

The Weather —OREGON—
Fair, moderate temperature; light northeast winds. Monday—Max. 50; Min. 32; River 7 feet falling; Rain-fall none; Atmosphere part cloudy; Wind north-west.

The Oregon Statesman

To buy the news is to progress—to learn of it first is to read the advertisements—Read these advertisements regularly. They are news from your business friends.

SEVENTY-FOURTH YEAR

SALEM, OREGON, TUESDAY MORNING, FEBRUARY 17, 1925

PRICE FIVE CENTS

LEVENS NAMED SUCCESSOR TO GEO. CLEAVER

Former Baker District Attorney Chosen State Prohibition Commissioner By Governor Pierce

CLEAVER RESIGNATION ACCEPTED; TO VACATE

Commissioner Is Lauded in Speech at Joint Senate-House Assembly

Appointment of Williams S. Levens, of Baker, to succeed George L. Cleaver as state prohibition commissioner, whose resignation has been accepted, was announced Monday by Governor Pierce in a special message to the 33rd session of the legislature. Mr. Levens is 45 years old, is a democrat and until the last election, was district attorney for eight years.

Speaking of Mr. Cleaver, the Governor said:

"George L. Cleaver has been state prohibition commissioner for almost two years. He has been honest, fearless and impartial in the discharge of his duties. Like any leader of a great cause, he has been severely and unjustly attacked from all sides. His mistakes have been vastly exaggerated. In large measure his good intentions and sterling qualities have been overlooked. However, the enforcement of law is far more important than any individual or party. I have today accepted his resignation as state prohibition commissioner, and have appointed William S. Levens of Baker, Oregon.

Wants Fine Money

"I ask you to make available for this department one-half of all fines collected for violation of the prohibition laws. I know that the prohibition laws are far better enforced today in the state of Oregon than they were two years ago. I know that in a large measure the prohibition department has brought about this condition. It is my earnest desire to make the closing years of my administration notable for law enforcement. The accomplishment of this purpose to any marked degree will be possible only by having sufficient funds. Hearty, earnest co-operation will be given to every sheriff and every district attorney who desires to enforce the law in this state, and I will move unsparringly against officials who are derelict in their duty."

Anti-Saloon League Hit

Following an accurate and forceful report upon the findings of the joint house and senate investigating committee, which spent weeks looking over the records of Mr. Cleaver's, Representative Lonergan plead for the acceptance of recommendations set forth by four members of the house and one member of the senate. Activities of the anti-saloon league regarding enforcement of the prohibition law in the state, were severely criticized.

"George L. Cleaver was the 'goat' and tool of both Governor Pierce and W. J. Herwig, superintendent of the anti-saloon league," he declared. "There has been no need, as far as I can see, of such a league in the state for

(Continued from page 6)

GOVERNOR MAKES TWO APPOINTMENTS

Highway, and Game Commissioners Are Reappointed By Pierce

Two important appointments in addition to that of state prohibition commissioner, were announced Monday by Governor Pierce. These were of I. H. Fleischer, reappointed as a member of the state game commission, and Judge Doby, of Baker, reappointed a member of the state highway commission. Mr. Fleischer is chairman of the commission and his term of office expires February 25. Judge Doby's term of office would have expired March 31. Other members of the two commissions are: James W. Maloney, Pendleton; Richard W. Price, Portland; Harold Clifford, Prairie City, and Ben Dorris, Eugene, all members of the game commission, and H. B. Van Duzer, Corvallis, and Wade H. Malone, Portland, and the other two members of the state highway commission.

Gauntlet Thrown to Solons by Governor; Bills to be Vetoed

A challenge was given to senators and representatives at a joint session Monday noon by Governor Pierce that if the legislators failed to provide the necessary revenue for appropriations, all bills offered covering this ground would be vetoed.

"I will not be a party to increasing the tax burden upon the owners of homes and farm property in this state when it is within your power to raise the necessary revenue from sources so easily available," Governor Pierce said. Repeal of the quarter-mill road tax and the \$30,000 appropriation for the battleship Oregon, a law for the collection of the unpaid portions of income taxes, amounting to approximately \$1,000,000 a tax upon cigarettes and moving pictures, a tax upon gross earnings of utilities, a severance tax

and an increased collection on gross insurance premiums was urged.

Governor Pierce charged the solons with wasting time by wrangling over minor affairs when measures of great importance have not yet been acted upon. If it is found impossible to obtain \$100,000 for the boys' training school site at Woodburn and \$50,000 for remodeling the present buildings, Governor Pierce requested that \$25,000 be made available for a reform school for the larger and more incorrigible boys.

In closing Governor Pierce said: "Should you fail to provide the necessary revenue for the appropriations made, do not expect me to approve the bills, for I shall be

(Continued on page 7)

HOUSE SPEEDS UP MACHINERY

Representatives Get to Business On Last Lap; Throttle Tied Down

Getting down to business, the house yesterday passed a vast number of bills and took action upon much important legislation. Thirty-three bills were passed, two rejected and five introduced before the session adjourned at 6 o'clock, with only eight bills remaining upon the calendar. Action upon all senate measures was deferred until after the house had managed to catch up with its work. The session will convene at 10 o'clock this morning.

Creation of a state board of forestry, to serve without compensation, empowering the governor to declare a closed season for hunting and regulating the activities in the forests in the interests of conservation was approved in HB No. 209. The board will consist of the governor, the acting head of the school of forestry at OAC and five members appointed by the governor upon recommendations of the Oregon state game, the Oregon forest fire association, the West Coast lumberman's association, the United States forest service and the Oregon woolgrowers' association. Owners of land upon which a forest fire starts will be held liable for damage done.

Following a plan worked out by the American Bar association and approved by the state and Multnomah county bar associations, HB No. 328, providing for an uniform system of transferring shares of stock in corporations, was passed.

Infected and infested orchards and packing houses will receive inspection and action after notice for treatment has been given, under HB No. 411. Authority to acquire scenic sites along highways is given the state highway commission by HB No. 323.

Other bills passed included HB No. 384, providing for the filing of affidavits with the county clerk by those publishing, circulating and distributing election tickets and providing that the names of those back of the ticket be known. In addition the consent of those named on the ticket must first be obtained in writing. Teeth are put in the real estate code by HB No. 138, defining a real estate broker. Several amendments were made before the bill was finally offered to the house.

Annual county teachers' institute

(Continued on page 7)

LARGE CROWD AT BAUGHMAN FUNERAL

All Pioneers of That Section Gathered at Woodburn to Pay Tribute

All the pioneers of that district gathered at the Methodist church of Woodburn Sunday afternoon to attend the funeral of the late J. H. Baughman, the "grand old man" of that section, who died Thursday evening last.

It was one of the largest funerals and most impressive funeral services ever held in that part of Oregon.

The Statesman will, when its columns are not so crowded, within a few days, contain further reference to this funeral.

AIRCRAFT WILL HAVE CHANGES TO MAKE GOOD

House Committee Instructs Secretaries Weeks and Wilbur to Send Representatives to Meet

WAR AND NAVY SERVICE SHOW DEFENSE POWER

May Investigate Adequacy of All National Defense Department's

WASHINGTON, Feb. 16.—

Aroused by testimony from officers on both the active and reserve lists of the army and navy that the United States is deficient in air power, the house aircraft committee today called upon Secretaries Weeks and Wilbur to send representatives before it to show how the war and navy departments could adequately defend the nation against an attack from the air.

This decision was unanimously reached in executive session and the secretaries' representatives were requested to appear at 2 p. m. tomorrow for questioning behind closed doors.

Although committee members were not willing to discuss the matter it is understood the motion to call upon the departments for confidential information as to the nation's air defense was presented by Representative Perkins, republican, New Jersey, the committee examiner. It was intimated also that, unless the war and navy departments are able to alleviate the fears of some members that the nation's air power is inadequate, the committee might take up the advisability of going more extensively into the question or recommending to the house that the adequacy of the national defense in all its phases be investigated.

Some members were of the opinion, however, that the departments would completely satisfy the committee with respect to aircraft defense and that the possibility of extending the present inquiry into national defense would be set at rest after the executive session tomorrow.

Members recalled that many conflicting statements had been made to the committee about the country's air power and that some witnesses had asserted that the United States was far behind other nations in this branch of preparedness.

TWO MEASURES FAIL IN HOUSE

Majority Vote Is Not Obtained on Probate Code Procedure Bill

Two measures fell by the wayside Monday when the majority members of the house failed to give their approval.

A proposed change in the probate code procedure, the bill taking 74 printed pages, said to revolutionize the present law, was voted down after considerable discussion.

An effort to enable counties to remit taxes and penalties if their financial condition warranted and providing the cause was good was characterized as "dangerous legislation" and also failed to pass.

MOONSHINE PLANT TAKEN BY SHERIFF

Still Raided in East Part of City Last Night; Operator Jailed

Sheriff Oscar Bower last night raided a place in the east part of the city and captured a still on south Eighteenth street. The raid was made in conjunction with the local police and without the aid of state agents. One man was taken in the raid and locked up in the county jail.

Sheriff Bower was called out of a deep slumber to verify the report that a still had been captured. The same of the man was in the office and he did not remember what it was. The still owner was a stranger to him, Sheriff Bower said.

CHILD LABOR IS JOLTED BY SENATE VOTE

Both Resolution Calling for Ratification and Bill to Place it Before People Are Downed

STATES HAVE POWER FOR OWN REGULATIONS

Parents Held Deprived of Support When Needed; Law Held Too Sweeping

WASHINGTON, Feb. 16.—

The child labor amendment met decisive defeat in the senate yesterday when the two measures proposed were voted down by a good majority.

House bill No. 426, introduced by the committee on resolutions as a substitute for house joint resolution No. 1, was defeated by a vote of 18 to 12, while its companion bill, senate joint resolution No. 3, lost with 20 senators casting negative votes.

Senator Eddy led the fight against submitting the measure to the people, with Senators Butler and Toole lined up on the other side of the matter. The two measures came up under special order of business at 2 o'clock yesterday afternoon.

"It would be foolish to vote for the bill," Senator Eddy declared. "It stands absolutely no chance of passing, as far as the nationwide vote is concerned, and it would be futile to submit the issue to the people of Oregon when practically all other states have defeated it."

"Another thing that causes me to vote against the bill is that it is too wide and sweeping. The statement made by adherents to the amendment that congress would make no attempt to enforce the more rigid parts of the bill, is the strongest argument against its passage. If congress will not enforce the law, why in the name of common sense should the law be enacted?"

Senator Hare spoke on the measure, and made a classification of the senate with regard to the amendment. There were four distinct groups, he stated. Senator Hare was strongly opposed to the measure but was in favor of submitting it to the people for a vote. "This is one particular bill that should be voted on," Senator Hare said.

A strong plea against passage was made by Senator Garland, who stated that too much power had been given to congress already. "We have given the government more power than an autocrat," Senator Garland stated. "Today the president of the United

(Continued on page 2)

PRISON CONDITIONS HELD UNSANITARY

Council Learns Sewage Is Emptied in Mill Creek and Runs Through City

Unsatisfactory conditions existing at the Oregon state penitentiary were aired before the city council at their regular meeting last night. The report of the committee, who made the inspection, disclose that the sewerage of part of the prison drains directly into the mill race, which runs through the city.

The state prison has no charts or maps of the sewers that have been installed during the history of the institution, according to the report made by the committee headed by W. W. Rosebraugh, alderman.

After a full report has been made by the city to the Oregon state health head, Dr. F. Stryker, action will be started to remedy the situation.

Watch Wheel Swallowed By Silvertown Youngster

SILVERTOWN, Ore., Feb. 16.—

(Special to The Statesman)—Little three-year old Alma Marie Beutell swallowed a watch wheel about the size of a dime Saturday afternoon while at play. She was rushed to the hospital at once where an X-ray was taken showing the location of the wheel. It was quickly removed by the aid of a bronchoscope. No ill effects were suffered.

Penniless Miner Is Now Worth Millions; Disappointments Told

SAN FRANCISCO, Feb. 16.— (By the Associated Press).— Thrust by the chance of the law from the life of what he himself calls a "desert rat" into a position where he may soon command millions, George Campbell Carson, 58, itinerant miner and for 15 years the guest of a sailor lodging house in San Francisco because he could not afford no better, was tonight prospecting all of the twists and turns that have brought on his stunning good fortune.

Today by decree of the United States circuit court of appeals, Carson, inventor of two great improvements in copper ore smelting, was virtually put in possession of the fruits of his inventive genius after 19 years of strife and struggle. The court held that

(Continued on page 2)

EUROPE SWEEP BY HURRICANE

Gales and Snowstorms of Extraordinary Character Do Heavy Damage

LONDON, Feb. 16.— (By the A. P.)—For the past 36 hours a large section of Europe, including the whole of Italy, the Bavarian Alps and in a lesser degree, portions of Austria, France, Switzerland, Portugal, Spain and Morocco, have been visited by snowstorms and gales of an extraordinary character, approaching tornado force. These have been responsible for a vast amount of damage to property and crops and unusually heavy delays in the reception of telegraphic dispatches, especially from Italy and the consequent breakdown of telegraphic and telephonic communications.

Gales accompanied by torrential rains and hail are reported from the whole Marseilles district, where the river Rhon is rising with alarming rapidity, from Appenzel canton in Switzerland and from the Salzkammer region of Austria, where a train of the Salzburg Ischl line was blown over an embankment, many persons being injured. All of these districts suffered much damage, and similar gales have occurred in the eastern zone of Morocco. A steamer was wrecked at El Arish with some loss of life.

Marker to Be Placed On Historic Spot Near City

The site of the Willamette post of the John Jacob Astor party of 1812 has been identified on the edge of Salem, according to word received here from the Museum association of Oregon. Plans are underway by which this spot will be designated by a marker.

The Museum association of Oregon is established to encourage and develop the study of ethnology, biology, botany, geology and other sciences. The organizers are to promote the establishment of local museums throughout the state of Oregon. In addition the association will act as a clearing house for information pertaining to museums.

According to those speaking, it is apparent that none of the cities are interested to any great extent and that the estimated cost of 9,400,000 for a steel pipe line to serve 60,000 people was too great to be considered. This means an initial per capita cost of \$12.50, it was pointed out, for the first year alone.

Eugene is not committed to the policy of public ownership, L. E. Bean, former speaker of the house declared. F. E. Callister, of Albany, said that three granges in Marion and Benton county were against the bill as well as Seio, C. E. Ingles, of Corvallis, said that the estimated cost did not include side lines, booster pumps and reservoirs, and that as far as his city was concerned, they had plenty of pure mountain water sufficient for four times the present population. T. M. Hicks, of Salem speaking for the Chamber of Commerce, said that Salem was not interested and refused to contribute its quota toward investigating the feasibility of the project.

Other speakers against the measure were A. K. McMahon, of Albany, former representative; George McLeod; E. J. Robinson, of Aurora; C. E. Wells, of Hillsboro; R. J. Moore, of Newberg, and former governor, Oswald, of Portland. Representatives were present from Brownsville, Junction City, Dallas, Lebanon and Harrisburg, all against the bill.

POLK COUNTY BILL WOULD CUT ACREAGE

House Passes Measure to Provide for Road Building in Neighbor County

Polk county in the future will be 860 acres less in area than it has been if H. B. No. 316, passed by the house, is approved by the senate. The measure provides for the annexation of this portion of Polk county by Lincoln because of a road from Siletz to Norton's which passed through this section of the county. The change has met with the approval of both counties, it is said.

In order to enable a county court to grant a franchise for constructing toll roads, H. B. No. 437, of interest to Tillamook county in particular, was passed. The proposal is to build a road from the Tillamook beaches to Forest Grove, shortening the distance from Portland by nearly 40 miles. The county and state have no funds available for such a road, and it is expected that the road will be constructed by private money, the toll receipts to go for the construction costs.

WAR MOTHERS GET MONUMENT CHECK

Slip for \$1320 Presented at Legion Meeting Last Night; Debt Cleared

On behalf of the American Legion, Biddy Bishop last night presented Mrs. John A. Carson, president of the Salem War Mothers, with a check for \$1320, the proceeds of the dance staged by Capitol Post No. 9, Saturday night, which will complete the indebtedness on the memorial erected on the court house lawn in memory of Marion county's soldier dead. The presentation was made at a joint meeting of the legion and the legion auxiliary.

In appreciation of his efforts as chairman of the dance committee, Bishop was presented with a gold watch by members of the post and the War Mothers. The gift was presented by H. B. White.

Fred Stiver of Pendleton, a prominent Legionnaire, spoke at length on legion activities. The ed States could be defended meeting was followed by a dance, against an air attack.

COLLINS DEAD; WORKERS LOSE IN LIFE RACE

Unexpected Shaft Opens and Reveals Tomb; Explorer Found to Have Perished By Starvation

CAVE CITY, Ky., Feb. 16.— (By The Associated Press).—The quest is over. Mother Earth, after clinging grimly in life and death to Floyd Collins, for more than 17 days, finally surrendered at 2:45 o'clock this afternoon and without warning, opened a tiny hole between a rescue shaft and the natural tomb of the cave explorer.

Peering down this tiny fissure into Sand Cave, the brave workers who waked an unequal combat with the natural forces of the earth, saw that what they had fought so hard for had been lost. Collins was dead.

But they will reclaim his body, only to restore it again to the rugged hills he roamed as a youth and explored as a man.

Statement Made

"Thank God they've found him." This was Lee Collins' single statement when told that his boy's body was found.

A terse statement, signed by the three men who had led scores of others in the long fight, told of the result and paid tribute to their assistants. After describing the break through the roof of Sand Cave and telling of the investigation by Albert Marshall, the statement said:

"His game little partner, Ed Brenner of Cincinnati, whose work has been very conspicuous and of untold value by reason of his small stature and great strength and iron nerve, went down head foremost into this hard arduous pit and with a light closely examined the face and position of the man we understand is Floyd Collins, and called up to Mr. Carmichael, five feet above him, that the man was cold and apparently dead."

The bulletin was signed by Brigadier General H. H. Denhardt, H. T. Carmichael and M. E. S. Posey.

Dr. William Hazlett of Chicago, and Dr. C. E. Francis of Bowling Green, Ky., announced later that from the information they had obtained Collins had been dead more than 24 hours.

Four men were in the shaft

(Continued on page 2)

MAN BELIEVED DEAD ONLY ABOUT 24 HOURS

Hole Must Be Enlarged Before Body Can Be Removed, Report Says

CAVE CITY, Ky., Feb. 16.—

(By The Associated Press).—The quest is over. Mother Earth, after clinging grimly in life and death to Floyd Collins, for more than 17 days, finally surrendered at 2:45 o'clock this afternoon and without warning, opened a tiny hole between a rescue shaft and the natural tomb of the cave explorer.

Peering down this tiny fissure into Sand Cave, the brave workers who waked an unequal combat with the natural forces of the earth, saw that what they had fought so hard for had been lost. Collins was dead.

But they will reclaim his body, only to restore it again to the rugged hills he roamed as a youth and explored as a man.

Statement Made

"Thank God they've found him." This was Lee Collins' single statement when told that his boy's body was found.

A terse statement, signed by the three men who had led scores of others in the long fight, told of the result and paid tribute to their assistants. After describing the break through the roof of Sand Cave and telling of the investigation by Albert Marshall, the statement said:

"His game little partner, Ed Brenner of Cincinnati, whose work has been very conspicuous and of untold value by reason of his small stature and great strength and iron nerve, went down head foremost into this hard arduous pit and with a light closely examined the face and position of the man we understand is Floyd Collins, and called up to Mr. Carmichael, five feet above him, that the man was cold and apparently dead."

The bulletin was signed by Brigadier General H. H. Denhardt, H. T. Carmichael and M. E. S. Posey.

Dr. William Hazlett of Chicago, and Dr. C. E. Francis of Bowling Green, Ky., announced later that from the information they had obtained Collins had been dead more than 24 hours.

Four men were in the shaft

(Continued on page 2)

MONDAY IN WASHINGTON

The nomination of Frank B. Kellogg as secretary of state was confirmed by the senate.

The senate substituted its postal pay and rate increase bill for that passed by the house.

Senate and house agriculture committees continued to hear witnesses on proposed farm legislation.

A bill to increase salaries of members of congress to \$10,000 was reported by the senate finance committee.

Lucius S. Storr of New Haven, Conn., was named "managing director" of the electric railways industry.

Senate Interstate commerce committee approved the nomination of William E. Humphreys to the federal trade commission.

Senator Curtis, the republican leader, announced conditions were such that a farm bill could be enacted at this session.

Proponents of the Howell-Barkley bill to provide means for settling railroad labor disputes abandoned their fight to get action at this session.

Secretary Weeks and Secretary Wilbur were asked by the house aircraft committee to designate witnesses to testify how the United States could be defended against an air attack.