

SEVENTY-FIFTH YEAR

JUSTICE COURT FEES SAID TO BE ILLEGAL

Circuit Judge L. H. McMahan as Private Citizen, Attacks System

28 ITEMS SAID ILLEGAL

Over \$100 Is Pared From Total Bill of \$117.25; Custom Declared Started Many Years Ago

Questioning the legality of fees charged the county by the justice court of the Salem district, Circuit Judge L. H. McMahan, acting as a private citizen, yesterday presented to the county court a letter urging that the bills be disallowed. In his letter Judge McMahan listed 28 bills for fees which he had picked at random from the claims. According to the transcript prepared, a total of \$117.25 in fees was claimed by the justice court from these 28 bills. In his communication to the county court, Mr. McMahan declares that over \$100 should be disallowed because of illegality. In the first bill, for example, listing 23 docket entries at twenty-five cents each, Judge McMahan declares that the law states that only 21 of these should be allowed. The bill originally entered asks for \$5.75 for this item. Judge McMahan says that only fifty cents should be paid.

This procedure, Mr. McMahan declares, has prevailed in the justice courts here for ten or twelve years, and has been followed by all previous officers. In his action, Judge McMahan stated, he is not aiming at Brazier C. Small, present justice of the peace, but at the system in vogue here.

"In justice to the official claiming the various amounts to the payment of which I object, it is only fair to state that he has only followed precedents nearly with age; that they are not established by him," Judge McMahan said. "However, an illegal claim can never ripen into a legal one by lapse of time nor wrongful precedent become a guide for future rules. The measure of your authority to pay any claim is the law, and he who makes a claim must be able to show that under the law he is entitled to payment of the amount claimed. No presumption can be indulged in favor of the claim. On the contrary every doubt as to the validity of the claim presented to you must be resolved against it.

"It is apparently customary for police officers of this city to arrest persons charged with some offense of which the recorder's court has jurisdiction, and the police officers often file these cases with the justice of the peace, and when they are disposed of, and the justice of the peace files claims in this court for fees," Mr. McMahan continues. "These cases should be tried in the police court of this city where the officers are all upon salaries, thus making no expense whatever to the taxpayers. My interpretation of the law is that these made and unnecessary expenses are not properly a charge against the county.

"I also find that search warrants are issued, based upon information and belief. I advise you that no search warrant can be legally issued in this state except

TAX LAW CHANGE ASKED

POWER OF INVESTIGATION WOULD BE GIVEN BOARD

WASHINGTON, Nov. 21.—(By Associated Press.)—Widespread powers of investigation of the administration of the income and other federal internal taxes would be given a select commission under terms of the revenue bills prepared by the house ways and means committee.

While the select committee approved on motion of Representative Treadway, republican of Massachusetts and urged by Professor Adams of Yale university, would be directed to seek simplification of the law, it also would be authorized to investigate and recommend improvements in its administration. An exhaustive investigation already has been conducted into the administration of the internal revenue bureau by a special senate committee and a report is now being written by Chairman Censens, republican of Michigan.

Proposing many changes in the law as a result of the investigation Senator Censens has declared he will seek their adoption at the coming session. The committee which the house members would appoint, however, would not be required to report until January 1, 1927.

This committee would be composed of 15 members named by the president and would include five members of the house, five members of the senate and five outside experts. It would serve without pay.

POTATO YIELD IS HIGH

PROFIT OF \$143,000 REALIZED ON 200 ACRES

SPOKANE, Nov. 21.—(By Associated Press.)—Two hundred acres of potatoes raised near Salmon, Idaho, will yield a profit of approximately \$143,000 to the owners of the two tracts making up the 200 acres. Peter McKinney of Nielsen & McKinney, owners of 120 acres, said today that the yield on their tract averaged 33,000 pounds, or 320 sacks to an acre. He said the 80-acre tract owned by the Shenon Land company averaged 300 sacks an acre. The combined yield of the two tracts was 63,600 sacks

POSTMASTER BOUND IN HOME, OFFICE ROBBED

BANDITS SECURE SAFE COMBINATION, GET \$71,000

Members of Family Are Tied and Guarded While Haul in Stamps is Made

SUPERIOR, Wis., Nov. 21.—(By Associated Press.)—Robbers who engaged their victims in scholarly discussion of poets, music and arts were being sought by police tonight for the robbery from the local postoffice of \$71,000 worth of postage stamps early today.

Five men invaded the home of Charles J. McGill last night, made the entire family prisoners, extracted the combination of the post office vault from Mr. McGill, assistant postmaster and then four of the men robbed the post office while one stood guard.

They obtained \$71,157.04 in stamps from the post office safe, but overlooked \$77,000 in stamps in another safe.

"This is strictly business," the leader told McGill, his two sons, two daughters and another girl who resided with them. "We are not playing. Give us the information we desire and we will not harm your daughters or your home."

The five men bound McGill and his son, Leon, they did not bind the girls, but requested them to be seated on the sofa. Apparently acquainted with the number of members in the McGill family, they waited until the arrival of Emmet McGill, who came in near midnight from a theater. He also was bound. Freda Olson, a Superior normal school student, who resided with the McGills then entered and seeing the masked men, fainted.

With the entire household assembled, McGill was taken into the kitchen where two of the four men pressed guns against him and demanded the combination to the safe. McGill gave the men an erroneous combination and when they asked him to repeat it a few moments later he was unable to remember what numbers he had given. One of the bandits then pressed his gun against him, and cursing, demanded he "come across."

The bandit who apparently was the leader of the group reprimanded the cursing member, McGill then produced the combination after which four men left for the post office building and one remained as guard over the members of the family.

MRS. BOLLING IS CALLED

MOTHER OF MRS. WOODROW WILSON WAS 83 YEARS OLD

WASHINGTON, Nov. 21.—(By Associated Press.)—Mrs. William H. Bolling, 82 years old, mother of Mrs. Woodrow Wilson, died here today after several months' illness from heart disease.

Mrs. Bolling, who had been living in Washington for 22 years, was stricken with pneumonia last June while in Atlantic City and since that time her condition had become worse steadily.

Funeral services will be held tomorrow in the home of Mrs. Wilson, where President Wilson died. Burial will take place Monday in Wytheville, Va., where she was born, and the body will be laid to rest beside that of her husband, Judge William H. Bolling, who died some years ago.

STOPS ON ROAD, ROBBED

TWO MEN OFFER AID; MOTORIST LOSSES MONEY

EUGENE, Or., Nov. 21.—A. E. Lewis of Klamath Falls was held up and robbed of \$55 on the highway north of Eugene late last night, according to a report made to the sheriff here today. Lewis had stopped his car to repair a tire he said, when two men came along in another car and asked if they could help him. When he replied he needed no assistance, one of the men drew a revolver and compelled him to throw up his hands and then took his money, according to his story.

CASE TO CONTINUE

WHITE PLAINS, N. Y., Nov. 21.—(AP.)—Isaac N. Miller, counsel for Leonard Kip Rhinelandt, stated positively today that the Rhinelandt amendment suit would continue Monday.

CHAMBER OF COMMERCE TO DRIVE FOR MEMBERS

WHIRLWIND CAMPAIGN TO BEGIN MONDAY

Three Divisions Plan to Put 250 to 300 New Names on Chamber Roster

With 250 to 300 new members as its objective, the Salem Chamber of Commerce will launch a whirlwind drive on Monday, with all work scheduled to be complete by Tuesday afternoon.

A complimentary luncheon to members engaged in the drive will be given Monday noon, the workers going immediately onto the street in an attempt to gain the new names before nightfall.

Three divisions will enter the field, having as their leaders Edward Schunke, Fred D. Thielsen and Ross G. Miles. Each of these division heads will have the services of 15 captains, while each captain will recruit three or four workers to aid him. A list of prospects will be furnished each team, which will find its work finished when the list suggestions has been exhausted.

Competition will be introduced at the start, for each team will be seated at separate tables at the Monday luncheon, which is for workers only. Each point in the campaign will be explained so that no delay will be experienced in bringing it to a quick conclusion.

Following is the division leaders and their workers:

Miles—Brown, Crawford, Reynolds, Sherman, Giese, Lilquist, Paulus, Sisson, Phillips, Schlossberg, Anunson, Bates, Nelson, Williamson and Lunsford.

Thielsen—Bell, Burns, Molloy, Elker, Gregory, Hamilton, Kafury, Lynch, McGilchrist, Neer, Orr, Smith, Stagg, Vehrs, Barnes.

Schunke—Boardman, Shanks, King, Chadwick, Farrar, Gleason, Kennell, Laws, McAfee, Gregg, Myers, Patton, Jarman, Rankin, Rupert.

AUTOIST DIES IN CRASH

CAR TURNS OVER WHEN TWO WHEELS LEAVE PAVEMENT

CLATSkanie, Or., Nov. 21.—H. E. Robertson, 54, of Oak Point, Wash., was killed this afternoon when his automobile upset coming down the Nehalem mountain road about two miles south of here. Efforts to get the outside wheels back on the pavement caused the machine to swerve suddenly, overturning and crushing the sole occupant of the automobile.

PIONEER WILL BE TRIED

MEDFORD MAN SAID TO HAVE KILLED WIFE IN QUARREL

MEDFORD, Or., Nov. 21.—Omar W. Murphy, a pioneer resident of this city, will go on trial in the circuit court Monday at Jacksonville, on a manslaughter charge growing out of the death of his wife, Ella, last spring, following an alleged beating during a family quarrel.

RECORD CROWDS AT ANNUAL CORN SHOW

Armory Doors Closed at 10 O'Clock Last Night After Busy Three Days

FAIR PROVES SUCCESS

Community Exhibits Greatly Improved; Free Ice Cream is Magnet for Countless Youngsters

With a crowd flowing into the Armory until the aisles were packed almost to a point where navigation was impossible for the last two hours, the Marion-Polk County Annual Corn Show, held under the auspices of the Salem Chamber of Commerce, drew to a successful but reluctant close at 10 o'clock last night. It is estimated that Saturday night's crowd easily broke the Saturday night attendance record at the corn show.

From the time the show opened on Thursday morning until it closed last night the crowds were packed every evening into the Armory, and it is estimated by officials of the local Chamber of Commerce that the attendance this year has been at least double that of last year.

After the doors were closed the Armory was still the scene of a busy flurry. Men and women were rushing about in an endeavor to take down their community exhibits. By Monday noon all of the exhibits will have been removed from the auditorium of the Armory, and the framework of the booths will have been taken down.

It is the general consensus of opinion that the community exhibits this year have been without exception far more artistic and more attractive than they were in the three corn shows held in preceding years. All of the communities exhibiting this year except Scotts Mills have exhibited formerly, and it was obvious that they have profited from experience in realizing how to make their exhibits better. All in all the corn show was acclaimed to be the best organized and the most attractive ever to be held in Marion county. The various exhibitors were heard to remark with satisfaction concerning the show, and to express the hope that they will be able to exhibit again next year.

One of the features that packed the Armory last night for the closing hours of the show was that put on by the Weatherly Ice Cream company, under the personal direction of P. M. Gregory, proprietor. Hundreds of Dixie cups, little cups containing ice cream, were given away, and Santa Claus was on hand to make the presentation. Three persons were kept busy filling the cups for Santa to distribute. The news of the wholesale handing out of ice cream spread rapidly among the youngsters of the city, and it was not long until a host of boys invaded the Armory. Practically every seat in the balcony was in con-

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PERSONAL INCOME TAX SHOWS GAIN

Treasury Receipts Indicate Increase in Revenues Despite Slashing

BUREAU MAKES REPORTS

Total Personal Tax Payments Show Gain of 3.7 Percent for Year of 1924, Over 1923 Incomes

WASHINGTON, Nov. 21.—(By Associated Press.)—Despite a reduction in rates treasury receipts from personal incomes for 1924 are greater by \$25,482,680 than for the previous year.

The total personal tax payment for 1924 is \$689,134,185, or a gain of 3.7 per cent over taxes on the 1923 incomes. The growth in the total receipts occurred notwithstanding a decrease of nearly 400,000 in the number of returns filed, which to September 30 last was 7,289,481.

Statistics of the 1924 income, made public tonight by the internal revenue bureau as the house ways and means committee neared completion of its work on a new tax law, showed an aggregate personal net income of \$25,023,210,893. That amount the bureau calculated, was about three fourths of one percent greater than the net income in 1923.

Thousands of individuals found themselves aligned in new classes of incomes and subject to different rates of tax as a result of the changed exemptions, personal credits and rates made effective by the present law, although the number of persons reporting incomes of \$1,000.00 and over numbered 74 each of the years 1923 and 1924. This class in 1924 includes three with incomes above \$5,000.00, three between \$4,000.00 and \$5,000.00, four between \$3,000.00 and \$4,000.00, 15 between \$2,000.00 and \$3,000.00, 13 from \$1,500.00 and \$2,000.00, and 36 from \$1,000.00 to \$1,500.00.

Deductions for losses in prior years amounted to \$45,000,000 for losses in 1922, \$34,000,000 in 1923 and only \$15,769,000 in 1924.

There were substantial decreases in the number of returns for the classes with incomes from \$1000 to \$4000. For 1923 to a total of 2,215,324 filed returns on incomes of \$1000 to \$2000 while in 1924 the number was 2,350,494. There was a reduction from 2,470,970 to 2,308,862 in the number of returns on incomes from \$2000 to \$3000. Those between \$3000 and \$4000 decreased from 1,125,464 to 1,051,346.

Increases were shown in the number of returns for the class beginning with incomes of \$5000 and extending to the millionaire class. The 25 per cent credit for earned income reduced the government's receipts by \$27,538,273, on the basis of the incomplete figures. That credit was made

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USED CLOTHES PARTY TO MEET NEED OF POOR UNFORTUNATES

Bundle of Clothing or Bedding to Admit Any Child Free to Oregon Theater-Statesman Matinee Next Friday

This invitation, and this appeal, is addressed to the children of Salem, of Marion and Polk counties.

You are all invited to attend a Used Clothes party to be given by the Oregon theatre and the Oregon Statesman on Friday afternoon, next, the day after Thanksgiving.

Your only price of admission will be a bundle of used clothing, or a bundle of bedding that will really help somebody keep warm.

The more children who come to the party, the better the Oregon theatre and this paper will be pleased. This appeal is not made in the name of the theatre or in the name of this paper. It is made in the name of the Associated Charities which yesterday spoke of the poor children and poor elderly people, who do not have enough clothing to keep them warm, whose shoes are worn and leaky, or who have insufficient covering on their beds at night.

CALIFORNIA BEARS ARE PUT TO ROUT BY NEVERS

DASHING STANFORD CAPTAIN HERO OF THRILLING GAME

Palo Alto Eleven Victor Over Berkeley Team by Score of 26 to 14

STANFORD STADIUM, PALO ALTO, Cal., Nov. 21.—(By Associated Press.)—This is the saga of Nevers of Stanford. Neither myth nor legend but a whirling, crashing hurricane that splashed the University of California eleven, backed the fighting Golden Bear upon his haunches, knocked him over his own goal line four times and laid him prostrate on the gridiron in the 32nd renewal of the annual colorful and picturesque "big game" spectacle of Pacific coast football before approximately 75,000 persons.

The score was Stanford 26; California 14.

The victory was Stanford's first over the Bear since 1905 in American football but it was obtained only after one of the most sensational last quarter rallies ever seen on any gridiron. The Berkeley posts, seemingly routed completely by the red shirts of Stanford in the first and second quarters when Nevers and his cohorts accumulated three touchdowns, rallied after half time and during the closing quarter pushed over two touch downs and came within two yards of another before losing the ball through Nevers' tight secondary defense.

Only with the closing gun did the apprehension of Stanford that California might repeat Stanford's achievement of last year when the Cardinals tied the score in the final period, disappear. And then the red shirts celebrated—celebrated the victory that the men of the Stanford red have been hoping and praying might come in each of the past six years, ever since 1919 when Stanford resumed American football. After serpentine over the gridiron, the Cardinal rooters gathered in front of the blue and gold section and ululated. And, to one man—Captain Nevers—the 200 pound fair-haired boy from Santa Rosa, triple-threat man supreme, came the long awaited Stanford triumph he laid. Although Nevers on offense was a terror to the blue and gold, although he handled the ball in some fashion and gold section attack, the red men launched, although he punted for an average of more than 40 yards; although he gained 122 yards from scrimmage and was on the throwing end of four Stanford passes, all of which were completed; it was on

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LIVE TISSUE GROWING

PIECE OF CHICKEN HEART DOUBLES EACH 24 HOURS

NEW YORK, Nov. 21.—(By Associated Press.)—Live tissue taken from the heart of a chicken in 1913 by Dr. Alexis Carrel is still growing under care of Rockefeller institute experts. If it had not been pared down each day, it now would be "a colossal monster," overspreading the entire city of New York, they said today.

The growth of the tissue is so great that it doubles every 24 hours. Motion pictures showing this growth have been taken and are being studied by scientists. As long as the tissue is nurtured and irrigated it cannot die, institute officials said.

THREE HURT IN CRASH

AMBULANCE AND MILK TRUCK COLLIDE; DRIVER HELD

PORTLAND, Or., Nov. 21.—Three persons were injured tonight when an ambulance and a milk truck collided. Frank Robertson, 78, occupant of the ambulance, was removed to a hospital in a serious condition as a result of the crash. Victor Straite, helper of the milk truck, suffered a fractured skull, and Charles Winters, driver of the ambulance suffered cuts and bruises. Henry Freheer, driver of the truck, was arrested on an open charge. Robertson was being taken to a hospital with a fractured right leg received when he was run over by an automobile driven by J. C. Richards, at the time the ambulance and truck crashed.

VALLEY TITLE IS WON BY SALEM HI

Red and Black Football Team Defeats Corvallis High 7 to 0 Saturday

TEAMS EXHIBIT FIGHT

Salem Forced to Fight to Keep Home Team From Crossing Goal; Fumble Mars Chance to Tie

CORVALLIS, Or., Nov. 21.—(Special to The Statesman.)—Taking advantage of every opportunity and with O'Lady Luck herself as mascot, the Salem high school football team cinched the 1925 Willamette valley championship on Bell field at Corvallis this afternoon by defeating the Corvallis high school eleven 7 to 0.

Overestimating their ability and keyed up to a high pitch, Corvallis received the kickoff, touched the pigskin and permitted Salem to recover.

Heartened by the turn of affairs Salem started a march down the field from its 28-yard line and before Corvallis could collect its senses and block the advancing Red and Black warriors the ball was taken across the goal line by R. Lyons. The attempt to convert failed, but an off-side on Corvallis gave the Salem team the extra point, the only score of the game.

Seldom have two teams been more evenly matched. Both made consistent gains through the opponents' lines, but were weak on the defensive. Twice Corvallis threatened, once dropping the ball after it had been pounded across Salem's line where it was recovered by Kelly and then booted to safety. The second chance presented itself in the closing minutes of play when Corvallis, following an aerial attack, came down the field and a pass was muffed on Salem's five-yard line with the way clear to the goal. Salem threatened in the final canto when it attempted a drop kick from the 20-yard line in the last three minutes. Another Corvallis march was nipped when Salem braced on the five-yard line in the second period after Corvallis came down the field, making four and six yards at a down.

J. Drager brought both sides to their feet early in the second quarter when he clocked off 30 yards from a punt formation. The final quarter was the most exciting, a Corvallis pounding of the line netting good gains until a wild punt after Corvallis came down the field, making five yards; two more passes and the ball was in the center of the line.

The punt-out found the teams lined up on the 42-yard line, and after gains by Noeske, the sphere was kicked from Corvallis' five-yard line to the 40-yard line. After the wide drop kick Corvallis took possession of the ball on the 20-yard line and started passing. One good pass, Salem penalized five yards; two more passes and the ball was in the center of the line.

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COURT WITNESS KILLED

GANGBROTHERS INVADE COURTROOM; SLAYER CAPTURED

CHICAGO, Nov. 21.—(By Associated Press.)—Gang warfare invaded a coroner's inquest in Chicago today when Sam Vinci, attending an inquest into the death of his brother, Mike, slain yesterday, shot to death John Minatti, a witness.

For a moment after the crack of the pistol shot, the court room sat amazed as Minatti, who was seated in the front row, scrambled for exits, sitting near Vinci's seat.

Joseph and Peter Vinci, brothers of the slayer and all members of the Vinci family were arrested. Vinci told the police he believed Minatti had killed his brother Mike yesterday. He also maintained that Minatti was implicated in the death of another Vinci brother, slain a year ago.

Vinci shot just as Minatti denied knowing Mike Vinci or the slayer. "When he denied knowing my brother," Vinci said, "I was sure he had killed Mike and I killed him."

"I aimed straight at his heart. I looked around and I was careful that I did not hit anyone else. There is nothing to be sorry for. His death was nothing more than what my poor brother had to suffer."

OFFICERS ARE RECEIVED

DRY AGENTS WERE THOUGHT TO BE CUSTOMERS

MEDFORD, Or., Nov. 21.—In a raid on a ranch in the Sam's valley district early this morning, state and federal authorities seized a 25-gallon still, 300 gallons of corn mash, 42 quarts of high proof moonshine and arrested W. L. Blakeley, owner of the place. Blakeley, according to the officers, thought the raiding party were customers, and invited them into the parlor.

