

**The Weather** —OREGON—  
Rain; moderate temperature; moderate to strong southeast gales along the coast. Thursday—Max. 56; Min. 45; River 19.9 rising; Rainfall .51; Atmosphere part cloudy; Wind south.

# The Oregon Statesman

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SEVENTY-FOURTH YEAR

SALEM, OREGON, FRIDAY MORNING, FEBRUARY 6, 1925

PRICE FIVE CENTS

## VOTE CONFIRMS NOMINATION OF CHIEF JUSTICE

Attorney General Receives Affirmation One Month After Being Named By President

BALLOT IS 71 TO 6 IN FAVOR OF APPOINTMENT

Senators and Members of House Crowd Galleries During Discussion

WASHINGTON, Feb. 5.—The senate tonight affirmed the nomination of Attorney General Stone to be a supreme court justice, 71 to 6, a month and a day after the submission of his appointment by President Coolidge. The vote was taken after six hours of debate, largely on the Wheeler and Ownby cases around which the opposition has centered. The discussion held the attention of an unusually large number of senators, many members of the house and crowded galleries.

Only two senators, Heflin, democrat, Alabama, and Norris, republican, Nebraska, argued against confirmation, but senators on both sides expressed opposition to establishment of a precedent in the Wheeler case that the government could bring an action in the District of Columbia that could lie in the home state of the accused.

Besides Heflin and Norris, senators voting against confirmation were Frazier, republican, North Dakota; Trammell, democrat, Florida and Johnson and Shipstead, farmer-labor, Minnesota. It was announced that had Senator La Follette, republican, Wisconsin, been present, he, too, would have voted in the negative.

Senator Wheeler, democrat, Montana, and his colleagues, Senator Walsh withheld their votes, the latter announcing that he did so because he is counsel for Wheeler in the proceedings brought here and in Montana.

While Senator Heflin attacked Mr. Stone for the position he took as counsel in the supreme court hearings in the case of the executor of the estate of J. Pierpont Morgan against James A. Ownbey, Colorado mining man. Senator Norris made the basis of his opposition the viewpoint which he said Mr. Stone must have by reason of his long service as corporation counsel. Paying high tribute to the character and ability of Mr. Stone, Senators Borah, Idaho, and Reed, democrats, Missouri, entered their protests against the theory that the government had a moral right to compel an accused to stand trial far from his home. They also took occasion to deny that the Stone nomination had been held up because of an attempt to indict a member of the senate.

Senator Bruce, democrat, Maryland, (Continued on page 2)

## MASTER OF LIQUOR SHIP IS ARRAIGNED

Captain of Schooner That Rescued Crew of Stranded Vessel Arrested

ASTORIA, Or., Feb. 5.—Captain R. Pamphlet of the schooner Pescawha brought to the harbor yesterday by the coast guard cutter Algonquin with 1000 cases of liquor aboard after the Pescawha had rescued the master and eight seamen of the schooner Caoba, and his crew of five men, waived preliminary hearing before United States Commissioner Howard K. Zimmerman here today and were bound over to the federal grand jury.

Ball for Captain Pamphlet was set at \$5000; Mate Pete Kenney at \$2500; Engineer William Tickle \$2500. And the three seamen at \$1000 each. They were charged with violating the United States laws regulating the liquor traffic. The men left Astoria for Portland on the 6 o'clock train in custody of deputy United States Marshal Morelock and customs officers.

Captain Pamphlet said that he believed he was outside any legal limit when halted by the Algonquin and that he believed the required bail for himself and his men would be provided in a few days.

## Film City Is Calm in Face of Declarations of Rowen Prophetess

HOLLYWOOD, Cal., Feb. 5.—The residents of the city of super-feature films, was quiet and even indifferent tonight on the eve of what followers of Mrs. Margaret W. Rowen, self-styled seers, believe will be the greatest dramatic spectacle of all time—the end of the world.

Mrs. Rowen will remain in seclusion in her Hollywood home tomorrow, it was announced, going about her household duties as usual and awaiting with calmness the event she has predicted in the following words: "On the twenty-third of July of the year 1919, I was shown that God began the work of judgment upon those who are now living on the earth. Thus saith the Lord, probation will close February 6, 1924. Jesus will return to the earth February 6, 1925."

Just how, and with what specific spectacular accompaniments the world will end tomorrow, Mrs. Rowen does not attempt to explain, but her followers have ventured to forecast a few of the details. Destruction of modern civilization

will begin with "a sign in the sky," they all agree, but some say the destruction will be complete in a few days and others say it may take years and years. The dozen followers of the Rowen cult at College View, Nebraska, who believe the world will come to an end at midnight Friday will not make any ostentatious plans for the event but will calmly wait and pray, according to Joe Gammel, leader of the little group here.

This small handful of followers, all avowed members of the Seventh Day Adventist church are being ridiculed by their fellow members who term the Rowen doctrine false and contrary to the teachings of their church.

Although some members of the group were praying and fasting today, many of them continued with their regular work, despite the fact that their homes were virtually stripped of furniture, except for the bare necessities. Gammel plodded away at his usual work in

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## MORE POISON IS DISCOVERED

Another Capsule of Strychnine Found in University Dispensary

COLUMBUS, Ohio, Feb. 5.—(By the AP.)—Finding of another capsule containing nothing but poison was the chief reward today in the investigation of the recent sudden deaths of two Ohio State university students and the sudden violent illness of at least three others.

Questioning of 23 students of the 64 who have worked in the pharmacy school dispensary from which the medicine was issued, however, failed to suggest even the hint of a possible clue as to how the poison got into the bottle supposedly containing nothing but capsules of quinine. Students were unanimous in their testimony concerning the strictness of supervision under which the dispensary was conducted at all times.

Other outstanding developments of the day were: Calling in of state pharmacy board officials to make a check of the dispensing of the poison in question in the last year.

Abandonment by university officials of any independent investigation.

Discovery of an "orphan" bottle of the poison, covered with dust and pushed back on a shelf in the dispensary.

Participation by county officials in the investigation.

Completion of the chemical analysis of all capsules issued from the "death bottle" and either still in possession of the university or returned to university officials.

EIGHT ESCAPE DEATH

PORTLAND, Ore., Feb. 5.—Eight persons, including 6 members of the family of A. H. Haradon, and a servant and a physician narrowly escaped death today when a defective gas furnace, generating carbon monoxide gas, filled the house with the deadly poison.

Weighty Matter Considered by Solons; When is a Beauty Parlor? If So, Why?

Barbers and School Experts in Facial Arts Appear Before Senate Committee at Open Hearing Last Night

Among weighty questions of state that must be decided by the solons is that of when does a beauty parlor become a barber shop, or how far toward being a beauty parlor a barber shop can go.

Barbers, owners and operators of beauty parlors appeared before a senate committee last night to plead their cause through John F. Logan, Portland attorney. Some of the ladies have been engaged in lobbying for several days.

Some time ago the barbers and beauty shops were engaged in a bitter controversy regarding where the rights of one were infringed upon by the others. A compromise agreement was reached recently in which it was understood that the beauty parlors were to

## AIR SERVICE PROBE IS ON

Brigadier General Mitchell Recalled to Stand; "Muzzling" Charged

WASHINGTON, Feb. 5.—The deluge of charges and contradictions which has engulfed army and navy circles over the question of aircraft resulted today in a decision of the house aircraft committee to recall to the witness stand tomorrow, Brigadier General Mitchell, assistant chief of the army air service, and Brigadier General Drum of the general staff.

General Mitchell has been called up on by Secretary Weeks to explain a statement that officers are afraid "to tell the truth" for fear of being disciplined indirectly while General Drum has asserted the war secretary permitted much freedom to officers in expressing their views.

The committee today also took up in executive session letters from Secretary Wilbur and Rear Admiral Moffet, chief of the naval air service both of whom flatly denied charges that the navy department attempted to "muzzle" the testimony of officers and declared they were free to express their views.

Installation of Drainage Plan Would Solve Problem

According to Percy A. Cupper, engineer endeavoring to inaugurate a drainage program here, East Salem residents who are now bothered with high water and flooded basements, could find simple relief if the drainage district plan was put through. However, the plan is bitterly fought and high waters continue to flood the front yards.

Mr. Cupper states that the plan would relieve the residents of southeast Salem, because it would allow the waters of Mill creek to be carried away. At the present time the water saturates into the gravel soil and is spread over a vast territory. According to Mr. Cupper, the installation of the drainage plan would do away with this trouble and hence prevent the flooded condition of the householder.

High Water Interferes With Logging Operations; River Still Rising

The rise of the Willamette river to a height of 19 feet and 8 inches, and the indications of a still further rise above normal will cause the paper mill to be shut down, it is declared. It is expected that the river will rise to the 25 foot level if the rain continues.

Another result of the high water is the inability of the Spaulding mill to get logs and as a result the mill will be forced to close down at noon today, officials of the company stated. It is necessary that the river drop three feet from its present level, before logs can be brought down the river.

Rivermen say that logs can be carried handily when the river falls than when it is rising. The high water has kept the "Northwestern" tied to the docks where she will remain until the water returns to normal. The locks at Oregon City are unable to be care for the water that is coming down the river and consequently the river boat cannot get through.

A current began flowing through the Willamette slough, a former channel of the river yesterday afternoon for the first time.

## RAIN BRINGS FLOOD STAGE; ROADS BARRED

Continual Downpour for Forty Days and Nights Results in Flood Conditions; Damage Slight

HIGHWAYS BLOCKED IN MANY PARTS OF STATE

Three Feet of Water Cover Pavement Near Eugene; Spaulding's Close

PORTLAND, Ore., Feb. 5.—Forty days and forty nights of almost continual rain, capped by heavy precipitation during the last 48 hours resulted today in flood conditions and blocked highways throughout western Oregon. Stage and automobile traffic was seriously impaired, railway service in several outlying districts hampered and from reports made to E. L. Mills, district weather forecaster, the entire state subjected to one of the heaviest steady downpours of recent years.

Damare has been comparatively light, although the flood was general in the western part of the state.

The Willamette river at Eugene reached a stage of 14.2 feet and began falling last night, reaching a stage of 13 feet. For three hours automobile and stage service between Eugene and Junction City was prevented by high waters while for a time there was three feet of water on the pavement in places. Later in the day stages resumed their regular service.

Because of the high water at Salem, the big sawmill of the Charles K. Spaulding logging company was closed. Heavy rainfall swept over central Oregon. Snows visited the higher altitudes. Three inches of rain have been recorded in Bond in the last 30 days. Continued rainfall has caused considerable damage to roads of mid-Columbia district. Minor slides blocked travel on the Columbia highway east of Mozier. Trains were forced to detour because of a washout near Lyle, Wash.

## SPAUDLING PLANT FORCED TO CLOSE

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STEAMER REACHED

ASTORIA, Or., Feb. 5.—According to Captain Henderson of the Klipsan, Wash., life saving station, the schooner Caoba is beached about three miles north of Ocean Park, Wash.

DRY PROBE ASKED

CARSON CITY, Nev., Feb. 5.—A resolution asking congress to call a constitutional convention to consider a modification of the prohibition amendment was adopted unanimously by the Nevada state senate today.

## BOWER DENIES THAT OFFICE WORK IS LAX

Marion County Sheriff Points to Record in Refuting Charges Made By George L. Cleaver

PROHIBITION MEN GOT LONE STILL NEAR HERE

Deputies Have 13 to Credit; 71 Cases and 70 Convictions Are Scored

In answer to the accusation of George L. Cleaver before the legislative investigation committee, delving into Cleaver's activities stating that six sheriffs in the state were lax in their enforcement of the prohibition law in Oregon, Sheriff Oscar D. Bower, who was named as one of the sheriffs, simply pointed to his record.

During the past year Sheriff Sheriff Bower alleges his office has seized 13 stills in the county, while Cleaver's forces have only one to their credit. Cleaver's men tried to claim this case, he said.

71 Cases Filed

Records show that during the year 1924 there have been 71 cases in the justice court of Salem and Silverton, with no acquittals, and one case pending. The total amount of money secured in these cases amounted to \$9155 and jail sentences totaling 2130 days. The amount of fines collected was given as \$5700.

City officers and Sheriff Bower are credited with \$4570 in fines collected and the state officers secured \$1130. Cleaver does not get the reward for a great amount of this sum.

Sheriff Bower claims that only five arrests during 1924 which could be credited to Cleaver's men and the fines amounted to \$275. The balance of the work done was by Burns' men, who hold state stars from the governor's office and were used to police the fair grounds or on invitation of the city marshals.

None Acquitted

Out of a total of 29 cases credited to the state men in justice courts at Salem and Silverton, 10 were made by Burns men, and the other 14 by men with state stars. A total of \$1,000.90 was paid out by the county for such work from the prohibition fund, and it is claimed Cleaver had nothing to do with it.

No other county show a record so good, declares Sheriff Bower with 71 cases, with 70 convictions and one case to be tried.

## PETTY GRAFT IS GJEDSTED CHARGE

Irregularities Consist of Listing Private Gasoline on State Account

Major Charles E. Gjedsted has submitted an affidavit to Governor Walter M. Pierce charging petty graft on the part of Adjutant General George A. White of the Oregon National guard. Major Gjedsted, until recently was chief assistant in the adjutant general's office when he resigned, charging his chief with the irregularities in the conduct of his office. The resignation is denied by the office, which says Major Gjedsted was dismissed.

In the affidavit it is requested that the adjutant general turn over in the presence of witnesses to the district attorney date books for the years 1921, 1922, and for the year 1924, which would be used to substantiate the charges preferred by the major.

The affidavit charges General White with having filed claims with the secretary of state on certain dates in 1921 for traveling expenses in connection with the use of his own Buick car, when as a matter of fact it is charge General White used a Dodge car furnished by the military department of the state. These claims were paid to the general, it is alleged.

Major Gjedsted states that when these matters were laid before the governor he caused an accountant to go over the books of the board. He stoutly denies that he was discharged, but states that he resigned.

## Fate of Entombed Man is Not Known; Death Faced in Many Forms

CAVE CITY, Ky., Feb. 5.—(By The Associated Press.)—Floyd Collins, if he is not already dead in his Sand Cave tomb, faces death in so many forms that his chances of being brought out alive are exceedingly remote.

No word from him or to him has passed since 4 o'clock this morning and he has not tasted food or coffee for 36 hours. Tonight his imprisonment, brought on when a slab fell on one foot, lasted only a few hours of being a week long and his release was farther away than on the morning his plight was discovered.

The passage to his cave was sealed today when an uplift in the floor obliterated all trace of a cave at a point 45 feet or more from the imprisoned man. How extensive the earth movement was has not been determined. It may have engulfed Collins and crushed him. It may have cut off his air supply and left him to the torture of suffocation.

If he survived these dangers, he

may starve to death before miners, sinking a shaft from above are able to reach him, probably two days from now. He may succumb to the shock and its attendant utter loneliness in constantly dripping water or his weakened strength may prove insufficient to withstand the ravages of pneumonia.

Lieutenant Governor H. H. Denhardt, in command of a military detachment in charge at Sand Cave by virtue of his office as brigadier general of the Kentucky national guard knows of all the odds against the struggle for Collins' life, but Ben K. Well of Ogden university, one of the rescue leaders, has expressed the situation with these words:

"We do not know whether Collins is alive or dead, but as far as we are concerned, he is alive until we reach him and a physician officially pronounces him dead."

Twenty feet back from the cave (Continued on page 6)

## SALEM SCHOOL CLERK RAPPED

Law Prohibiting Financial Benefits From Position Upon Board Is Passed

School directors, clerks and others directly connected with the schools cannot use their offices for financial gain in writing insurance, selling supplies or doing other work, under provisions of HB No. 221, passed by the house yesterday. The measure corrects a flaw in the old law and includes the insurance writing clause.

In speaking for the measure Representative Woodward told that he had ceased to sell chemical supplies amounting to up in five figures when he became a member of the Portland school board. Attention was called by Representative Coffey to the clerk of the Salem school board, who said, has written considerable insurance in his own company for school properties in the city. This he held was a flagrant violation of the law. The measure was approved by a vote of 43 to 16.

Several other measures were passed by the house, including HB No. 40, a drainage bill covering 20,000 acres of dike land in Columbia county; HB No. 114, regulating seining in Coquille river; HB No. 112, designating the boundary boards of union high school districts as the county judge, county school superintendent and the HB No. 112, designating the bounty county assessor; HB No. 162, authorizing the governor to sign a petition for a drainage district to save the cost of reprinting the petition; HB No. 186, creating a herd inspector for Josephine county and governing tests for cattle; HB No. 188, providing for the custody and distribution of school funds; HB No. 200, pertaining to contracts by irrigation districts and qualifications by which reclamation service funds may become available; HB No. 337, a substitute for HB No. 8 and 89, relating to the taking of beaver; HB No. 361, regulating the manufacture and sale of milk products, the measure applying to the state and similar to the federal regulations in inter-state shipments; HB No. 30, validating the equalization of taxes upon failure to give notice of meeting by the board of equalization and pre-

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## SANITY BOARD TO INVESTIGATE CASE

"Confessions" of Seven Year Old Girl Declared to Be Revived Stories

LOS ANGELES, Feb. 5.—Alisa Thompson, 7 years old, who recently startled her family and the police with a series of "confessions" that she had poisoned her two baby sisters in Dauphin, Man., two years ago and had since poisoned other persons, today was remanded to the custody of the county psychopathic parole officer, Mrs. J. A. McCrackin.

Alisa will be placed in the home and will be given a chance to forget her "confessions," Mrs. McCrackin said. The parole officer professed the belief that the little girl had simply revived stories of poison murders which she had read and had related them with a local application for the benefit of police.

Round-up of Baby Chicks Planned By Owner Who Would Brand Property

Clipping Off Inside Toe Suggested; Other Methods of Identifying Fowls Tried But With No Permanent Results

Many losses from chicken thieves has caused C. E. Davis of Central Point, Ore., to seek means by which he can identify his stock. Several attempts to mark his chickens have ended in failure, so a new means was devised, according to the letter received by H. W. Lytle, state veterinarian.

Davis desired to know if it would be within the law to brand his baby chicks by clipping off the inside toe at the first joint. He would be placing his brand on the chickens, so to speak, and would be enabled to identify them in case they were stolen.

The Oregon law provides that stock other than goats, sheep and

## FLOOD LOSS IN VALE DISTRICT OVER \$250,000

Nearly 3,000 Head of Sheep and 500 Cattle Drown When Irrigation Dam Breaks; No Life Loss

WATER REACHES DEPTH OF SIX FEET ON ROAD

Many Narrow Escapes From Death Recorded; Buildings Swept Away

VALE, Or., Feb. 5.—(By The Associated Press.)—Loss estimated at about \$250,000 was caused by a flood which hit Vale and surrounding country in the Malheur river valley and along Bully creek early today. No loss of life had been reported late today, though there were some narrow escapes.

About three hours after the Bully creek irrigation dam, 19 miles west of Vale gave way with about 10,000 acre feet of water impounded, it was estimated that nearly 3000 sheep, 500 head of cattle, a number of horses and hogs were drowned. Several small dairy herds were wiped out entirely, and more than 20 miles of fence were washed away.

Water Covers Valley  
The water came down Bully creek until it ran into Malheur river, at the junction six miles west of Vale. Here the rush of water spread out across the valley, taking everything before it. One band of sheep containing 1200 head was caught on the feed ground within two miles of Vale and drowned. The Herb Ricker cattle were being held at a place near Vale and about 400 were killed.

Carcasses of cattle, horses and sheep and hogs are strewn all along the state highway from here to the head of the valley and the marks of the high water show that the water was above the road a depth of five feet in places. The Oregon Short Line's Vale-Burns branch was cut off by the washing out of a bridge. The railroad will use automobiles and rucks to transfer passengers and express over a gap of four miles, until repairs are made.

Men Are Marooned  
Ben Jordan had his son, marooned on the roof of their barn were carried away by the flood waters, but were rescued after they had floated four miles in the torrent. Word of the coming of the wall of water had been telephoned to them and they were attempting to drive their band of sheep to the nearby hills when the water hit them. They then climbed to the roof of the barn which held until the water had risen several feet, but finally was washed out with them clinging to the top. They were exhausted from cold and exposure when rescued.

At 6 a. m. the water hit the home of Mr. and Mrs. Lester Scott but they managed to clamber to the roof which suddenly became a raft which rode in the torrent for a mile and then struck the railroad right of way into Vale, where it was demolished. The couple fought their way through the waters which were pouring over the right of way and man-

(Continued on page 4)

## THURSDAY IN WASHINGTON

The senate confirmed the supreme court nomination of Attorney General Stone.

The house military committee reported a bill for promotion of the world fliers.

Opponents of the proposed equal rights amendment presented arguments to the house judiciary committee.

The house restored the appropriation for the tariff commission and passed the independent offices appropriation bill.

Brigadier General Mitchell was asked to appear before the house aircraft committee tomorrow with Brigadier General Drum of the general staff.

Commissioner Eech told a house committee a majority of the interstate commerce commission opposed the Gooding long and short haul bill.