

The Oregon Statesman

SEVENTY-SIXTH YEAR SALEM, OREGON, THURSDAY MORNING, JULY 8, 1926 [WEEKLY EDITION] PRICE FIVE CENTS

TRY OWN CASE, PIERCE STATES

Portland Graft Evidence Does Not Require Van Winkle's Presence

FACTS ALREADY KNOWN

Spare No Effort in Conviction and Punishment of Guilty Parties, Is Governor's Advice in Note

Governor Pierce, in a letter addressed to Stanley Myers, district attorney of Multnomah county, yesterday refused to send the attorney general of the state to Portland to conduct a grand jury investigation into charges of alleged graft paid to public officials there in connection with the enforcement of the criminal statutes.

"I have considered your request," read the governor's letter, "that the attorney general be directed to conduct an investigation before the grand jury of Multnomah county into the charges of alleged graft paid to public officials of said county and the city of Portland for protection in violating the laws.

"I am informed by those in touch with the situation, and it has been publicly stated, that there is not sufficient competent evidence at hand, at this time other than that which you may have in your possession or is accessible to you to justify my ordering the attorney general to take up this inquiry.

"Evidence procured by investigators made by private citizens covering the activities of gambling houses has been furnished you and indictments have been returned thereon by the grand jury of Multnomah county. Presumably, therefore, such evidence as has been secured is in your possession or is at your command at this time.

"In the prosecution of these gambling cases you will be expected to spare no effort in securing the conviction and punishment of all persons guilty of such crimes, and if you have or discover any evidence of bribery of public officials which you deem sufficient to convict, it will then be equally your duty as district attorney, charged with the prosecution of all crimes in your county, to submit such evidence to the grand jury and if indictments are returned thereon to prosecute such cases to the fullest extent of the law.

"You informed me that the grand jury, under your direction is now in readiness to consider such evidence as may be presented upon this subject.

"For the foregoing reasons it is my judgment that these matters of law enforcement should be left in the hands of the district attorney of Multnomah county and the executive officials of the city of Portland.

PORTLAND, July 7.—(By Associated Press)—A subpoena has been issued for Rev. Clement G. Clark to appear before the Multnomah grand jury and present what evidence he may have of

(Continued on page 3)

PLAN UNIVERSITY TALKS

GREATER OREGON PROGRAMS WILL BE PRESENTED

The programs of the Rotary, Kiwanis, and Lions clubs at their weekly luncheons next week will be given over to the Greater Oregon Committee of the University of Oregon, according to a statement by Herbert Sociolofsky, of Salem, chairman of the committee for this district. Pauline Knowlton and Oray Thompson will assist Sociolofsky in arranging the programs.

Jack Hempstead of Gladstone, a junior at the university, will speak at the semi-centennial celebration there. He is a debater at the university and has considerable renown as a speaker.

M'Mahan Refuses Divorce; Jazz, Liquor Talk Halted

"Neither Party in This Suit Deserves Slightest Sympathy," Declares Court, Advising Tanzers to "Patch Things Up."

Declaring that he had "heard enough" of the testimony, Circuit Judge L. H. McMahan yesterday brought the Tanzer divorce case to an abrupt close by stating that the court would not consider giving either of the parties a decree, and followed this declaration with a scathing rebuke directed at both Tanzer and his wife, in which he remarked that neither were deserving of the slightest sympathy, and would not receive any at the hands of the court. The case was interrupted in the midst of the taking of testimony.

The Tanzer case, which has been pending in the courts for some time, opened Saturday afternoon and was continued over the holidays. The case was filed originally by Teresa Tanzer, who charged that her husband had been cruel and abusive to her and that he failed to support their children. Tanzer immediately filed a counter-complaint, declaring among other things, that his wife had neglected their home and children.

On the witness stand, Mrs. Tanzer charged that her husband was inordinately addicted to the use of intoxicating liquor and that "he got drunk pretty near every night after he came home from work." She heatedly denied, while on the stand, that she had participated in any parties during the period of their separation some time ago, and on cross-examination indignantly declared that she had never used intoxicating liquor.

"Neither party in this suit is deserving of the slightest sympathy," Judge McMahan declared after calling a halt on the testimony. "The court is weary of hearing all this talk of jazz and booze. It seems that all that those interested in the case think about is having a 'good time'." Neither one has the slightest regard for moral responsibilities. The court will refuse to issue a decree of divorce for either party, and wishes it shown in the court records that neither is entitled to a divorce.

"A divorce issued at this time would probably mean that both parties would remarry, start new families and make a mess of things again. Such a situation will not receive the slightest support from this court."

AUTO VICTIM IMPROVING

MRS. MOORE SLIGHTLY IMPROVED, REPORT SAYS

PORTLAND, July 7.—Although still unconscious Mrs. J. T. Moore, wife of Captain Moore of the police detective bureau of this city, injured in an automobile accident at Port Townsend, Monday, was showing some improvement today and hope was expressed for her final recovery, said messages received here.

Detective Robert Craddock, Captain Moore and Mrs. Craddock, injured at the same time were still in the hospital but were recovering rapidly.

LAND AT LAST!

Wires take two lives

MAN 78, AND LAD, 17 KILLED BY POWER LINE

MEDFORD, Ore., July 7.—Killed some time last night by walking against a 4000-volt mill service wire near Hilton, Cal., the body of Lee Watkins, 78, watchman for the Avergris Sawmill there, was found today.

The accident occurred, it is conjectured, as a result of the high-powered line being taken down by a tree which was blown over during a high windstorm last night. Watkins apparently stumbled into the wire.

Asa Sanders, 17, high school student, was killed by a high voltage wire early today at his parents' home near Central Point, while repairing a telephone wire.

BRAVES OCEAN IN SKIFF

ADVENTURER STARTS DOWN COAST IN 16-FOOT BOAT

ABERDEEN, Wash., July 7.—(By Associated Press).—Traveling alone in a 16-foot sail boat, B. H. Allen left Aberdeen last night on a pleasure jaunt to San Francisco. He hoped to cross the bar this afternoon and proceed to Astoria on the first leg of his voyage. Allen has never been to sea and admits he knows nothing about sailing ships. But he thinks by using discretion and not attempting to travel under adverse weather conditions he will reach his goal finally.

DRY WIN 88% OF WET CASES

DRY WIN 88% OF WET CASES

Of 153 Arrested During May, 135 Are Convicted, Report Indicates

\$28,541 IS FINE TOTAL

Critics of Enforcement Find Rate of Liquor Convictions Surpass Record in Other State Crimes

Critics of prohibition enforcement, who maintain that the liquor law has defied prosecuting attorneys of this state, will find interesting reading in the report from 23 counties for the month of May, showing 153 arrests for violations, and 135 convictions.

Of the 153 persons arrested for violations, more than 88 per cent were convicted and paid the penalty required by law.

Grant was the only county in the state that reported no arrests for liquor violations.

Of the persons arrested for prohibition law violations 135 were convicted in the courts. Fines were imposed in the amount of \$28,541.40, while the jail sentences aggregated 4281 days. Of the fines imposed by the courts the defendants paid \$15,338.30.

The officers confiscated 16 stills and destroyed 182 gallons of liquor. Counties that failed to send in reports included Baker, Curry, Harney, Jefferson, Multnomah, Malheur, Marion, Sherman, Tillamook, Union, Umatilla, Wasco and Wheeler.

An effort will be made at the next session of the legislature to make it incumbent upon county officials to send to the state prohibition department a record of all arrests for liquor law violations together with information regarding disposition of the cases.

YOUTH DIES OF INJURIES

HOOD RIVER BOY VICTIM OF AUTOMOBILE CRASH

PORTLAND, July 7.—Niel Robinson, 23, of Hood River, who received a fractured skull in an automobile accident here Monday died at the St. Vincent's hospital today without regaining consciousness. His body will be sent to Hood River for burial.

Sutherland—Three big peppermint stills will be built here, for 300-acre peppermint crop.

CHAUTAUQUA WILL OPEN SUNDAY FOR WEEK STAY

PROGRAMS ARRANGED AFTERNOONS AND EVENINGS

Billy Sunday Tentatively Booked for Wednesday, Schedule Is Given

The Chautauqua season will begin in Salem Sunday, to last until the following Saturday night. Afternoon programs will be at 2:30 o'clock and evening at 8. A Junior Chautauqua will be held in connection, the hours to be announced later.

Billy Sunday, the famous evangelist and ex-baseball player, from Hood River, will be featured in one evening's program, the date to be made public later. It was not known until recently that Mr. Sunday could be persuaded to attend.

The tentative program given out is as follows: Sunday, a special program by the Robert Hayward players; Monday afternoon, Jon Ross Reed concert company in a concert; Monday evening, John Ross Reed concert and Herbert Leon Cope, humorist; Tuesday afternoon, Philharmonic ensemble; Tuesday evening, John B. Ratto in a pageant of world celebrities; Wednesday afternoon, the Immanuel male quartet and Dr. Sudhindra Bose, professor of political economy, on "The Awakened Orient"; Wednesday evening, Immanuel male quartet; Thursday afternoon, Mason Jubilee singers in plantation melodies; Thursday evening, Mason Jubilee singers and J. Smith Damon, in "The Potter and His Clay"; Friday afternoon, Herbert Sprague and Floy Sprague in "Rip Van Winkle"; Friday evening, Herbert Sprague players in "Lighnin'"; Saturday afternoon, Harmony girls; Saturday evening, Harmony girls and Hon. J. N. Norton of Nebraska on "Blocs and Blocks."

LAD 10, IS FIRE HERO

SAVES TWO LITTLE SISTERS WHEN HOUSE BURNS

SEATTLE, July 7.—After he had discovered flames devouring his home here today, 10-year-old Guy Westphalen carried Star, 3 a sister, to safety and then returned to the blazing building and led another sister, Marian, 6, to the street. His sisters safe, Guy rushed to a neighbor's house and telephoned the fire department. Fire engines arrived too late to save the building. The children's parents were absent when the fire started from matches with which the youngest girl was playing.

KILLED BY LIGHTNING

EDMONTON, Alta., July 7.—(By Associated Press).—Andrew Oranczuk and Frank Turdeno, farmers of Mundare, near here, were killed by lightning last night when a bolt entered a window, struck both men and set fire to Oranczuk's house.

NEW THEATER PLANNED

PORTLAND TO HAVE TWO MILLION DOLLAR HOUSE

PORTLAND, July 7.—(By Associated Press).—A two million dollar theatre to cover an entire block, will be erected in Portland by the Famous Players-Lasky corporation, it was announced tonight.

The moving picture concern today closed negotiations for a 35 year lease on a site for the proposed structure. The deal was said to involve in excess of \$11,000,000.

Plans for the theatre, which it was declared would be the most magnificent of its kind west of New York, will be drawn up by New York theatre architects and actual construction will follow immediately. The show house will have a seating capacity of 3500.

PORTLAND GETS MEETING

ADVERTISING CLUBS GATHER IN OREGON IN 1927

SAN FRANCISCO, July 7.—(By Associated Press).—Portland was assured the 1927 convention of the Pacific coast advertising clubs association tonight when Honolulu delegates, headed by Governor Wallace R. Farrington of Hawaii, withdrew their city from the contest. Honolulu delegates have been promised, it was reported, the 1928 convention.

Marshall Dana, associate editor of the Oregon Journal, Portland, Ore., was unanimously nominated president of the organization today. His confirmation and the final action on selection of the 1927 convention city will take place tomorrow.

SYMBOLS FOUND

SPOKANE, July 7.—(By Associated Press).—Discovery of another group of runics dated 1010 A. D., describing Norsemen swimming for their lives across the Columbia river to escape from Indians, was revealed here late today by Prof. Olaf Ojsojn in connection with his invitation to scientists to investigate such markings found in this region.

'HANG DURKIN' STATE PLEADS

Closing Arguments Heard by Jury in Trial of Chicago Bandit

DEFENDENT IS UNMOVED

U. S. Prosecutor Demands Supreme Penalty in Compensation for Death of Federal Officer

CHICAGO, July 7.—(By Associated Press).—Decrying "the maudlin sentimentality of a public that has seized Martin J. Durkin to its heart," Michael Romano, assistant United States district attorney, tonight asked a jury to decree death by hanging for his killing in compensation for his killing last October of Edwin C. Shanahan, federal agent.

Romano opened the final arguments in the trial for murder of the youth who shot to death the federal agent when the latter tried to arrest him for interstate transportation of an alleged stolen automobile.

Durkin sat complacently in his chair as the five week-long murder trial drew toward its close after a day which started with conclusion of his testimony, proceeded rapidly through the hearing of rebuttal witnesses, and found the closing pleas well under way at adjournment. Often with a smile chasing across his features, Durkin heard himself called by Romano "a Sir Gallahad in quest of licentious adventure."

"Will you proclaim to youth," asked Romano, "that crime, given an actorful glamour, is not crime but fame? If you do you will make of every boy a potential Martin J. Durkin."

"We ask that justice be served with the only satisfying penalty in this case, that of death."

After this emotional beginning, Romano launched into the legal phases of the case, and he had not concluded his plea when court adjourned.

TWO FARMERS KILLED

BOTH MEET DEATH IN ACCIDENTS WHILE HAYING

ALBANY, Ore., July 7.—(By Associated Press).—John Custer, 68, a resident of the Lebanon district for more than 40 years and of Oregon for 62 years, was killed instantly today when he fell from a load of hay at his farm five miles northeast of Lebanon, on the Lacombe road. No one saw Custer fall, but it is believed he was jolted from the wagon with which he was hauling hay from the field to the barn. His head is thought to have struck a stump. He is survived by his widow, daughter and two grandchildren.

TRAFFIC MOVING FASTER

NEW YORK, July 7.—(By Associated Press).—Further improvement in traffic conditions were noted by the city authorities today as the second day of the subway strike ended. Better acquaintance of the public with emergency routes and increased service on the unaffected subway and elevated lines were cited as major contributing factors.

COOLIDGE ON VACATION

PAUL SMITH, N. Y., July 7.—(By Associated Press).—Care of official life were cast aside by President Coolidge today as in the seclusion of the forest of the Adirondacks he settled into a vacation arranged so as to give him rest and strength for the year ahead as head of the nation.

PEN BARBERS GET BUSY, CONVICT'S HAIR DOOMED

STRIPED UNIFORMS OUTLINED FOR INCORRIGIBLES

Marion County Grand Jury to Fix Blame for Recent Prison Escape

All incorrigible convicts at the state penitentiary will immediately visit the barber shop and have their hair clipped, then don striped uniforms, in keeping with decisions of Warden Lillie and Governor Pierce, in conference last night. The new order will include approximately 130 of the prison inmates.

Investigation by the Marion county grand jury of the circumstances connected with the escape of four convicts from the Oregon state penitentiary here last Friday got under way yesterday. The investigation was requested by Warden Lillie and other prison officials. Among the witnesses who testified before the grand jury were W. W. Cason, R. F. Ochs and W. B. Cyrus who were employed as wall guards at the time of the break. All three of these guards were discharged for inefficiency.

District Attorney Carson said that a large number of prison employes and convicts had been subpoenaed to appear before the grand jury and that the probe probably would not be completed before late in the week.

The grand jury will attempt to fix the responsibility for the break. The four convicts scaled the wall of the institution unseen by any of the prison officials or guards. They were captured near McMinnville.

LOST SUB IS RECLAIMED

S-51 TAKEN FROM SEA GRAVE AFTER LONG STRUGGLE

NEW YORK, July 7.—The navy's long battle to reclaim its dead from the sea ended today. Torn hull of the submarine S-51, coffin of more than a score of her crew, rested in dry dock in the Brooklyn yard. Nineteen months of heart breaking effort to raise her from her grave beneath the troubled waters off Block Island, R. I., where she foundered when the crew of the crew of the City of Rome cut her open were over.

The slow funeral voyage from the stormy New England coast, which at one point came near another despairing delay, was finished at 11:10 p. m. Five miles from the haven at which the families of the ill-fated crew awaited their dead this morning, the hulk, in tow of a convoy of tugs and salvage vessels, went aground and the waters of the East river closed over her.

The weary crew of the vessels which had brought the submarine from Brock Island, once more took up the grim battle with Davy Jones and aided by high tide achieved final victory late tonight when the submarine was warped into dry dock.

TWO FARMERS KILLED

BOTH MEET DEATH IN ACCIDENTS WHILE HAYING

ALBANY, Ore., July 7.—(By Associated Press).—John Custer, 68, a resident of the Lebanon district for more than 40 years and of Oregon for 62 years, was killed instantly today when he fell from a load of hay at his farm five miles northeast of Lebanon, on the Lacombe road. No one saw Custer fall, but it is believed he was jolted from the wagon with which he was hauling hay from the field to the barn. His head is thought to have struck a stump. He is survived by his widow, daughter and two grandchildren.

Today's Reasons For Driving Carefully

A car driven by James Ferguson of Salem was struck by one driven by E. D. Owens at Aurora yesterday, according to a report Ferguson turned in to the Salem police. Ferguson was driving south on the highway in a string of cars, he states, when Owens came out from a side road and struck his car. The front wheel was knocked off Owens' car, the report states, and a fender and hub cap were bent on Ferguson's machine.

A car driven by W. W. Powell was struck by one driven by a man named Swartz, according to a report Powell made to police here yesterday. The accident occurred on 16th and Center streets. There were no injuries, the report stated.

A Ford touring car was stolen from the corner of Liberty and Ferry streets Tuesday night between 7:30 and 8:30, according to a report turned in to Salem police headquarters. Lloyd A. Lee of Route 5, Salem, is the owner.

A smashed headlight and radiator were damaged received by a car driven by James Campbell of Salem in an accident on Commercial street yesterday, according to a report he turned in to Salem police. R. L. McCready, driver of the other car, was stopped on Commercial street.

(Continued on page 2)

RANSOM STORY QUERY OPENED

Federal Authorities Take Hand in McPherson Kidnapping Investigation

LETTER IS SAID ALTERED

Alleged Tampering With Ransom Note Gets Rise From Federal Officials; Interest Running High

LOS ANGELES, July 7.—(By Associated Press).—An atmosphere of tense expectancy pervaded the entire community tonight as city, county and federal officers threw their combined weight behind the efforts to solve the mystery surrounding the accounting given by Aimee Semple McPherson for her five weeks absence from her Angelus temple pulpit here.

Bolstered up by the action of the United States attorney's office in placing the case before the federal grand jury, district attorney's officers were putting forth renewed efforts to confirm or discredit the evangelist's assertion that she was kidnaped from one of southern California's most popular beaches in broad daylight, spirited away to the desert wastes of Mexico, tortured, threatened with mutilation and held for half a million dollars ransom.

If her story of abduction is substantiated, officials declare no effort will be spared to run down her kidnapers, from whom the famous four square gospel exponent declared she escaped after she had cut the things which held her wrists, climbed out of a window in a shack and made her way by foot for nearly 20 miles through virtually uncharted stretches of cactus and mesquite to the Mexican border town of Agua Prieta, there to unfold her tale after having been mourned as dead by thousands of her followers.

Federal interest in the case was believed to hinge about the alleged tampering with a letter received by Mrs. Minnie Kennedy mother of the evangelist, supposedly from the kidnapers, demanding the sum of half a million dollars, for Mrs. McPherson's safe return. The United States attorney's office declined to divulge the nature of its information but Assistant Attorney O'Hannesian declared two important leads had been unearthed in a quiet investigation conducted over a three weeks period.

The ransom letter, post office records showed was delivered to Angelus temple prior to memorial services held there for the evangelist, during which a considerable sum of money is said to have been raised and pledged with which to complete a bible school project launched by Mrs. McPherson.

Mrs. Kennedy when she delivered

(Continued on page 4)

