

**Tribute of Friendship Is Paid Luther Burbank**

Judge Ben Lindsey Pays Sincere Mark of Respect to Wonder-Worker of Plant Kingdom; Burbank Was Most Contented Man in World, Judge Says

SANTA ROSA, Cal., April 13.—(By Associated Press.)—Judge Ben F. Lindsey of Denver, who has transplanted many a drooping human tendril from the soil of the streets and brought it to the fruition of a fine citizenship in the sunshine of affection and understanding, is here today to pay tribute at the simple bier of another wonder worker for human kind, Luther Burbank.

The kindly judge, who changes the nature of the little human plants, and the kindly field worker and philosopher who has drawn a new flora from the soil of his Sonoma fields, were friends of years standing; drawn together through a kinship in growing things, plant and human.

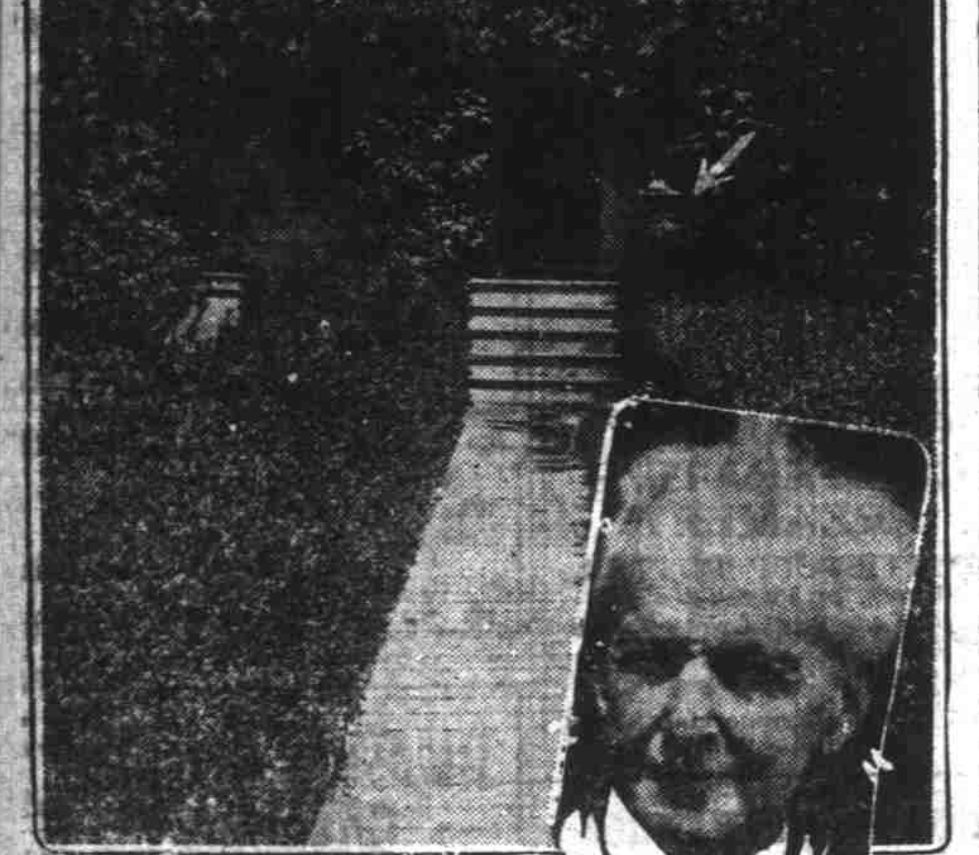
While the judge conversed with his friends in hushed tones men were busy in the gardens across the way digging a grave in the shade of a Lebanon cedar. Out on the highway that fronts the garden a throng of the curious watched, some with hats doffed and heads bowed in the strong April sun.

Tomorrow when the sun is dying out behind the hills toward the coast, the body of Luther Burbank, attended by the Denver judge, the widow and close friends, will be borne across the wide highway to that grave and deposited there without requiem prayer, for he was no believer in the literal hereafter.

"Burbank was the world's most contented man," Judge Lindsey said. "He had more real satisfaction and joy from his work than any other human being."

Referring to the religious controversies that recently swept around Burbank, Judge Lindsey said: "It is a pretty pass when a man cannot air his opinions and views without a flood of criticism such as befell Burbank. We are living in an age of intolerance and fanaticism approaching savagery. What the country needs is brave men who will withstand such criticism. Burbank was one of the greatest prophets of his time."

**Long Illness Fatal to Plant Wizard**



Luther Burbank, world-famed horticulturist, died at his home in Santa Rosa at 12:13 o'clock this morning. This picture of him in his gardens is believed to have been the last taken before his fatal illness. The gardens have been used by him for experimentation for 50 years. His modest home is seen in the background.

**BURBANK DIES: LIFE REVIEWED**

The end came quietly after a two weeks struggle against death, which did not grow hopeless until yesterday. The aged scientist put up a valiant battle and was victorious in several cases when gastro intestinal complications and hicoughing tested his falling strength.

A few weeks ago Burbank created comment throughout the country by declaring that "as a scientist I cannot help but feel that all religions are on a tottering foundation." He also repeated former assertions that he was "an infidel in the true sense of the word."

Most of the comment was in opposition to the horticulturist's statement, a group of Chicago clergymen branding his remarks as "unscientific" and "nonsense," while Chauncey M. Depew, in New York, said he regretted "sincerely that such a prominent man as Mr. Burbank should adopt this attitude, as it is contrary to the sentiment of ninety-nine per cent of the American people today."

Appearing in the pulpit of the First Congregational church in Santa Rosa, Burbank declared he had "nominated" himself an "infidel" so as to cause people to think.

"I reiterate: The religion of most people is what they would like to believe, not what they do believe and very few stop to examine its foundation," he said.

"The idea that a good God would send people to a burning hell is utterly damnable to me. The ravings of insanity; superstition gone to seed. I don't want to have anything to do with such a God. I am a lover of men and Christ as a man and his work, and all things that help humanity but, nevertheless, just as he was an infidel then, I am an infidel today."

"I prefer and claim the right to worship the infinite everlasting almighty God of this vast universe as revealed to us gradually step by step by the demonstrable truths of our savior science."

"Do you think Christ or Mohammed, Confucius, Baal or even the gods of ancient mythology are dead? Not so. Do you think Percival, Marcus Aurelius, Moses, Shakespeare, Spinoza, Aristotle, Socrates, Plato, Empedocles, Humboldt, Darwin, Tolstoy, Franklin, Emerson are dead? No. Their very personality lives and will live forever in our lives and all of those who follow us. All of them are with us today. No one lives who is not influenced more or less by these great ones according to the capacity of the cup of knowledge which they bring to their ever-flowing fountains to be filled."

"All plants, animals and men are already in eternity traveling across the face of time, whence we know not, whither who is able to say. Let us have one world at a time and let us make the journey one of joy to our fellow passengers and just as convenient and happy for them as we can and trust the rest as we trust life."

"Let us read the Bible without the ill-fitting colored spectacles of theology just as we read other books, using our own judgment and reason, listening to the voice within—not to the noisy babble without."

Following this, the naturalist claimed he had the power to cure the ill by the "laying on of hands."

"Why, many years ago my nearest neighbor was dying," he was quoted as saying. "Four doctors had given him up. He sent for me and I went to his bedside. He told me 'I am going to die tonight.' I told him 'you are going to get well. Tomorrow morning I will see you at your wood pile as usual.' He was there the next morning. That is only one of so many cases."

Asserting the "power" was not supernatural, he added: "And bear in mind that I will not allow the afflicted to be brought to me; I can not have my door thronged with patients. I am far too busy to take on any more work than I have now on hand."

The end came at 12:13 a. m.

He was 71 years old.

Funeral services will be held at 10 o'clock tomorrow morning at his home in Santa Rosa.

**GLORY TO SEEK SOLONS HONOR**

Mayor Will File Today or Tomorrow for Lower Legislative House

FRED TOOZE ENDORSED

John B. Giesy, mayor of Salem, will today or tomorrow file for the lower house of the legislature, submitting his name to go on the republican ballot for the May 21 primaries.

He has been urged to this action from various sections of the county, and by his Salem friends, because of the fact that he is familiar with the affairs of his state and county, on account of his long connection with the state industrial accident commission, for years on the road, and later in charge of the correspondence part of one of the divisions.

He has also been urged from different sections of Salem to stand for reelection as mayor, on account of the principles of economy and law enforcement and general efficient service in the city's affairs for which he has stood. But he has concluded that four years in this service is all that ought to be expected.

This will leave T. A. Livesley and Earl Race as the only candidates for mayor in the May primaries, which will conclude the issue unless another candidate shall appear and no one have a majority of the votes. Then the two highest would try for the conclusion in the November election.

Unanimously endorsing Fred J. Tooze, candidate for republican nomination as state superintendent of schools, the International Union of Steam and Operating Engineers, local number 879, of Salem, on Monday evening, and the Salem Labor Council, on Tuesday, passed the following resolution:

"Fred J. Tooze, candidate for nomination for state superintendent of public instruction in the May primary having always shown in the press, in the legislature, in public address and elsewhere genuine interest in the welfare of those engaged in industry; and, being thoroughly qualified by educational training, experience and character for the office of superintendent of public instruction;

"And possessing thorough knowledge of all current educational issues and definite policies concerning them which mean the best possible opportunities for all citizens—youth and adults—of the state;

"Therefore, be it resolved that we hereby endorse and support the said Fred J. Tooze for nomination and endorsement came without solicitation by the candidate.

**HEARING DATES SET BY SERVICE GROUP**

Grade Crossings at Fourteenth and Oak, and in West Salem Scheduled

Rates and service of the American Railway Express company will be considered at a hearing to be held in Salem next Thursday. The hearing was ordered by the public service commission. Other hearings set by the commission Tuesday follow:

Salem, April 19, investigation of condition of grade crossing at Fourteenth and Oak streets in the city of Salem. April 19, Salem; application for grade crossings at West Salem. April 22, Portland; complaint of Huber commercial club against PSL&P company.

April 23, Portland; arbitration of demurrage charges involving Hicks Lumber company and Oregon-Washington Railroad & Navigation company. May 5, Portland; oral argument on application for grade crossing in Washington county. May 5, Portland; filing of application for grade crossing at Fourteenth and Oak streets in the city of Salem.

Conservative road construction. Adjust automobile licenses. Oppose peddlers' license applying to traveling salesmen.

Adequate provision for retiring bonds. Issue no free tax bonds. Fish and game commission function for people and not as political machines.

Play fair with ex-service men. Maintain high standard of public schools and institutions of higher learning.

Mr. Patterson requested that the following slogan be printed after his name on the official ballot: "Will devote all my time to the state business, not to politics."

Other candidates who filed declarations of candidacy here Wednesday follow: Harry E. Tucker, Albany, republican; candidate for representative in the legislature for the second district, comprising Lincoln county.

**HERRIN CHECKS LIST OF DEAD; ELECTION FEARED**

FACTIONAL STRIFE MAY COME TO HEAD ON TUESDAY

Proclamation Taken for Coming Election; 49 Killed Since February, 1924

HERRIN, Ill., April 14.—(By Associated Press.)—Tallying on death's scoreboard the results of the sixth inning of its civil war, Herrin viewed with foreboding today an approaching city election next Tuesday, and appealed to military force to remain in control of the city until the vote is taken.

A county and state primary yesterday was the occasion of a renewal of the factional strife which had been dormant since thousands of residents of the community "got religion" in a revival meeting a few months ago, and six men died in a gun battle in front of a voting place at the Masonic hall.

While Mayor Marshall McCormick was appealing to national guard officers to keep militiamen in the city until next Tuesday's municipal election is over, Coroner George Bell of Williamson county, reached the scene and called an inquest for Friday over the corpses of the slain yesterday.

Each faction of the clan group and the other political enemies dead in the latest episode of Herrin's long tragedy, and 19 had died in the civil war since February, 1924. Yesterday's shooting marked the sixth time the factions had "shot it out" in 26 months.

Of the 19 slain, 11 victims have been klansmen and nine anti-klansmen. Bitter enmities arising out of liquor raids led by the late S. Glenn Young more than two years ago are blamed specifically by friends of the Klan victims for the shooting.

Mayor McCormick called the motive "revenge on the part of bootleggers and others." Mrs. Ben Sizemore, widow of one of the slain klansmen and an eye witness, said the assailants "sawed" in the night to kill John Ford, former police chief, and reported cyclops of the Herrin Klan, whose brother is one of the dead.

Ford has declined to talk until he faces the coroner's jury. Arlo O. Boswell, state's attorney and a klansman, said the shootings were for the purpose of intimidating voters, and declared they would not have happened "if the mayor, chief of police and sheriff had done their duty."

Oren Coleman, the candidate endorsed by the Klan, was nominated for sheriff by the republicans with a large plurality of six opponents. He is a former school teacher and a war veteran.

It was believed tonight that the guardsmen, in Herrin for the eighth time in four years, will return for another year and consideration is being given to Mayor McCormick's plea that a few guardsmen be posted indefinitely in the town. The mayor expressed the belief that neither faction would fire upon a uniformed soldier.

The mayor told today of refusing, early yesterday, offers of deputy sheriffs from Sheriff George Gelligan, avowed anti-klansman. He feared, he said, that the sending of deputies would add fuel to the fire, and Gelligan asserted that no arrests had been made tonight and none are in prospect pending the coroner's inquest.

The mayor's version of the trouble at the Smith garage, which was preceded and is believed to have led to the Masonic hall shooting, said: "Things seemed orderly until about 2:30 p. m., when Joe Brasher, going home, started past the Smith garage and was seized by a man at the garage and badly beaten. Some shots were fired from the garage, according to reports, and deputy sheriffs moved in the direction of the garage and were met by heavy firing, which they returned and then went back to their headquarters at the European hotel."

Sheriff Gelligan, however, said he had deputized nobody to serve as a special sheriff at the Herrin polls and declared he knew none of the dead anti-klansmen except one, who had been in the county jail.

**INJUNCTION PLEA IS HIT**

CITY ATTORNEY HOLDS AP-PRaisal CAN BE MADE

City Attorney Fred Williams in his brief in the T. E. Waldorf vs. city case declares that Waldorf cannot demand injunction forbidding the city's paying Stevens and Koon for the survey of the Salem Water and Power company's plant unless he can show that the payment would increase his taxes.

"It is just as reasonable to suppose," declares Williams, "that the plaintiff would be benefited by the survey as it is to suppose that he would be damaged by it."

The only issue, as Williams sees it, is whether or not the city has a legal right to enter into the contract with the engineers for the survey.

**Armed Bandits Terrorize Voters at Chicago Polls**

Several Wounded by Bullets; Bahot Boxes Are Stolen by Gunmen; Hundreds of Police Are Rushed to West Side Precincts to Restore Order

CHICAGO, April 13.—(By Associated Press.)—Shootings, sluggings, ballot box thefts and terrorizing of election precinct workers by Chicago gangsters featured today's primary here.

Disorder in one west side ward became so pronounced late in the day that hundreds of extra policemen were dispatched there after nearly a score of reports of violence were received from nearly every polling place in the ward within two hours before the polls closed.

One man was shot and seriously injured by a policeman who tried to stop a factional fight and was set upon by both sides in the controversy. One of the boldest ballot box thefts occurred in the 24th ward, scene of disturbances throughout the day, when 12 armed men in three automobiles entered a polling place, forced the occupants into another room and scooped up all the ballots in sight and fled.

Later election officials said most of the ballots were blanks. Almost simultaneously seven armed gangsters raided another precinct in the same ward and took all the ballot boxes.

In another outbreak, earlier in the day, a policeman was severely beaten while trying to quell a disorder in a polling place. A balmy spring day aided in bringing out what election officials considered as a heavy vote for an off year primary election although it was believed not more than half of Cook county's nearly 1,200,000 registered voters had gone to the polls.

Late in the day several election officials and watchers in various precincts had been reported kidnapped and spirited away by bands of gangsters as they were preparing to count the ballots.

Several arrests were made when it was charged that voters were duplicating their ballots, first voting in one ward, then going to another and voting under the name of some registered voter who had not put in an appearance.

**YMCA FURNITURE REACHES SALEM**

C. S. Hamilton Co. Unloads Car, Hauling Articles to Building

A large car of furniture was received Tuesday by the C. S. Hamilton Furniture Co., and hauled to the new YMCA building.

It consisted of fine overstuffed furniture for the reception rooms, desks and writing tables, and furniture for about 40 dormitory rooms. Also there were rugs, carpets and linoleum for various parts of the building.

This car contained practically all of the furniture for the building except for a few items which were purchased from other local firms. The contractors are pushing the work and the building should be ready for occupancy soon.

**DRY LEADERS MAKE TOUR**

NEWELL AND LEVENS START TRIP OF INSPECTION

PORTLAND, April 13.—(By Associated Press.)—W. K. Newell, deputy federal prohibition director for Oregon and W. S. Levens, state prohibition director, are on a tour of inspection through central and southwestern Oregon. They plan to go south from The Dalles to Bend and Klamath Falls. Most of the cities of southwestern Oregon will then be visited before they return to Portland.

**RESIGNATION DEMANDED**

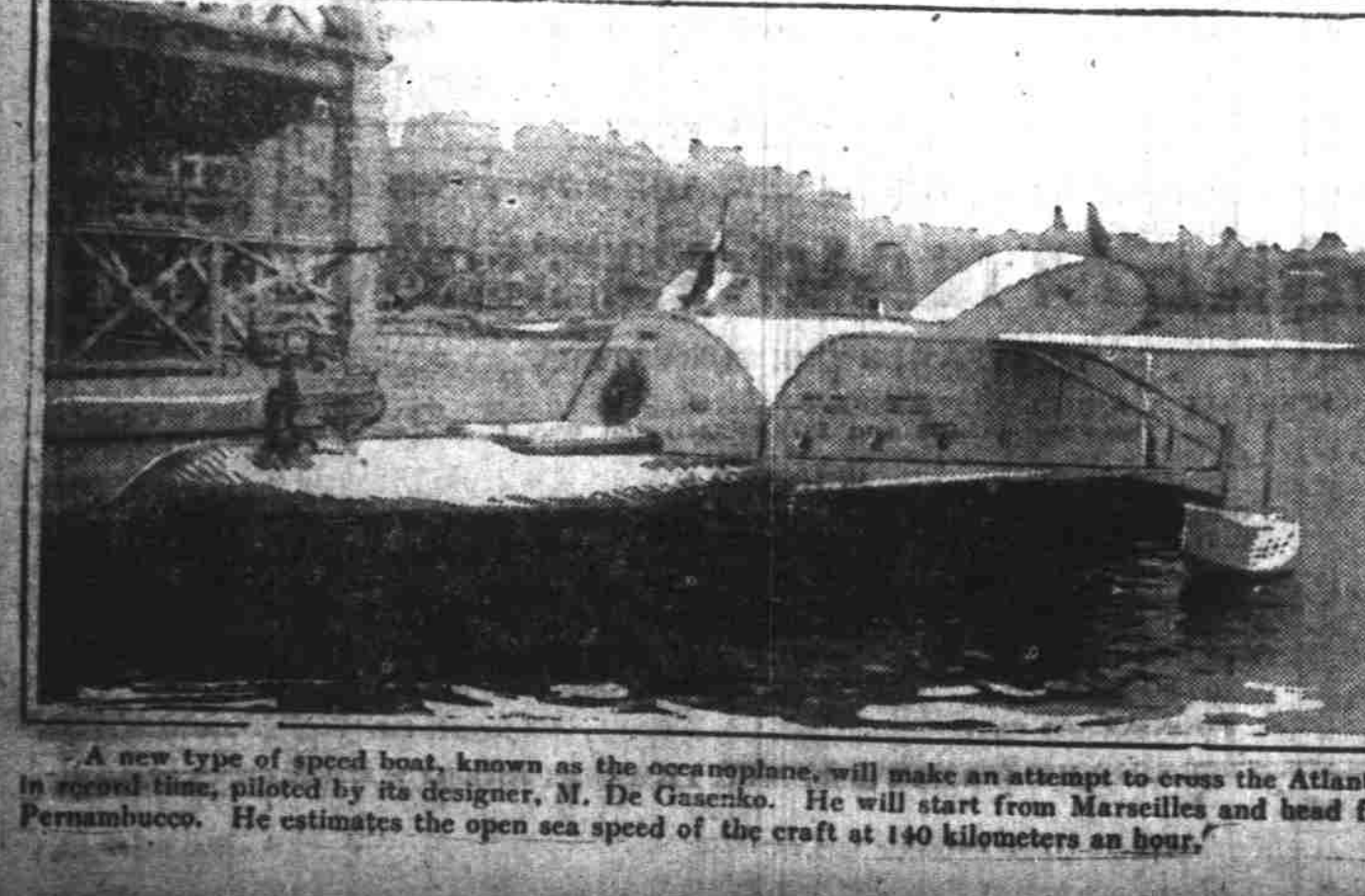
LOS ANGELES, April 4.—(By Associated Press.)—Resignation from his post as pastor of the First English Lutheran church of Los Angeles by May 15 or summary dismissal by October 15, was the sentence imposed today upon Rev. William S. Dyringer, convicted yesterday by a church trial board on charges of insubordination and conduct contrary to church regulations.

**Britain and U. S. in War in Chicago Courtroom**



Another war between Britain and U. S. is being fought in a Chicago court room, where Countess of Suffolk and an array of titled heirs are endeavoring to prove mismanagement charges against the Countess' brother, Joseph Leiter, who is trustee of \$90,000,000 estate left by his father, Levi Leiter, self-made man. Mrs. Colin Campbell of London, another sister of Mr. Leiter, is defending him against the allegations. Photos taken in courtroom show Countess of Suffolk and Mrs. Campbell (left) with Mrs. Leiter and her husband.

**"Sea Flea" to Try to Set Transatlantic Record**



A new type of speed boat, known as the oceanplane, will make an attempt to cross the Atlantic in record time, piloted by its designer, M. De Gaenkno. He will start from Marseilles and head for Pernambuco. He estimates the open sea speed of the craft at 140 kilometers an hour.

**AMUNDSEN SHIP LEAVES**

DRIFTER ON FIRST LEG OF VOYAGE TO ARCTIC

OSLO, April 14.—(AP)—The dirigible Norge started for Leningrad at 1:10 o'clock this morning.

OSLO, Norway, April 14.—(AP)—The dirigible Norge of the Amundsen-Ellsworth polar expedition, made ast. to her mooring mast here at 3:15 this afternoon after an uneventful flight from Fulham, England. The Norge started on this journey shortly before midnight last night.