no life in either body upon his arrival and called for Coroner Rigdon at Salem. Mr. Rigdon immediately went to Marion and after a thorough investigation concluded that an inquest was not necessary.

The families of both the dead men live in Marion. Mr. Davidson is survived by his widow and seven children. Mr. Cole leaves his widow and two small children.

### COOLIDGE MEETS NEWSPAPER MEN

Outlines Policies at First Conference With Gentlemen of the Press

WASHINGTON, Aug. 14.—President Coolidge today went through one of the critical experiences that falls to the lot of presidents—his conference with Washington newspaper men, since taking over the executive office.

The new president had let it be known that he would follow the policy of President Harding of holding semi-weekly press conferences after cabinet meetings with the correspondents privileged to present written queries and to ask verbal questions, once a topic was opened up for discussion.

After announcing that he favored continuance of the custom of never quoting the president in press reports—a policy that has obtained in the case of the chief executive—Mr. Coolidge made a brief statement as to the cabinet meeting which had just adjourned and then taking up the sheaf of questions which he had carefully sorted, began to answer them.

He spoke slowly and distinctly and went from one subject to another without hesitancy. His statements were so complete that none of the 150 newspaper men present requested amplification.

### LABOR COUNCIL ENDORSES SOLICITATION FOR HOSPITAL

The Salem Central Labor council at its meeting last night endorsed the solicitation of funds among organized labor to complete its quota for the Salem hospital. Delegates to the central council were ordered to report back to their unions accordingly.

The action was taken after Henry W. Meyers, T. B. Kay and William McGilchrist, Jr., representing the hospital board, had presented the case.

### OVER 11,000 GO TO SCHOOL REPORT SAYS

Annual Accounting By Mrs. Fulkerson Will Be Filed With State Superintendent Today

### AVERAGE SALARIES OF TEACHERS SHOWN

Total Receipts and Expenditures for Year Amount to High Figures

Though there are between 14,000 and 15,000 persons of school age in Marion county between the ages of 4 and 20, 11,516 of these were enrolled in the various grade and high school in the county during the school year recently completed, according to the annual Marion county school report completed Tuesday afternoon by Mrs. Mary L. Fulkerson, county school superintendent.

When it is considered that children are not permitted by law to attend school before they reach the age of 6, and that the average age at which a pupil completes the high school course is 18, these figures are of particular significance. Of the 11,516 in school, 9950 are enrolled in the grade schools and 2466 in the high schools of the county. During the year 95 per cent of those enrolled in the county were in attendance.

Many Have Normal Work  
Another point emphasized by the report is that of the 409 teachers engaged last year, 314 had college or normal work above high school courses, or a percentage of 77 of those teaching.

There are in the county 128 school districts. Of this number 12 are high school districts and of the rural schools only 54 have not met the requirements of state standards.

Heating of the buildings is obtained in 60 schools by methods other than the old-fashioned stove while two of the schools have changed their lighting system during the year. Twenty-three of the schools are two-room buildings.

Owing to figures being given for both the Salem and county schools in totaling the number who completed courses, only approximate figures can be given. These are 900 for those completing the eighth grade and 325 receiving diplomas for completion of high school work.

Personal Calls Numerous  
During the year Mrs. Fulkerson made 249 personal calls upon schools, necessitating the traveling of 12,000 miles. In the same period W. H. Bailite, rural school supervisor, made 237 visits to schools. These calls varied between half an hour and all day, with an average of two hours at each visit.

Total receipts in the school fund are \$882,871.46, with total expenditures of \$813,980.58. Bonded indebtedness in the county is \$328,620. An estimated value of school houses and grounds is \$700,000, with an additional \$200,000 for equipment and furniture. These figures, according to Mrs. Fulkerson, are low, and are estimated by the various school boards in the county. Insurance to the amount of \$718,750 is carried upon the school property.

Monthly Salaries Averaged  
Men teachers received a higher monthly salary than did the women teachers. The salary of the men averaged \$149.49 while that of the women averaged \$98.40.

The report of the county school superintendent will be filed with the office of the state superintendent of schools today.

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### MAYOR'S JAIL DOOR SEALED; CAN'T GET IN

Long-Standing Feud Results in Complete Lock-Out at Suburb of Spokane

SPOKANE, Wash., Aug. 14.—Mayor "Pat" Brown of the town of Hilliard, adjacent to Spokane found himself locked out of his own jail today. Even his own special police officers are as powerless to get in the jail as the prisoners are to get out, all because the latest wrinkle in the long-standing feud between the mayor and the town council.

Trouble started months ago when the mayor named a new set of police officers which the council refused to approve. In the conflict of authority, the old officers won the recognition of the courts. As the jail keys were then in the hands of the mayor's faction, the old officers had the jail door burned off with acetylene torches and replaced the mayor's lock with another, to which they possess the only keys.

### GAS PRODUCT IS PUBLIC INTEREST

Ohio Views Situation With Alarm; Many Motorists Are "Rushing Can"

DENVER, Colo., Aug. 14.—In a letter addressed to oil men and refiners of Colorado, made public tonight, Governor William E. Sweet, progressive Democrat, declared that gasoline has come to be a product vested with a public interest as much as milk or coal, and "those who control the supply cannot carry on an unreasonable and oppressive monopoly without public protest which will lead to state control or public competition."

COLUMBUS, Ohio, Aug. 14.—While the gasoline war is raging throughout the west and central west, Ohio today officially viewed it with alarm and implored the federal government to step in and cope with the situation.

CHICAGO, Aug. 14.—American motorists from the Alleghenies to the Rockies today revived the quaint old custom of "rushing the can" as price-slashing tactics of competitors in the gasoline industry brought about bargain prices and retail gasoline dealers reported one of the greatest sales records in their history.

### GAME BOARD IS VISITING HERE

Program to Be Pursued Is Satisfactory to Sportsmen, Officials Say

That the state game commission would carry out a program this year that would prove satisfactory to Portland sportsmen and others throughout the state was declared last night by Ben Dorris of Eugene, who with three other members of the commission stopped overnight in Salem. With Dorris were State Game Warden Burghdoff, Matt Boyckman, superintendent of hatcheries, and Harold H. Clifton of Prairie City. The party will be joined by Commissioners Fleischer and Maloney and then proceed to southern Oregon. Owing to the inability of Commissioner Price to make the trip, another tour will be made early in the fall.

Hatcheries on Gales creek in Clackamas county and on Delphi creek, near Forest Grove were inspected Tuesday by the commissioners. These, they said, were found to be in first class condition.

All of the party were optimistic over conditions in general, and the program to be developed in the future.

### CHANG HU NAMED

PEKING, China, Aug. 14.—(By The Associated Press.)—Chang Hu, former minister of finance in the Liang Shih-Yi cabinet and twice vice minister in the same department today was appointed financial minister.

## FOREIGN CRAFT WITH CONTRABAND CARGO COME UNDER RULING

Alien Vessels Have No Business Hovering Beyond 3-mile Limit With Intent to Violate Laws is Decision of Federal Judge Woodrough—Washington Officials Pleased

NEW YORK, Aug. 14.—Seizure of alien rum running vessels that hover outside of the three-mile limit was held legal by Federal Judge Woodrough today. The decision was handed down in the case of the British ship Marion Mosher, seized while transferring a liquor cargo to the American owned motorboat J. H. B., eight miles off the coast near Fire Island, July 27, 1922.

Bonds of the Detroit Fidelity Surety company, given after the seizure of the craft as a guarantee that it would proceed to supposed destination, St. John, N. B., were declared forfeited. It being contended that although the vessel arrived at the Canadian port, she did not have her cargo, thereby violating her agreement. The Marion Mosher case brought a special session of President Harding's cabinet and an exchange of conversations with Great Britain. The American government decided that the Mosher and other American vessels seized as rum runners should be released provided they proceeded immediately to their avowed destinations.

Intent Sufficient  
The United States attorney, in his argument before Judge Woodrough, said today:

"It is clear that, irrespective of the cabinet's determination as a matter of diplomatic policy, to release foreign ships having cargoes of liquor when apprehended outside the three mile limit, there was ample legal authority for the seizure and forfeiture of the Marion Mosher and her cargo of liquor."

Judge Woodrough held that seizure of foreign ships engaged in smuggling liquor into this country was justifiable even though they were on the high seas.

"When a ship hovers around the American coast," he said, "although three miles from shore with intent to violate the laws and is caught in the attempt to smuggle intoxicating liquors and it is shown that it is in contact with shore, its seizure, though it be of foreign registry and outside the three-mile limit, is justifiable."

### TWO AUTOS MEET. ONE MAN KILLED

Glendale Merchant Dead as Result of Collision in Southern Oregon

ROSEBURG, Or., Aug. 14.—George Humphrey, merchant at Glendale, was killed instantly this afternoon in an automobile collision between a car driven by Fred Kellington of Roseburg, a traveling salesman and a machine driven by R. D. Scarlet of Portland.

The two cars met on a sharp curve about two miles below Canyonville. Humphrey, who was riding with Kellington, was thrown from the car and his neck was broken. He was also badly cut about the face and head. Kellington was slightly hurt and is suffering considerably from the shock of the accident.

Scarlet's car was occupied by his wife and sister, Mrs. G. Hale. The latter received a deep gash on her head and was also cut about the face. Mr. and Mrs. Scarlet were cut and bruised but not seriously hurt. All the injured members of the party were taken to Canyonville where medical treatment was given them.

Coroner Ritter will probably hold an inquest in Roseburg tomorrow.

### Utah Guardsmen Search For Bodies After Flood

WILLARD, Utah, Aug. 14.—Searching for the bodies of persons missing as a result of the flood which struck this village last night, national guardsmen late today began digging into the mire and debris in Mountain canon, near Willard, believing other dead have been buried there during last night's storm. Three persons are known to have lost their lives here last night. The village was covered today with the wreckage of its own farm homes and other structures. Great piles of mud and wreckage accumulated at places to a depth of between 25 and 30 feet.

### INDICT STOCK BROKER

LOS ANGELES, Aug. 14.—The Los Angeles county grand jury late today returned an indictment against A. W. Coote, bankrupt stock broker, charging him with embezzlement.

### THE WEATHER

OREGON: Fair Wednesday; gentle winds, mostly westerly.

### LOCAL WEATHER

(Tuesday)  
Maximum temperature, 92.  
Minimum temperature, 59.  
Rainfall, none.  
River, —1.1 foot.  
Atmosphere, clear.  
Wind, west.