

TIME IS ASKED IN STAGE CASE

Dancy, Patton and Giesy Clash Over City Attorney's Competency

WILLIAMS DEFENDS SELF

Places Full Facts Concerning Connection With Parker Stages Before Council in Confidence Appeal

"I am not afraid to look the stage companies in the eye and tell them they should pay the \$20 fee demanded of them by the city," said Fred A. Williams, city attorney, in defending his position in the matter of the suit brought by the Oregon Stages, Inc., against the city of Salem, at a meeting of the city council last night. "I assure you all, as a man of honor, that I do not feel at all embarrassed in fighting this case for the city before the supreme court."

"In this matter there should be no misunderstanding," stated Williams, in answering the charge that he was employed by the Parker stage company at the present time, and hence would not favor the city if he represents it in the case. "I informed the stage company in February that the city would collect the fee."

"John F. Logan, the company's attorney, then stated that he would seek an injunction in the courts."

"As for my association with the Parker stage company, I once argued a case for them against the city of Silverton. I do not sympathize with the stage company, and my connections with the Parker company at the present time are very slight. When you asked me for an opinion, I did not wish to say that we could enforce this ordinance and find that after I had made such a statement we would lose out in court, and hence I did not commit myself definitely."

"The statement by Williams came as a result of a motion brought by Alderman Hal D. Patton to have an assistant employed for Williams in fighting the stage case in the courts."

"Inasmuch as this is likely to be a fast case," said Patton, "I think we ought to have assistance for the city attorney. As you know the city attorney has stated publicly and privately that he does not think the ordinance can be enforced."

"It would be advisable for us to engage an assistant for the city attorney, as I believe the ordinance can be enforced. It is up to us to see that it is enforced."

After making this speech, Patton moved that the mayor or the ordinance committee be instructed to secure the services of an attorney to carry this case through the courts.

"I am opposed to this," stated Alderman W. H. Dancy. "I think that City Attorney Williams can take care of this matter. I have every confidence in him. He can ably represent us."

"The attorney for the public service commission told me that \$20 is only a regulatory fee," said Mayor John B. Giesy. "I am satisfied, with due respect to Williams that he cannot handle this, as his sympathies are on the opposite side."

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Tuesday in Washington

Senator Borah announced a countrywide Anti-World Court speaking tour.

President Coolidge left for the summer White House in the Adirondacks.

Commerce department asked the attorney general for advice in the Radio control tangle.

Assistant Secretary Andrews has promised to remain prohibition chief until the dry enforcement program had been completed.

Thorough investigation of the alien property custodian office was promised by Chairman Borah of the special inquiry committee.

A recess appointment as Georgia district judge was given William J. Tilson by President Coolidge who recently had withdrawn the nomination.

John D. Rockefeller and his son were disclosed as the heaviest contributors to the Anti-Saloon league and two women were the most liberal donors to the association against the prohibition amendment.

State Hospital Crowded, Patients Will Be Moved

Col. Carle Abrams, Secretary Board of Control and Acting Superintendent of State Employment Bureau for Blind, Reports on Broom Industry

The Oregon state hospital is considerably overcrowded at the present time, according to a report made by Dr. R. E. Lee Steiner, superintendent, at a meeting of the state board of control yesterday. The number of patients was 1886 at the end of June, he stated, and the capacity is not over 1800.

The board intends to correct this condition by transferring 100 patients to Eastern Oregon hospital at Pendleton as soon as the new wing being added there is completed. This is expected to be able to receive patients not later than Sept. 1.

Orders for furniture and other equipment amounting to more than \$6000 have been placed by Col. Carle Abrams, secretary of the board of control. The equipment ordered consists of beds and other furnishings for 250 patients. The new wing of the Pendleton institution has been constructed at a cost of \$225,000. It was formally accepted by the board at its Pendleton meeting on July 9.

Dr. W. D. McNary, superintendent of the Eastern Oregon State hospital, reported that John Rasmussen, a patient, committed suicide by hanging himself on July 1. He tore up the bedclothes to make a rope, tied it around his neck with the other end fastened to the window grating above his head, and jumped off the bed.

Hospital attendants found Rasmussen 30 minutes later, but were unable to revive him. He had been committed from Wasco county in 1924.

Construction of a garage at the state institution for the feeble minded was ordered by the board. The garage will cost nearly \$1000 and will house 20 cars. It will also have storage space upstairs for farm produce.

It developed at the meeting that Carle Abrams, secretary, had been appointed acting superintendent of the state employment institution for the blind, to act during the illness of W. J. H. Clark, the superintendent, who suffered a paralytic stroke recently. Mr. Clark is in a serious condition, but is expected to recover.

The first report presented to the board today by Col. Abrams showed an attendance of 54 blind at the institution and the operation of one of the most successful and prosperous broom factories on the coast. A new roof on the institution's garage and other minor repairs asked for by the acting superintendent were approved by the board.

J. N. Skaffe of Salem, owner of the building which houses Wilson's Bulck garage, applied for permission to connect the drainage for the building's basement with the state sewer which runs down Center street. The plumbing is connected with the city sewer system, but the sewer is not deep enough to drain the

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PHILADELPHIA.—Germany presents, at the Sesqui, a machine which should be of interest to the shade, if any, of Omar Khayyam. The machine is one which produces bread and alcohol at the same time thus providing two

A Jug of Wine, a Loaf of Bread and Thou. The machine utilizes the vapor from the baking bread, cooks it and converts it into 99 percent alcohol.

LONDON.—Prince Henry, youngest brother of the Prince of Wales, has always had respect for Wales' heremanship in spite of — or perhaps because of — his many falls. And now he, too, has taken a glorious fall. During the Army jumping contests at Aldershot his mount was frightened by a dog and jumped erratically, throwing Prince Henry to the ground. He got up again, again, practically unhurt, remounted and later won one of the prizes.

NEW YORK.—Dr. Milton J. Raibeck, specialist in the diseases of the heart, believes that we moderns work too hard, eat too much and exer-

Any Boss! Listen to This!

Close to little. Less work and more play makes Jack a brighter, not to mention a healthier body. Is the Doctor's idea. Long hours in the office are positively dangerous.

WHEAT LOST IN BLAZE

TOTAL OF 200 ACRES BURNED NEAR PENDLETON

PENDLETON, Ore., July 6.—(By Associated Press)—Insurance adjusters today were checking up losses on the E. M. Temple wheat ranch, six miles east of here, where fire last night, believed to have started from sparks from a train engine, destroyed 140 acres of wheat. An adjoining 160 acres of wheat was saved only after strenuous efforts by approximately 100 neighbors and Pendleton citizens. The grain was said to be a total loss.

Approximately 120 acres of wheat owned by R. G. Stilson, Dry Creek, a combine machine, a large barn filled with hay and 40 sacks of wheat also were destroyed yesterday. It was learned here today. The fire started from sparks from the combine tractor.

ANDREWS OFFERS PLAN WILL NOT RESIGN UNTIL TASK HAS BEEN COMPLETED

WASHINGTON, July 6.—(By Associated Press)—General Lincoln C. Andrews, chief of the prohibition force, outlined his plans for reorganization of the dry army to Secretary Mellon today and assured him he would stick to his post until that task was completed.

After conferences with the secretary just prior to his departure for London, Mr. Andrews said he had withheld his resignation and would not alter his decision until he completed the reorganization. "We are going ahead full tilt," he said, "and I will be busy enrolling the 906 men authorized by congress. I have not resigned and will not consider such action until that task is completed. I think I can finish that work early in September."

Los Angeles, Cal., July 6.—(By Associated Press.)—The story told by Almee Semple McPherson, evangelist at Douglas, Ariz., of being kidnapped, tortured and held for ransom below the Mexican border in accounting for her 36 days absence from her Angelus temple here, was in the hands of the county grand jury here tonight for a thorough investigation.

District Attorney Keyes, formally laid the entire matter before the jury today, issuing subpoenas for Mrs. McPherson, her mother, Mrs. Minnie Kennedy, daughter Roberta Semple and numerous others identified with Temple activities to appear before the investigating body next Thursday.

Requests were also forwarded to officials of Douglas, Ariz., and Agua Prieta, to come here and tell of the independent investigations conducted at the border.

Those asked to come here included: Chief of Police Bowden of Douglas; Ernesto Bubion, mayor of Agua Prieta; Sylvio Villa, Agua Prieta chief of police; A. H. Murchison, police sergeant of Douglas; A. R. Hinton, mayor of Douglas; and Miss Merriha Simpson, nurse at the Calumet, Ariz., hospital at Douglas where Mrs. Mc-

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RANSOM STORY TO BE PROBED

McPherson Case in Hands of Grand Jury for Thorough Investigation

CALL MANY WITNESSES

Subpoenas Are Issued for All Those Who Came in Contact With Evangelist in Border Towns

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JEFFERSON MAN PASSES

E. B. SMITH DIES SUDDENLY FOLLOWING OPERATION

E. B. Smith, 43, for several years cashier of the Oregon State bank at Jefferson, died suddenly last night in a local hospital following an operation. He was admitted to the hospital on July 1, and is survived by his wife, Jessie, one son, Edward Doyle, Jr., 8, and one daughter Margaret Ellen, 6.

Announcements of funeral services are temporarily withheld in anticipation of the arrival of Mrs. Smith's sister, a missionary in India, expected to reach here by Saturday. Mrs. Smith is the sister of George Griffith, 575 Court street, Salem, assistant state treasurer.

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LEHMAN SAVES SWIMMER

R. X. MEYERS, CAUGHT BY CRAMP, IS RESCUED

R. X. Meyers, of Salem, lived to go swimming again on Monday, because of the quick action of U. J. Lehman.

Sunday afternoon Meyers fell into 16 feet of water at Hagger's grove, was paralyzed by cramps and called for help. Lehman, in the water, went to his rescue and struggled for some moments to support the sinking man, though both were submerged frequently. Finding that he could not save him alone, Lehman also called for help.

Carried toward shallow water by the current, others succeeded in drawing Meyers from the water.

SUPREME COURT GRANTS EX-SATC MEN BENEFITS

WERE PART OF U. S. ARMY, HIGH COURT DECLARES

Several Thousand Added to List of State Aid and Bonus Eligibles

Men who served in the student army training corps during the world war were members of the United States army, and as such are entitled to all benefits enjoyed by other ex-service men under the state bonus act, according to an opinion handed down by the state supreme court here yesterday.

The court held that the provision of the Oregon statute prohibiting members of the student army training corps from participating in the benefits of the state bonus act is unconstitutional.

The suit to test the constitutionality of the statute barring members of the student army from receiving state aid was filed by Kenneth Bell, an employe of the state industrial accident commission.

It was said that the ruling of the supreme court would result in adding several thousand young men to the list of persons eligible for state aid under the bonus and loan act.

NEW YORK STRIKE HOLDS BOTH SIDES FORESEE VICTORY, REPORTS INDICATE

NEW YORK, July 6.—(By Associated Press.)—Impending victory was seen by both sides as the first day of New York's subway strike drew to a close.

The Interborough Rapid Transit company, operators of the city's principal underground arteries, announced that 592 men were in jobs vacated by the strikers and that 72 of these places were filled by strikers who had returned to work. The total number of motormen and switchmen ordinarily employed is 750. The general council for the IRT announced that service had been cut between 40 and 50 per cent.

FORMER RECORD BROKEN PENITENTIARY AND INSANE PATIENTS TOTAL GROWS

Reports submitted to the state board of control yesterday showed that commitments at the Oregon state hospital for the insane during the month of June broke all records in the history of the institution. There were 98 patients received at the hospital during the month, which brought the total population up to 1886.

The state penitentiary with a registration of 684 prisoners, also has the largest population in its history. Warden Lillie said that as a result of the rapid increase in population it had become necessary to house two prisoners in many of the cells.

In most instances the prisoners received at the institution during the past few months are under 25 years of age.

All other state institutions, with the exception of the schools for the blind and deaf, reported increased populations.

CRATER LAKE POPULAR HOLIDAY CROWDS BREAK ALL PREVIOUS RECORDS

BEND, July 6.—(By Associated Press.)—Crater Lake national park broke all previous attendance records on the Fourth of July week end when 5077 people visited the lake on Sunday and Monday, according to the report made by Will G. Steel, park superintendent, to Bend people visiting there over the week end. Fourteen hundred and thirty-four automobiles were counted.

DRY AGENT LOSES POWER LOSES COMMISSION FOLLOWING FINE FOR DRINKING

Governor Pierce yesterday revoked officially the commission issued to W. M. McMills, state agent, who was arrested recently at Roseburg charged with being drunk and having liquor in his possession. McMills pleaded guilty to being intoxicated in the justice court at Roseburg and was fined \$100.

At the time of his arrest McMills was working out of the district attorney's office at Klamath Falls.

CIVIC MARKET GROUP CHOSEN

Feasibility of Establishing Retail Produce Center to Be Studied

ZONE COMMISSION HELD

Application to Build Combined Theatre, Store and Apartment Building Sent to Committee for Ruling

Possibility of establishing a public market in Salem, where actual producers of food products may sell their goods direct to the actual consumer, will be investigated by a committee composed of Alderman Watson Townsend, chairman; Alderman E. B. Grabenhorst, J. M. Devers, Edward Schunke, and H. D. Chambers, Mayor Giesy announced last night.

Experiments conducted in cities the size of Salem have revealed that public markets have been financially profitable and have resulted in increased profits for the farmers of the territory.

The new members of the city zoning and planning commission to replace those who resigned at the last council meeting will be named in two or three days, according to Mayor Giesy.

A letter from the attorney for Mrs. Andrew Dittmar, stating reasons for her not removing a house which is partly built on the ground intended for North Pine street, was read to the council. The city decided to have the city attorney go on with the case.

Rules were suspended by the council in order to vote on a bill introduced by Alderman W. H. Dancy to regulate the cleaning up of premises on the city and to compel property owners to keep them cleaned up. The bill was passed.

An application to build a combination theater, store, and apartment house on Capitol street between Fairgrounds Road and Hunt street was read to the council. The proposed building is to be of reinforced concrete, two stories high, and 50 by 100 feet in size. It was referred to a special committee consisting of Alder-

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AUTO SMASHUP IS FATAL CHILD DIES AS RESULT OF ACCIDENT ON HIGHWAY

PORTLAND, Ore., July 6.—(By Associated Press.)—Jean Hallowell, four year old girl of Wakefield, Ore., who was brought to Portland suffering from a fractured skull and internal injuries Sunday afternoon following an auto accident seven miles south of McMinnville, died today.

Neil Robinson of Eagle Creek, who was injured in a traffic accident here yesterday, had not regained consciousness tonight after 38 hours of coma at St. Vincent's hospital. Robinson is suffering from a fractured skull and is not expected to live.

A heavy stage on the Portland-Salem line overturned a short distance south of Oregon City last night, according to reports received here today. None of the 24 passengers in the machine was injured. Lee Davis, the driver, reported that he was compelled to swerve sharply as he rounded a bend in the road to avoid striking a group of persons gathered about two wrecked cars on the highway. Before he could gain control the heavy vehicle had turned over into the ditch. The stage was traveling at a moderate rate of speed.

LAD DRAGGED TO DEATH LAD, 8, IS DRAGGED ONE-QUARTER MILE BY HORSE

ALBANY, Ore., July 6.—(By Associated Press.)—Gordon Donald, 8 year old son of Mr. and Mrs. Gordon C. Pike of the Plainview neighborhood, was killed today when he fell from a horse and was dragged one fourth of a mile by the halter rope which became entangled around his body.

RALPH INCE WILL MARRY FILM PRODUCER GETS LICENSE TO WED AGAIN

LOS ANGELES, July 6.—(By Associated Press.)—Ralph W. Ince, motion picture director and producer, brother of the late Thomas H. Ince, obtained a license here today to marry Luella Mender, film actress. Ince would not indicate when the ceremony would take place.

Put Federal Pen Here

The Salem Chamber of Commerce and other local organizations are to be requested to support a movement looking to the establishment of a federal prison in Salem. Reports received here indicated that the government has decided to erect a new federal penitentiary on the Pacific coast and that Oregon would be considered at the time of selecting a site.

It was said that the federal prisons are filled to their capacity and women prisoners are being "farmed out" to state institutions. There are now eight federal prisoners in the Oregon state penitentiary. For the housing of these prisoners the state receives \$40 a month each from the government.

COOLIDGE PARTY LEAVES FOR TRIP TO MOUNTAINS

STATE CARES LEFT BEHIND; RELAXATION DESIRED

President to Return to White House Early in September, He Says

ON BOARD PRESIDENT COOLIDGE'S SPECIAL TRAIN, BALTIMORE, July 6.—(By Associated Press.)—Leaving the heat and humidity of Washington, President Coolidge sped by special train tonight toward the north and the cool woods of the Adirondacks for vacation which is expected to keep him away from the national capital until late August or early September.

So far as possible, cares of state have been left behind with the intention of obtaining a thorough rest after a hard winter and spring, and in preparation for another difficult year with a congressional election in the spring.

Relaxation is desired and the seclusion of White Pines camp on Lake Osgood in the woods which stretch to the Canadian border has been sought as the best way of accomplishing that end.

The vacation atmosphere was quickly apparent as President and Mrs. Coolidge left the White House to board the train at 5 o'clock in the afternoon.

Mr. Coolidge was wearing a dark grey sack suit and Panama hat while Mrs. Coolidge, attired in a yellow and brown georgette dress with a rust colored hat, carried a bird cage with four yellow canaries. The two white collies, Hob Roy and Prudence Prun, were

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Today's Reasons For Driving Carefully

Lewis G. Mitchell, route 8, Salem, was arrested Monday night by the Salem police on a charge of speeding.

Sylvester Scharback of Salem reported to the Salem police that his car was struck by another one at Market and North Winter streets yesterday. No serious damage was done, he said.

The auto was absent on a car driven by F. H. Humphrey of Monmouth when it struck another car on Summer street Tuesday, according to a report Humphrey turned in to the local police.

Orison Cummings was injured in an automobile accident Monday, according to a report turned in to the Salem police. No details of the accident were included in the report.

Herman Folders of route 7, Salem, was fined \$5 for speeding yesterday in the police court.

William M. Kipper was fined \$5 in police court Monday on a charge of reckless driving.

N. Ishida, route 9, Salem, was arrested Monday night for failure to stop at a stop sign.

A Chevrolet coach belonging to Dan Sweeney was stolen on Ferry street between 8:30 and 10 o'clock Monday night, he reported to the Salem police.

Fines assessed to men arrested on speeding charges yesterday amounted to \$28. W. Vokis was fined \$10 and F. F. Fisher and H. Backer \$5 each.

Ralph Wilson, Route 3, Salem, reported to the police yesterday that the truck he was driving was struck by another car. The amount of damage done was not mentioned.

FOUR CONVICTS ARE CAPTURED; AGAIN IN CELL

Youthful Fugitives, Paired Off, Are Taken by Posses Near McMinnville

TIRED AND HUNGRY SHOW NO SIGN OF RESISTANCE

Stolen Guns Are Thrown Away in Flight Through Timber

DOG LEADS TO CAPTURE

Collie Dog Discovers Convicts, Barking Leads to Capture; All Four Men Sent to "Bull Pen"

McMINNVILLE, Ore., July 6.—(By Associated Press.)—After four days of comparative liberty, Richard Moore, Elliott Mitchener, Richard Franzen and Walter Fisher, convicts who escaped from the Oregon penitentiary last Friday afternoon were again behind prison bars tonight.

The fugitives, who had been the objective of a man hunt involving at times more than 100 armed citizens and officers, were captured near here today after they had split up in pairs.

Moore and Franzen were taken about 8:45 a. m., in a heavily wooded ravine about two miles northwest of here. Their two companions gave up when apprehended early this afternoon in a thick clump of bushes, not more than 100 yards off the main highway on the northern outskirts of McMinnville. Neither pair offered any resistance.

The youthful desperados, haggard, sleepy and without food since Sunday afternoon, seemed glad that the hunt was over.

"Me? I'm feeling fine and dandy," said Fisher, declared to be the leader of the quartet, after the handcuffs were snapped over his wrists. "But when do we eat?" he added.

To Rover, the collie dog, owned by Herbert Chegwinn who lives two and a half miles north of here, goes the credit for uncovering the first definite clew as to the convicts' whereabouts this morning. Last seen near the McMinnville high school about 10 o'clock last night, the fugitives disappeared and the posse could locate no trace of them until Rover spotted

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