Sentence to Be Passed Upon Joe Walker, of Mt. Angel, Saturday Morning.

JURY GETS OTHERS TODA'

Johnson, Dixon and Andrew Trial Completed Late Tuesday; Arrested Dry Agent Testifies

Convicted in the circuit court on a charge of possession of a still, Joe Walker, declared to be the owner of a liquor plant seized in the Mt. Angel district on April 28, will be sentenced by Judge Percy R. Kelly Saturday morning. The jury deliberated but 20 minbefore returning the verdict.

arrested with him were placed on trial. These are Henry Johnson, Lester Dixon and John Andrews. ate concluded its case at 4:30 o'clock Tuesday afternoon and constitution." counsel for the defense closed at 5:20 o'clock.

All the defendants took the witand, chief attorney for the deknown of the presence of a still on the place, and each stated that he had only been on the place three times, and at each time they GOV. HARTLEY SCORED had spent the entire day fishing They also declared they were going fishing at the time they were arrested, although when questioned by John Carson, district attorney, each admitted that no ing pole, although Dixon declared

Arthur Christensen, one of the officers who made the arrest at ed to the annual convention of the Walker farm, testified in court that body a report closing with VISITORS RETURN HERE yesterday after he had been re-leased from the federal word of the words:

Christensen gave a description of the arrest of the four men, but could not state that he saw any them in the still house, alquestions directed by Attorney catens, Christensen stated that he received \$190 from Sheriff Oscar Bower of Marion county for his part in seizing the plant. He part in seizing the plant. He of men openly hostile to our fedworked under no salary from the services of the department o state. His pay was based on the of the federated industries withsize of each liquor plant raided, out labor being invited to partiand depends in no respect on concipate," are termed examples in victions of the operators of the point. stills. All state men work under the same agreement, Christensen declared, and are paid by the sheriff of the county in which the raid is made.

A. C. Smith, another state man who was present at the raid, took (Continued on page 7)

EENTATIVE PLANS FOR MAIL

ROUTE ARE ANNOUNCED WASHINGTON, July 14 .- (By ociated Press). - Tentative bedules for the eight new air mail routes recently decided upon to connect with the trans-continental service were announced today by Postmaster General New

in calling for bids by September 15 from prospective contractors. An average flying speed of aproximately 90 miles an hour and six round trips a week on each

route are required. The Pacific coast route schedule calls for a plane to leave Seattle 9 a. m., Portland 10:55 a. m., Medford 1:50 p. m. Departure from San Francisco will be at midnight with arrival at Fresno at 2:10 a. m., Bakerstield at 2:55 a. m., and Los Angeles at 5:25

game in Battery park today, John on duty who ordered Cammack A. Williams fell into the Hudson lowered said "there seems to be river from a tug and was drowned. signs of life,"

FOREIGN SHIPS ALLOWED TO CARRY LIQUOR, HELD

JUDGE DECLARES U.S. COURTS CANNOT ENFORCE LAW

'Moist" Treaty With England Is Upheld: Injunction Denied By Jurist

NEW YORK, July 14. -- (By Associated Press).—A test attack upon the so-called "moist" treaty with Great Britain which permits vessels of foreign registry to bring liquor under seal into United States ports falled today when Federal Judge Mack ruled that the federal courts are with out power to compel officials to enforce penal laws.

Judge Mack ruled that whether or not the treaty is contrary to law and the constitution, the courts cannot order enforcement of the penal laws.

The suit was brought by members of the Neptune association of tions. masters and mates in indictment to have an attempt to have the treaty declared unconstitutional, diate relief from the temperatures honor of Mrs. McCluer tomorrow The plaintiffs, all interested in which ranged from 90 degrees to noon, at the Gray Belle, at which Immediately following the con- American shipping, said that ships viction of Walker, the three men flying the American flag were being damaged because passengers preferred to travel on British tional deaths from the heat yesterships to obtain liquor beyond the day and today with slightly lower Their case will go to the jury this three mile limit. They asked for morning at about 10 o'clock. The injunctions restraining British er readings at Salt Lake City ships "from violating the law and showed a temperature of 105 at

The injunction was denied. Judge Mack would intimate no opinion as to the treaty's consti- went skyrocketing for the third ss stand, and under questions tutionality. He held that the successive day. Readings in sked by William Gatens of Port- damages alleged to have been in- Rocky Mountain cities ranged flicted resulted not from the fact from 96 at Denver to 104.6 at fense, all denied ever being in that British ships brought liquor Sheridan, Wyo. the still house until after their into port, but from the fact, so it arrest. Each declared he had not appeared, that passengers preferred British ships.

LABOR COUNCIL DECLARES GOVERNOR WHAL BE OUSTED

ABERDEEN, July 14 .- Deliv- Texas. ering a broadside against Governor Roland Hartley as "labor's most vicious enemy' the executive Associated Press.) -After registercouncil of the Washington State Federation of Labor today present-

the Portland jail on \$500 bond. "So universal has become the He was being held on a charge public hostility towards the gov-of having held out some of the as to his being removed from of-Paul still. He was stripped of his fice by one method or another state badge, issued under Gover- long before his term expires, and

The report recites labor's oppo 1924, and declares that "everybe plant was operated. Under by his own activities since assum- as hotel rooms were concerned. state, he said, but operated under conferences in Chamber of Com- one car said, "and we struck back they are called upon to do so, they ficiently to make it possible to an agreement with sheriffs in the merce rooms under the auspices here as soon as we found we will be paid at the rate of time keep one machine at North and cattle, are still below the normal

TURNER IS PRESIDENT TRADES AND LABOR COUNCIL HOLDS ELECTION

James Turner, a member of the butchers' union, was last night elected president of the Salem Trades and Labor Council for the SCHEDULES GIVEN next term. He defeated C F. Loveland, a past president, by the margin of a single vote. J. G. Taylor was elected vice president and Clarence Townsend re-elected secretary-treasurer. Other officers elected were F. W. Sears, sergeant at arms; Fred Leisi, reading clerk and Roy Blodgett, Archie Elliott and Business Agent S. B. Davidson, trustees.

Delegates to the State Federation of Labor at Marshfield will be James Turner and S. B. Davidson. Mr. Davidson, the business agent, gave a detailed report of his activities during the past few

SUICIDE IS WITNESSED

JAILERS SEND FOR SUPERIORS INSTEAD OF SAVING MAN

SEATTLE, July 14 .- At an in-The northbound plane will quest into the death of Clifford eave Los Angeles at midnight, Cammack of Carbonado, Wash. Bakerstield at 10:45 a. m., Fresno who hanged himself in the city at 3:30 a. m. and arrive San jail here Friday, it developed to-francisco at 5:25 a. m., leaving day that Cammack's body hanging there at 6 a. m., with arrival at in a cell was observed by two jail-Sacramento at 7:05 a. m., Meders and that the jailers instead ford 10:35 a. m., Portland at of rescuing him, sent for their suford 10:35 a. m., Portland at of rescuing him, sent to.

1:30 p. m. and Seattle 3:10 p. m. periors. Demand was made upon
the city council for appointment NEW YORK, July 14.— (By hour shift in the jail building. sociated Press).—Attempting to Lieutenant Smith testified that ich a foul ball in a baseball Dr. Thomas P. Ratigan, interne

TAKE TOLL OF LIFE

Seven Deaths Reported n St Lous: Salt Lake Mercury Hits 105

DALLAS RECORDS BROKEN

Texas City Swelters When The mometer Climbs to 105.4 Degrees; Thunder Storm Is Relief

CHICAGO, July 14 .- (By Asse clated Press.)—Hot weather in the add its toll of deaths and prostra-

Weather predictions tonight tinguished visitor. showed little indication of immemore than 100, except for thun- all War Mothers, whether memdershowers in some sections.

St. Louis reported seven additemperature today. Official weath-2 o'clock, the highest recorded there in years while in the Rocky Mountain region temperatures

Chicago, in the midst of the hot zone, continued today to enjoy moderate temperatures, due to a breeze blowing over the city from the lake.

All Dallas heat records were broken when the official thermometer registered 105.4 this afternoon. Rain and some sections

PHOENIX, Ariz., July 14.—(By will be rebuilt immediately. (Continued on page 2)

SALEM ACCOMMODATES DELE GATES TO ELKS CONVENTION

With Portland crowded as a result of the Elks convention, and and prescribing regulation opening no hotel accommodations avail- and closing hours have been prepossibly before the present year is able, visitors to that city last pared by the butchers' union and night retraced their travels as far will be submitted this week. The as Salem in an effort to find a proposed new scale is effective sition to the Hartley candidacy in place to sleep. Several automobile August 1. parties returned here last night, though he did see them running thing that labor has charged after having discovered that Oreaway from the granary in which against Hartley has been proven gon City was also filled up, as far

NATIONAL WAR MOTHER VISITING SALEM TODAY

MRS. MARGARET N. McCLUER DUE AT 6 O'CLOCK

Reception Planned For Willson Park; State Board to Meet on Thursday

Mrs. Margaret N. McCluer of Kansas City, national War Mother of the American War Mothers' organization, will arrive in Salem tonight at about 6 o'clock.

The members of the local chapter have been very busy planning for her entertainment. A reception will be held in her honor this evening in Willson park from 8 to 10, during a part of which time the fountain will play. There will also be music.

All War Mothers are expected to be present, and the members middle west today continued to of all patriotic organizations are also invited, as well as all friends who may wish to meet this dis-

There will be a luncheon in bers of the local organization or not, are invited to be present.

Band. Reservations for the luncheon should be made as early as posby phnoing to the Gray

Belle. The luncheon is to be held (Continued on page 7)

MILL WILL BE REBUILT

INSURANCE ADJUSTOR DUE TODAY TO INVESTIGATE

At a meeting of the directors of the Cherry City Milling company, channels and help prevent their whose plant burned Sunday night, it was decided that no definite action could be taken in regard to rebuilding the plant until the reance companies interested was is-

The adjustor will be in the city storms followed the heat in north to investigate the situation today. There is no doubt in the minds of the directors but that the plant

MINIMUM WAGE SOUGHT

BUTCHERS SUBMITTING NEW SCALE CONTRACTS

New contracts providing a minimum wage scale of \$35 a week

Butchers complain that shops remain open from 6 until 9 o'clock at night and there is nothing uni-

and a half.

DAVID AND GOLIATH UP TO DATE!

BOY AND GIRL WORKER IS ELOQUENT SPEAKER

DELIGHTS CHAUTAUQUA

Excellent Program Offered at Afternoon Session by Mixer Concert Trio

DEPOSITOR FOR THE BY PROGRAM FOR TODAY

Junior Chautauqua. 2:80 o'Clock-

Special Children's Feature Margaret Byers and Assisting Artists. o'Clock-

"Daddy Long Legs"-New York's Great Success.

Thursday_Band Day o'Clock-Junior Chautauqua

2:80 o'Clock-Concert, Maupin's Singing Band.

8 o'Clock_ Concert, Maupin's Singing

Vital problems connected with the youth of the country were presented in a dynamic and eloquent manner at the Chantauqua tent last night by Capt, T. Dinsmore Upton, "the big brother of 100,-000 kids," in his lecture on "The Player in the Shadow."

Captain Upton is a recognized expert in playground work and development and clearly showed the value of taking boys and girls at an early age and directing their thoughts and lives into the proper being consigned to institutions.

While Captain Upton's message was to the youngsters, he also gave the parents a great deal to port of the adjustor for the insur- think about. He has unshaken convictions and his general service is for the boy and girl.

In addition to the admirable (Continued on page 7)

\$80,000 EQUIPMENT WILL BE ASKED OF COUNCIL

city council, announced yesterday plex causes, partly the holdover that a recommendation would probably be made at the next meeting of the council for the purchase of two additional pump-

ers for the city fire department. In the recent fire at the Cherry City Milling company plant the ter, probably in a large way at inadequacy of the present equipment was plainly seen, he said. The pressure obtained by the pumping system was hardly sufform. Wages, it is claimed, vary It is estimated that two new helped by the subnormal crops

one at South Salem.

Report for 1924 Leaves Little Room for Complaint Secretary States

FOREIGN TRADE GROWS

Large Balance Shown in Favor of Shipping; Employment Conditions Reported Excellent

WASHINGTON, July 14 .- (By Associated Press.) - Business conditions during 1924 left little room for complaint on the part of the American people, Secretary Hoover declared today in the foreword to the commerce departyear's trade.

Publication of this document book, summarizing statistics of changed to 15 per cent under a production and distribution cover- decision of the court at that time. ing the nation's trade, coincident with an income of foreign trade

In his foreword, Mr. Hoover cited that 1924 had been marked by very complete employment of the country's working force; that agriculture had experienced "some partial recovery from their three years of extreme difficulty"; that transportation efficiency had been high; that buildings and construction had established new records, and that the general production and distribution of articles for consumption had been measurably satisfactory.

There were some less satisfactory elements in the business situation, but the general results were held to be gratifying. "The shipping industry shows

PUMPERS RECOMMENDED Hoover related, "although it has ity. The textile industries ex- court, and it was held that the perienced more inactivity than plaintiffs did not overcome the met before he could make any another manufacturing industries. W. H. Dancy, chairman of the The bituminous coal industry is fire and water committee of the in great difficulties due to comfrom excessive expansion during the war. But generally we have but few difficulties remaining

which can be attributed to the effect of the war. "Agriculture has been blessed with a shift in prices for the betleast reflecting the fact that while the number of farmers has remained constant since 1914, the consumers have increased greatly. abroad and corn prices by crop failures in certain states. The average price of all agricultural produce now approximates the general level of commodity prices. Some farm products, particularly relationship with other commodities, but the shift is constantly in hope for still better conditions for

agriculture. "Our foreign trade for the (cal-(Continued on page 8)

WILLIAM H. ATWELL CHOSEN

GRAND RULER OF ELKS

PORTLAND, Ore., July 14,-(By Associated Press.) -- More than 25 years of active service for the advancement of the Benevolent and Protective Order of Elks, was recognized when the grand lodge reunion, in session here today elected William Hawley Atwell, a member of the Dallas. Texas, lodge, and Judge of the federal court for the northern district of Texas to the office of grand exalted ruler.

The election was unanimous. Judge Atwell succeeds John G. Judge Atwell succeeds John G. husband are separated, and she Price, of Columbus, Ohio, to the highest office of Elkdom. was engaged in picking berries east of the penitentiary. Chicago was designated as the

scene of the 1926 reunion, which

"Every Elk must be not an intermittent, but a continuing gladiator-a foe-of any hand that 15 FIRES ARE REPORTED would seek to play the 'Internationale' in the United States of America," Judge Atwell said in his address. "There is no place in any of the 48 rooms of this great national mansion for red, except as one of the stripes of Old Glory. There must never come a moment of mistaken freedom when we may look on lethargically while the orator, either on the soap box, or caused new blazes and places directly ask a gratuity on the restrum either in open or thought under control were burn-

JUNCTION IS QUASHED

Public Service Commission Cut of 15 Per Cent on Grain Products Stands

An order of the public service reducing hay and grain rates in Oregon, amounting to 15 per cent on grain, grain products, potatoes, onlons and straw, was sustained in the Marion county circuit court yesterday when Circuit Judges L. H. McMahan and Percy H. Kelly dissolved the injunction against the commis sion secured by the Oregon-Wash ington Railroad & Navigation company and other carriers. The sweeping order of the commission involved rates on all carriers. Be cause of its importance it is expected the case will go before the United States supreme court.

A temporary injunction was granted by the circuit court inment's official history of the February, 1924, from attempting to enforce the order of the commission which reduced rates 25 known as the department's year per cent. The reduction was then

The public service commission ordered rates in compliance with figures disclosing a balance of the order of the court at that time \$1,042,681,497 in favor of the and the railroad companies ob-United States in the last fiscal tained another temporary injunction against the enforcement of the commission's order. It was this latter injunction that was set aside.

Arguments advanced by the plaintiff included that intrastate business was so low that a reduction of rates is deemed unreasonable; and that in oral argument much stress was laid upon the alleged fact that maximum joint rates upon a continuous mileage basis are not usually applied to independent connecting carriers and never through a primary market. It was pointed out in the dissolution order that experts differed and that the court was not a rate fixing body. The personal abuse of the counsel ap- creation. not yet reached a basis of stabil- not meet with the approval of the cess of hours which he employed which attends the commission's action in regard to a continuous mileage basis.

BRYAN POLICY FAVORED outside Rhea county, that if the

EDIAN, WOULD CAST VOTE BARTLESVILLE, Okla., July 14 vout appeal. In filing this moers, Broadway cowboy-actor, says tion, Arthur G. Hays, for the de-(By Associated Press.)-Will Rog. fense, was interrupted by the obhe has not voted in Oklahoma for jection of Attorney General Stewyears, but that he will be glad art, who declared that the court to come back and vote for himself at this stage was not an assembly if he is entered next year in the met for the purpose of hearing a race for governor.

In a telegram today to J. S. enterprise, referring to a recent report that he was being "boomed" for governor, Rogers said:

"I haven't voted in Oklahoma for years because you never had the right man up for me to vote the direction of equality and gives for. Put me up for governor and see how quick I'll come home and vote for myself! That's what Bryan used to do and look where he is today. If any campaign funds have been raised kindly that if it should be established send some on now. I have two that the privacy of the court had democrats here in New York that been violated he would immedi-TEXAS MAN IS ELECTED I can bring out with me. Yours for a better governor's mansion."

IMPROMPTU DUEL STAGED

SHOTS EXCHANGED EAST OF PRISON LAST NIGHT Jealousy is blamed for a shooting affair last night in which sev-

eral shots were exchanged but no

damage done, according to offi-

cers who investigated.

Harry Rich, former owner of the Terminal cigar store, hearing that a man, whose name could not be learned last night, was paying attention to his wife, decided to Olympia Priday on the appeal investigate. Mrs. Rich and her

Just who fired the first shot is not known, but Rich's dueling will be held in July, and will be mate possessed a German Luger featured by the dedication of the gat. Rich started to run but fell. new \$4,000,000 national memorial it was at first believed he was headquarters, now under construct hit. Rich is said to have come to Salem and later left for Port-

IDAHO NATIONAL FOREST RE-SERVE HIT BY BLAZES

Third Day of Trial Ends in Torrid Session: Counsel Clash on Prayer

COURT CONTEMPT HINTED

Is Rapped by Judge; Committee Is Appointed to Hear Case

DAYTON, Tenn., July 14 .- (By the Associated Press.) - The third day of the Scopes evolution trial ended amid stormy scenes late this afternoon without the jury having been sworn in, and before Judge John T. Raniston had aunounced his decision on the defense motion to quash the indictment, "It was a stormy day." the judge remarked, as he left the bench. A moment earlier he had warned news reporters of possible contempt of court proceedings, because of publication of stories intimating the judge would deny the defense motion to quash. A committee of newspapermen was appointed to investigate the premature publication.

A statement from a correspondent of the International News service was heard by the committee and it announced it would report to the judge tomorrow.

The storm occurred at the end of a long, hot day, awaiting to learn what the court would do in response to the defense's attempt to end the trial by establishing the unsoundness of the indictment and the unconstitutionality of the Tennessee anti-evolution statute. The law in question says that public school instructors shall teach no theory of evolution which denies the Biblical story of man's

When the judge at length enpre presumption of regultrity houncement by the filing of a de-

morning prayer be discontinued. In addition, the motion asked and supported its request with a signed petition from churchmen WILL ROGERS, COWBOY-COM- praper opening should be contin-ued the court permit some minlater of beliefs other than those of fundamentalists to lead the de-

The prosecution's objection was Leach, editor of the Bartlesville interrupted by Dudley Field Malone, defense lawyer, and a sharp exchange of words flew between the two.

At this juncture the court announced he would not publish his decision on the quashing motion until tomorrow, explaining he had been informed that certain news reporters or services had presumed to forecast the tenor of his ruling and had dispatched news reports to this effect. Declaring ately institute contempt of court proceedings against the accused

The issue over opening of court with prayer appeared at the be-ginning of today's session when (Continued on page 8)

HART CASE IS STUDIED EX-GOVERNOR FACES CHARGE OF ATTEMPTED BRIBERY

TACOMA, July 14 .- In anticipation of making his argument before the state supreme court at court here early in June que a criminal indictment again

purpose of hearing extra which the court was

in secret, attacks the fundamenting again tonight, forest officials that there was an understandly talk of our government and gives reported. More than 200 meg are that he would not do an act a utterance to treason."

fighting the fires, violation of his official duty.