

The Weather—OREGON—Unsettled, probably occasional rain; moderate temperature; strong west wind and gales. Thursday—Max. 50; Min. 41; River 10.7 falling; Rainfall .24; Atmosphere part cloudy; Wind northwest.

The Oregon Statesman

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SEVENTY-FOURTH YEAR

SALEM, OREGON, FRIDAY MORNING, FEBRUARY 13, 1925

PRICE FIVE CENTS

RESCUERS ARE DISHEARTENED; STRATUM HIT

Workers Express Disappointment When Bottom of Limestone Roof Is Not Penetrated By Drill

NO INDICATION FOUND OF CAVERN OR TUNNEL

Miners State Several Days May Be Necessary Before Collins Is Found

CAVE CITY, Ky., Feb. 13.—(By the AP.)—Early this morning the diamond core drill had been pushed down the sand cave rescue shaft to a depth of 60 feet and H. T. Carmichael, in charge of the shaft operations, expressed great disappointment that no bottom had yet been found to the limestone "roof." Apparently the officials were seeking to drive through the "soft" spot just below the 50-foot mark, to locate a larger tunnel or cavern just below.

May Take Days
About seven feet of limestone had been probed beyond the 51-foot stratum of dirt, with no indications of a cavern and at 12:15 a. m. the drill was still boring downward. It would take several days to excavate through the 10 feet between the present depth of the shaft and the 60-foot mark. If seven feet of limestone was to be removed, and the officials seemed greatly disheartened.

CAVE CITY, Ky., Feb. 12.—(By the AP.)—The possibility of reaching Floyd Collins in his underground trap within a short time strengthened the hopes of the rescue squad tonight when a "soft spot," indicating perhaps a crevice or tunnel, was located by a diamond core drill four feet below the bottom of the rescue shaft. Just above the 50-foot level is a crevice in the side of the shaft large enough for a small man to enter. It is possible to see 10 or 15 feet back into this crevice, but the engineers are concentrating their attention on the bottom of the shaft.

Preparations Made
Although Collins has been underground nearly two weeks, Dr. William Hazlett and the Red Cross unit near the mouth of the tunnel have prepared for every emergency, in an effort to save Collins' life if he is found living. "He may be alive," the physicians say, and as long as there is a chance the ceaseless vigil will be continued. While the 14th section of timbering was being lowered into place, a section of the shaft wall collapsed near the bottom, and the entire afternoon was spent in clearing out the debris.

Open Space Found
At 6 o'clock the shaft was again clear and the diamond drill started down through the bottom. Two feet down limestone was encountered and after two or three feet of limestone, an open space was found. The drill did not explore the depth, as it had to be withdrawn for repairs to the water

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WHEAT AID BILL MACHINERY TURNS

Representatives of Board of Control Leave for Eastern Oregon

Machinery for the payment of loans aggregating \$1,500,000 to eastern Oregon wheat farmers for re-seeding purposes, began to function Thursday when Sam Kozar, secretary of state, W. A. Dalzell, representing the governor, and George Griffith, deputy state treasurer, left for eastern Oregon to complete final arrangements.

Under the present plan committees of five will be appointed in each district needing relief. A local attorney and bank will also be selected to pass upon the requested loans. Money will be loaned at the rate of 3% an acre. All loans recommended will be passed upon by the board of control.

Representatives of the board of control are expected to return to Salem Monday, stopping only at the main cities in each general locality.

Audience Stirred by Glowing Tribute Paid to Abraham Lincoln

Abraham Lincoln was paid a glowing tribute by Col. W. D. G. Mercer, veteran chaplain and sergeant of arms in the senate, at a public meeting held in the house of representatives Thursday afternoon. Colonel Mercer, as an orderly, attended the president the night of July 22, 1861, following the first disastrous defeat of the northern army. A group of nearly 20 officers were present throughout the night.

The populace was panic stricken and poured into the capital across a wooden bridge that then spanned the Potomac river. Colonel Mercer said, when reports were received that the Confederates were within 29 miles of Washington. Civilians, officers, soldiers and camp followers came to the city in any form of transportation they could find.

President Lincoln sat on a lounge throughout the night and listened to stories told by the

SENATE PASS SALARY BILL

Compensation of Judges of the Supreme Court Increased to \$7,500

Reversing the recommendation of the ways and means committee the senate yesterday voted to increase the salary of justices of the supreme court from \$5,250 to \$7,500. Eleven senators entered votes of protest against its passage.

The senate ways and means committee originally reported unfavorably on the measure, owing to the fact, Senator Toose, chairman of the committee, stated, that appropriations have been requested which are nearly double the amount of money on hand for such purposes.

During the afternoon session, Senator Eddy moved that the measure, known as Senate Bill No. 26, be taken from the table. The motion was then made to change the report of the committee. A great deal of criticism was expressed on the bill, with Senator Garland making the main speech. "The argument that a justice of the supreme court is at a disadvantage when he retires from the bench is false," Senator Garland stated.

"The talk about the difficulty, or impossibility of regaining pri-

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PEACE AND QUIET REIGN IN SENATE

Morning Session Void of Excitement; Resolution Is Reconsidered

Peace, quiet, and good will reigned in the senate throughout the morning session. Several bills were reported, two or three decapitated and a number of others passed.

An important item was that Senator McClardy moved to consider joint resolution No. 5, killed yesterday. This resolution provides for submitting to the people the proposition to prohibit income and inheritance taxes. Senator Zimmerman earnestly spoke against it and called attention to the fact that outside of Multnomah county the vote in favor of the income tax was three to two in favor of the law, therefore practically every senator there was instructed to sustain the law. There was a reconsideration ordered by a vote of 17 to 13. Among the bills passed at third reading were:

S. B. 175, Upton—To require adjustment of water claims under the Carey act.

S. B. 196, committee on education—Providing for teachers' training courses in high schools of Oregon.

S. B. 165, Clark (by request)—To prohibit counterfeiting, obliterating, removal or change of manufacturers' serial numbers on manufactured articles.

P. U. TEAM LOSES

FOREST GROVE, Ore., Feb. 12.—Pacific university's basketball team was defeated here tonight by Gonzaga university 56 to 17.

frightened people, displaying a quaint humor and a vast amount of patience.

Colonel Mercer now lives at Eugene and is 79 years old. He was an orderly at the age of 15 and a year later enlisted in the Union army as a private.

Senator Alex La Follett of Marion county, the only member of the house or senate who voted for President Lincoln, was accorded a place of honor on the platform.

Governor Pierce, state officials and members of the supreme court were special guests for the observance of the birthday of the martyred president. Senator Gus C. Moser, president of the senate, presided and called the meeting to order.

Spectators occupied every available spot, including many placed at the front of the room, and standing room within the confines of the hall was at a premium.

SUBSTITUTE TO BILL PROVIDED

Measure to Take Place of Defeated Child Labor Bill Passes House

Rather than run the almost certain risk of defeating the legislature's rejection of the 29th amendment to the constitution, friends of the proposed amendment joined in the demand that it be placed before the voters of the state and by a vote of 49 to 8, with two absent, HB No. 426, a substitute for house joint resolution No. 1, by Representative Woodward, was passed after a prolonged session Thursday morning.

Whether or not to reconsider the action was the debate preceding the passage of the measure. Forces were almost equally divided regarding the reconsideration, and most of the oratory was released early in the day.

That the measure had been in the hands of the resolutions committee for three weeks and that a public hearing was held in order to help direct action was brought out. The fact that many of the representatives believed that their constituents did not agree upon rejection or ratification was one of the deciding factors in referring the matter to the people. Many who had taken one side had switched, it was said. Opponents to this held that there had been no demand to act upon the amendment.

Prior to the passage of the measure by the house a motion to reconsider was lost by a vote of 33 to 25, with one absent. This vote is taken as more accurate than

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FISH MEASURE TO RECEIVE ACTION

Representative Mott Denies That He Refused to Report Bill Out

Routine business of grinding out laws was interrupted Thursday afternoon by Representative Coffey, who demanded that Representative Mott, chairman of the fisheries committee, be compelled to report out HB No. 405, providing for an open and closed season for commercial fishing in certain streams, and of importance to fishermen on the lower Columbia. A lively tilt ensued.

Representative Mott, in refuting the charges that he had refused to report out the measure, declared that an effort was being made to rush the measure, as it had only been in the hands of the committee for seven days. The report of the six majority members of the committee was prepared by Carl Shumaker, lobbyist, he said, and he refused to sign until he had an opportunity to investigate resolutions purported to come from packers and bankers at Astoria. He turned in a minority report. The bill contains an amendment to the anti-fish law, he said.

A full and complete discussion of the measure was promised by Representative Mott when HB No. 405 comes up as a special order of business at 11 o'clock today morning.

230 KILLED IN EXPLOSION IN GERMAN MINE

Terrific Blast Declared Worst in History of German Mining; Few Escape From Ruined Shaft

DEATH TOTAL MOUNTS STEADILY; MANY HURT

Most Deaths Are Caused By Poison Gases From Exploded Fire Damp

DORTMUND, Feb. 12.—(By the Associated Press.)—A terrific explosion of fire damp which occurred in the Stein mine here last night caused one of the greatest disasters in the history of German mining.

The number of dead has gradually mounted, until now it is feared the total deaths will reach the neighborhood of 230.

Very few of the miners engaged in the workings escaped. Many of them were killed outright, but the majority are believed to have died from poisonous gases. The cages have been ascending and descending unceasingly throughout the day, bringing the bodies to the surface, and most distressing scenes are being enacted around the pit head.

Expert rescuers have been rushed to Dortmund from all over the country. Outside the pit head a police cordon has been drawn around, and crowds numbering thousands have been standing for the past 24 hours silently awaiting news, in the vain hope of their bread winners emerging alive.

On some of the bodies notes were found describing the explosion and thus proving that the men did not perish until they were overcome by gases.

LAW TO CURB GAS COMBINE WANTED

Iowa Attorney General Introduces Measure to Prohibit Price Control

DES MOINES, Iowa, Feb. 12.—Declaring that the recent sharp advances in the price of gasoline were unwarranted by the meager increase in the price of crude oil, Assistant Attorney General John Fletcher issued a statement tonight calling upon the Iowa legislature to pass an anti-trust law designed to stop the combine of oil companies to control gasoline prices.

Assistant Attorney General Fletcher's statement followed the receipt of information from Chicago announcing that the retail price of gasoline would be increased two cents a gallon tomorrow throughout the territory served by the Standard Oil Company of Indiana. Mr. Fletcher said his statement was authorized by Attorney General Gibson.

Northwestern University Glee Club Concert Is Received With Ovation

Variety of Music Offered Pleases Large Crowd at First Methodist Church Last Night; Harmony Prevails

By Audred Bunch
Lovers of glee music found the Northwestern University Glee club concert at the First Methodist church replete with harmony from beginning to end. A full house was present to receive greetings from ten thousand students, and the ovations were unstinted.

The program opened with a characteristic college song, followed with fustian "barber shop melody" and then a stanza from "The Trumpet Calls Away." The numbers after that, as the soloist-director expressed it, were as varied as a bill of fare. Appropriate to Lincoln's birthday was the singing of that melodious number "Land of Mine."

John Elliott, as pianist, was received with immense favor. His playing of the MacDowell Concert Etude fairly demanded an encore, which he accorded to a delighted audience.

An interesting feature of the program was the singing by the group of the same three songs which, in competition with thirteen other central western glee clubs, they will give on their return to Chicago. All three of these: "Come Again Sweet Love," "The Long Day Closes," and

MARKET BOARD IS SUGGESTED TO AID FARMER

Senator Capper, of Kansas, Proposed Federal Cooperative Marketing Board; Senate and House Act

OTHER LEGISLATION IS IN HAND OF COMMITTEE

Capper Bill Follows General Outline of Agricultural Commission

WASHINGTON, Feb. 12.—Creation of the federal cooperative marketing board, one of the principal recommendations of the president's agricultural conference was proposed in the senate today by Senator Capper, republican, Kansas, while the senate and house agricultural committees both continued examination of the conference with a view of proposing other legislation to carry out its findings.

The Capper bill followed exactly the terms of the measure offered yesterday in the house by Representative Haugen, republican, Iowa, chairman of the agricultural committee of that chamber which has the approval, in principle of Chairman Carey of the president's conference.

The measure was sent, in its usual course, to the senate agriculture committee which plans to continue its hearing this week and begin formulation of a program next week.

The members of the president's conference appearing before both the senate and house committees today continued to stress the importance of broadening the field of cooperative associations. On the house side Louis J. Tabor asserted that except for the livestock industry, the post war emergency had passed and explained that the conference recommendations were worked out as permanent relief measures which would become effective in three to five years. He also urged enactment of the Haugen bill.

R. W. Thatcher insisted before the senate committee that the conference reports thus far submitted had not been intended as a final summary of its work. Many important items had been intentionally omitted, he said, because of the request for expeditious action by President Coolidge.

Hoodoo Favorts Today; Is Friday, Thirteenth

Superstitious persons will have to watch their step and actions with more than the usual amount of caution today for this is Friday the Thirteenth—a day to be avoided if possible.

If anything goes wrong or anyone is late to work, or in fact, if anything out of the ordinary occurs, the event can be blamed upon the hoodoo which is said to have full control of the happenings of the day.

Friday the Thirteenth makes a good alibi, at any rate.

Avoid Entanglements and Commitments, Plea of Secretary Hughes

NEW YORK, Feb. 12.—Secretary of State Charles E. Hughes told members of the National Republican club tonight that the United States desired to avoid "commitments and entanglements" throughout the world in order that it might be free to follow the dictates of reason and conscience.

"If we have a mission," Mr. Hughes said, in addressing the guests at the club's annual Lincoln day dinner at the Waldorf Astoria, "it can be prospered only in the spirit of reasonableness. We are constantly seeking to promote peace in this hemisphere, but this can be done only as we convince the people of our sister republics that we respect them, that we do not threaten their independence and that we are ready with wise, friendly and impartial counsel."

"We are solicitous throughout the world to avoid commitments and entanglements so that what-

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MAIL ROBBERS ARE ON STAND

Operations of Nation-Wide Ring Disclosed in Testimony Before Court

LOS ANGELES, Feb. 12.—The secret operations of a national band of robbers who preyed upon United States mail trucks bearing registered parcels were revealed in federal court here today by Herbert Wilson, ex-minister, mail bandit and murderer, who took the witness stand to testify against three of his former "pals," including Wilson, a "lifer" at San Quentin prison, who was sent for the murder of Herbert Cox, his gang companion and cell mate in jail, was fashionably attired, and in a calm, even tone, related the "inner confessions" of his former gang, which the government alleges committed two registered mail truck raids in Los Angeles during 1921, a similar holdup in Cincinnati, Ohio, the same year, and a \$300,000 jewelry robbery in New York City.

The witness, under the watchful eyes of nearly a score of armed guards in the court room, graphically described the plans laid at the conferences which the gang operated under and were successful in obtaining approximately \$500,000 in the mail truck raids.

MINER IS KILLED

WALLACE, Idaho, Feb. 12.—Falling 100 feet down a shaft at the Gold Hunter mine company property, seven miles east of Wallace, today, Ben Breslin, 24, a timber handler, was instantly killed.

MAY PAY THE DEBT IN FULL TOMORROW

The Ticket Sale for the American Legion Dance Is Going Very Fine Now

Are you going to the American Legion St. Valentine's day dance tomorrow night?

Or are you going to buy a ticket, or a couple of tickets to the dance?

Or a hundred? No limit to the number you may buy.

Well, nearly everybody's doing it. It was whispered to the reporter yesterday that the way the tickets have been going the last couple of days, if they keep on selling as well today and tomorrow, the sum realized will be enough to clear the soldier monument of debt.

And that would surely be fine. It would make the American War Mothers happy, and let them take up the hospital bed endowment fund for the benefit of service men and women.

It will surely be the biggest dance ever seen in Salem, if all those buying tickets attend—even if half of them attend. It will be a great dance, too; other numbers the program closed with a "rouser"—"Go You North-western," which brought loyal alumni to their feet. The one regret of the evening was the inability, through illness, of some of the ladies are now helping, too.

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CLEAVER HELD UNFIT PERSON FOR POSITION

Legislative Committee Recommends That He Should Either Resign or Be Removed as Dry Agent

HOUSE TAKES ACTION UPON REPORTS TODAY

Recommendations for "Flying Squadron" to Receive Attention at 2 o'Clock

That George L. Cleaver is unfit to act as state prohibition commissioner and should either resign or be removed, as his usefulness has been outlived; that he has handled records of his office in an unbusinesslike manner, and his report is exaggerated and inaccurate in its statements of activities of the department and the agents is the finding of the joint senate and house committee investigating the prohibition enforcement commissioner which was adopted by the house shortly before 6 o'clock Thursday afternoon.

Belief was expressed that Mr. Cleaver has not been dishonest, but poorly advised, and severely criticized for acts that were committed under direction of Governor Pierce and W. J. Herwig, superintendent of the Anti-Saloon league. The findings were unanimously signed by the 10 members of the committee after weeks of investigations.

Report Held Charitable
Recommendations vary, though the majority report urges the transfer of the prohibition law enforcement under the direction of the attorney general and the establishing of a "flying squadron" to work in cooperation with the sheriffs and district attorneys.

Upon motion of Representative Rushlight, chairman of the house committee, action upon the recommendations will be taken at 2 o'clock this afternoon when the matter comes up as a special order of business.

"The report is extremely charitable in its findings on Mr. Cleaver," Representative Rushlight told members of the house. Representative Bennett sought to have the findings and recommendations tabled, but lost out. The findings were accepted by the senate earlier in the day and placed on file.

Flying Squadron Urged
Recommendations of the majority members of the joint committee, which will be acted upon today, are as follows:

"A better machinery should be provided for the enforcement of the prohibition laws than the act providing for the appointment of a prohibition commissioner and agents to be selected by the governor.

"The fines and forfeitures obtained by the various counties in the enforcement of the prohibition laws should be expended for the purpose of enforcing the various prohibition acts. The major portion of the money thus ob-

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USURY MEASURE BRINGS FIGHT

Bill Passed After Bitter Struggle; Two Measures Are Reconsidered

Only after a lengthy battle was a measure pertaining to usury, interest rate and loan commissions passed by the house Thursday. The bill provides that 10 percent is the maximum and only actual expenses incurred in investigating securities could be charged. The measure was opposed upon the ground that it was too broad and hit the building and loan associations.

Twenty house bills and four senate bills were passed by the representatives yesterday, a majority of which were unimportant measures.

House bills passed provide that electric vehicles pay the same license fee charged gasoline vehicles, plus 50 percent; creation of a board of optometry; provision that by stipulation between attorneys, the court can call additional jurors; after a panel has been exhausted without the necessity of a new panel; correcting the law to permit the name of a person to be placed on the ballot after a death occurs following a primary election; creating road districts out of all drainage districts of 5000 acres or more.

Senate measures passed related to contracts between the University of Oregon medical school and the Multnomah county commissioners in regard to medical and surgical patients in order that advantage could be taken of the offer of the Rockefeller foundation for equipment for the hospital; validating the organization of union high school districts; and clarifying the present law relating to assault and battery.

Upon reconsideration, Representative Bates' only bill, providing that the people or not decide whether or not Seaside shall have

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U. OF O. DEFEATS IDAHO IN DEBATE

Benoit McCroskey, Salem Boy, Upholds Oregon Colors Successfully

EUGENE, Ore., Feb. 12.—The University of Oregon debate team composed of Ralph Bailey and Benoit McCroskey, Salem boy, won a unanimous decision over the University of Idaho in a triangular debate held at Villar Hall on the local campus tonight.

The question was: "Resolved, That congress should have power, by a two thirds vote, to overrule supreme court decisions declaring acts of congress unconstitutional." Oregon upheld the affirmative. John L. Roberts and Frank T. Wymann made up the Idaho negative team.

SEATTLE, Feb. 12.—University of Oregon defeated an affirmative debating team of the University of Washington here tonight. The question of congress being permitted to override by two thirds vote decisions of the United States supreme court rendering acts of congress unconstitutional. The decision was unanimous.

THURSDAY IN WASHINGTON

Farm legislation continued to occupy the senate and house agricultural committee.

An investigation of gasoline price raises was asked by Senator Trammell, Florida.

Brigadier General Mitchell denied before the house aircraft committee he discovered orders in bombing tests.

Enactment of corrupt practices act was urged in the report of the senate campaign expenditures investigating committee.

The senate interstate commerce commission postponed action on the nomination of William E. Humphrey for the federal trade commission.

Administration leaders decided to seek to prevent action at this session on the nomination of Charles B. Warren to be attorney general.

Senator Howell, Nebraska, offered a resolution for an investigation of the Nickel Plate railroad merger by the Van Swearingen interests.