

WEATHER FORECAST: Unsettled with rains over west and local snows over east portion; slowly rising temperature; strong east and southeast winds on coast. Maximum yesterday 37; minimum, 30; river, 6.2; rainfall, .05; atmosphere, cloudy; wind, southwest.

SEVENTY-SIXTH YEAR

SALEM, OREGON, WEDNESDAY MORNING, JANUARY 26, 1927

PRICE FIVE CENTS

BILL FOR NEW COURTS COMES UP IN SENATE

Counties With Population Between 15,000 and 100,000 Affected

WAGE SCALE ANNOUNCED

Measure Would Create District Courts With at Least One Judge; Would Abolish Justice Tribunals

Senators Messer, Norblad and Union yesterday introduced a bill into the senate calling for creation of district courts in counties of more than 15,000 and less than 100,000 inhabitants. The proposed court would have at least one judge, to serve a six-year term. The wage scale for such judges would be \$2400 a year in counties with 15,000-30,000 population, and \$3,000 a year in counties of 30,000-100,000 population.

Cases in which such courts would have jurisdiction, although not exclusive jurisdiction, are as follows:

For the recovery of money or damages only, when the amount claimed does not exceed the sum of \$500.

For the recovery of specific personal property, when the value of the property claimed and the damages for retention does not exceed \$500.

For the recovery of any penalty or forfeiture, whether given by statute or arising out of contract, not exceeding \$500.

Also, to give judgment without trial upon the confession of the defendant for any of the causes of action specified in this section, except for a penalty or forfeiture imposed by statute.

To hear and determine actions of forcible entry and detainer. In all other cases where the justice court or district court is given jurisdiction.

The criminal jurisdiction of the district court shall be the same as now or hereafter conferred by law upon justice courts or district courts. It also shall have jurisdiction of all crimes committed or

JURY ACQUITS FRANK NORRIS

SLAYER OF CHIPPS FOUND NOT GUILTY OF MURDER

One Hour and 20 Minutes Taken for Agreement; Judgment Popular

COURTROOM, AUSTIN, Texas, Jan. 25.—(AP)—Dr. J. Frank Norris, fundamentalist Baptist preacher of Fort Worth, was acquitted here today of a charge of murdering Dexter E. Chipps of Fort Worth. Former Sheriff Miller of Travis county handed the verdict to the judge. It read: "We, the jury, find the defendant, J. Frank Norris, not guilty."

There was a rush to Norris and his wife. The judge had threatened a \$100 fine or three days in jail to anyone making a disturbance. There were a few hand claps by women as the verdict was read but Judge Hamilton ordered the bailiffs to arrest anyone continuing the clapping. The court said they would be in contempt of court.

It is understood there were two ballots, the second ballot being taken because there was some misunderstanding among the jurors about the first.

The jury had reached a verdict within an hour and 20 minutes after going to the juryroom, and the return of the verdict was delayed 45 minutes by the absence of the defendant who had gone to his hotel. After the judge had called from his home, and a diligent search had been made for Norris, he finally was located in the lobby of a hotel.

Fred D. Holland, former Fort Worth policeman, was close to him throughout his journey downtown and back to the courtroom.

Part of the crowd followed Norris outside the street and the handshaking continued down the street toward his hotel. His children clung to his arms and his wife was at his side.

Norris showed no emotion when the verdict was read, but his face was white and drawn. Not until his lawyer, Marvin Simpson, stepped over to him, did he give expression of his feelings. He embraced Simpson and wept.

The crush about Norris, shaking his hand, prevented the crowd from moving until he finally moved out.

The verdict was handed to the judge at 6:48 p. m. Dexter E. Chipps, Jr., son of the man Norris killed, went and could say nothing when he was asked for a statement.

SHORT LINE TOLL ROAD FAVORED

ESTIMATED COST OF HIGHWAY PLACED OVER \$2,000,000

New Road to Be Completed by 1929 if Bill Meets Favor of Legislature

Voting at an open meeting last night, the house committee on automobiles and roads gave unanimous sanction to HB 32 which provides for the construction of a short line highway connecting the west side Pacific highway at Portland with the Roosevelt highway at Tillamook.

The bill, as drawn up by Representative Loyal Graham of Washington county, provides for construction of a highway 54 miles in length, to extend through Multnomah, Washington, Clackamas and Tillamook counties. Such highway will be constructed over what is known as the Wilson river route, already surveyed by the state highway commission, in such manner as to eliminate all but two curves and to furnish the public a scenic yet thoroughly safe road, relieving the heavy traffic on the south Columbia highway.

The estimated cost of the road was placed at \$2,400,000, to be met by a re-issue of bonds held in reserve by the commission. The highway commission would be granted the power to set and regulate such tolls as they would deem advisable. Present plans indicate that between a toll of \$1 per car, the road would be completely paid for, at a great saving to the people, within eight years. At the present time, the closest route between Portland and Tillamook is more than 110 miles, taking the autoist over an extremely round-about course.

As expressed by Senator Harris of Washington county, the road is a necessity if the future demands of the coast counties are to be met. If the present travel should be kept up on the established highway, Senator Harris brought out that repairs and improvements of more than a million dollars would be necessary in a short time.

The construction of the Wilson river highway will avert these expenditures and furnish a needed link between traffic of the Willamette valley, eastern Oregon and

NAMED ON FAIR BOARD

Cleveland to Succeed Addis Who Resigned Yesterday

Charles Cleveland of Gresham yesterday was appointed by Governor Patterson, member of the state fair board to succeed Horace Addis. Mr. Addis who formerly lived in Portland recently moved to Idaho. Mr. Cleveland is mayor of Gresham, and chairman of the building committee of the fifth annual county fair board. He is a retired farmer and stockman, and has been active in organization and civic work. Mr. Addis resigned as a member of the state fair board to become effective yesterday.

TWO MEN BOUND OVER

EUGENE, Or., Jan. 25.—(AP) Frank Newcomb and S. J. Tolley were bound over here today on a charge of robbing the postoffice at Cushman, and were taken to Portland to appear in federal court. The men are paroled convicts from the Washington penitentiary at Walla Walla, Wash.

THREE DIE IN RAID

PINE BLUFF, Ark., Jan. 25.—(AP)—Jack Horton, chief deputy sheriff of Ouachita county, and two alleged moonshiners are dead, and Arthur Ellis, sheriff, is believed mortally wounded as a result of a raid on a still near Camden tonight, said telephoned reports received here.

YESTERDAY IN WASHINGTON

The senate adopted the Robinson arbitration resolution.

Five hundred marines were withdrawn from mail guard duty.

The government freed Charles Chaplin's New York bank deposits.

House bi-partisans debated the Garner tax reduction proposal without acting.

Hearings on Muscle Shoals proposals were started by the house military committee.

Prohibition "under cover" work will be legally restrained, the treasury reported.

A senate election sub-committee heard defense witnesses for Senator Gould of Maine.

SENATE PLEADS FOR SETTLING OIL TROUBLES

Mexican Question Elicits First Definite Stand From Upper House

UNANIMOUS VOTE TAKEN

Reed Expected To Prepare Speech Opposing Senate Stand; Helin Continues Religious Arguments

WASHINGTON, Jan. 25.—(AP)—Taking its first direct stand on the Mexican question, the senate today unanimously advised President Coolidge to arbitrate the pending controversy with Mexico over that republic's oil and land laws.

Every one of the 79 senators present—42 republicans, 36 democrats and the one farmer-laborer—voted for the resolution of Senator Robinson of Arkansas, the democratic leader, as revised last week by the foreign relations committee.

Several, however, approved the resolution with reservations, either on the ground that it constituted an interference with the powers of the chief executive or might encourage the Mexican government to the adoption of an even stronger policy than heretofore enforced.

Senator Reed, democrat, Missouri, who voted against the resolution in committee, had been looked to for leadership in opposition to senate action and had prepared a speech, but deferred its delivery until tomorrow.

Senator Robinson declared there were only two courses other than arbitration: severance of diplomatic relations.

INCOME TAX ANNOUNCED

Collection in 1926 Is 2 Billions; Oregon Gets 6 Million

WASHINGTON, Jan. 25.—(AP)—Income tax collections for 1926 amounted to \$2,172,127,321, it was announced today by the bureau of internal revenue. Although reduced rates provided by the new revenue law were in effect for the entire year, the total was higher than that for 1925, when collections were \$1,825,704,125.

Corporation taxes yielded \$1,256,793,235 of last year's total, while \$915,334,035 was collected from individuals, more being paid by both corporations and individuals on income taxes last year than in 1925.

Oregon's total income tax collection for 1926 was \$6,264,825. For 1925 the total was \$6,448,030.

BARITONE WINS PEOPLE'S PRAISE

"DANNY DEEVER," CLIMAX OF ENTERTAINMENT

Campaign Launched to Bring Artist's Series to Salem Next Season

By Audred Bauch
An epochal series of musical events closed in Salem last night when Reinald Werrenrath, America's foremost baritone, sang at the Elsinore. The program, the closing attraction in the Salem Artist series, was the fourth event presented here by the Wolfsohn Musical bureau.

Werrenrath opened a program of five groups with Giordani's eighteenth century number, "Caro mio ben," following with a number written a century earlier, "Che fiero costume." The old Irish melody, "Over the Hills and Far Away," gave way to the Old English, "When Dull Care." In every instance the applause was instantaneous. As an encore, Werrenrath sang, "My Lovely Celia."

Schubert, Strauss, and Schumann provided immortal music for an immortal artist. "The Two Grenadiers," to the surprise of some, was sung in English. With the great flexibility that characterizes him no matter what he sings, the baritone sang "Madchen mit dem Roten Muedchen."

The prologue to Pagliacci was presented with tremendous dramatic skill, and with an intonation so flawless that no more can be said. The world's most beautiful love lyric, "Drink to Me Only With Thine Eyes," followed as an encore.

Herbert Carrick, whose accompaniments were outstanding, was given an opportunity in his own right to exhibit his prowess as a pianist. The Bach "Bouree in G Minor" and Dohnanyi's "Rhapsody in F sharp minor," which the great Hungarian pianist, himself, played in Salem three weeks ago.

(Continued on page 4.)

SINNOTT PLAYS JOKE

Oregon Representative Gets Page Boy to Cast House Vote

WASHINGTON, Jan. 25.—(AP)—A practical joke which caused a green page boy a vote on a house roll call yesterday had a sequel in the house today with its instigator, Representative Sinnott, of Oregon, receiving applause from his colleagues.

Sinnott said the newspapers were wrong today in saying that Harry J. Brown, Washington correspondent for the Salt Lake City Tribune, had told the page to cast a vote for him, and that when the clerk called the name of Representative Brown of Wisconsin, the boy voted.

The Oregon representative then owned up that he himself, in a joking way, had told the boy to vote for "Brown" and that before he could stop him, the boy voted. Harry J. Brown was present, but took no part in the conversation.

The vote was not recorded, as tally clerks recognized that a mistake had been made somewhere.

PEDDLERS AUTO LICENSE PASSED

SENATE MEASURE DEFEATED; AMENDED BILL APPROVED

Traveling Salesmen Relieved From Assessment; Fifty Per Cent Asked

Senate bill No. 15 met defeat in the house yesterday, while house bill No. 8, as amended by the committee, won the approval of the house. Nineteen representatives favored the senate bill and 19 opposed the house bill.

Senate bill No. 15 would repeal the peddlers license tax as passed at the last session of the legislature. It was introduced by Senator Dunne. House bill No. 8 was introduced by Representative Bailey and referred to the committee on automobiles and roads. Both bills were made the special order of business yesterday morning. The committee amended the house bill and it would continue the 50 per cent additional tax on cars operating beyond the five-mile radius. It also would relieve traveling salesmen from this tax and put the for-hire cars in the additional license tax class.

At the last session of the legislature the so-called peddlers bill was passed, and has included the traveling salesmen, which it was not meant to do when originated. It meant only to require door-to-door peddlers and for-hire buses and trucks to pay an additional 50 per cent license fee to operate.

Representative Graham, who has been upbraided by members of the senate, explained his committee's reasons for taking the actions upon the two bills. "This is neither the time nor place to answer the personal criticism," Mr. Graham said, "and when this road program is completed those worthy will receive the reward."

"This month is the 10th birthday of the road program of Oregon which we are now trying to carry out. Those who came here then," Mr. Graham said, "didn't come in limousines over paved

(Continued on page 5.)

"UNDER COVER" DEFINED

Activities Said Used Only on Major Dry Law Violators

WASHINGTON, Jan. 25.—(AP)—In a report to the senate, the treasury said today that "under cover" activities were resorted to in prohibition only to obtain evidence against major law violators, and must be kept within the law.

"It is clear from the department's records," said the report transmitted in response to a resolution by Senator Reed, democrat, Missouri, "that these activities are not looked upon with favor in any circumstance and are forbidden if they involve any illegality and particularly if they are used for any other purpose than to gain information leading to evidence against major law violators engaged in the commercialized liquor traffic."

CHINESE TURN ARMS AGAINST ALL INVADERS

Civil War Ceases While Whole Country Focuses Arms Against Britain

CANTONESE LEAD NATION

England Concentrating Naval and Land Armaments for Departure to East; General Duncan Departs

SHANGHAI, Jan. 25.—(AP)—Civil war which racked China for a year has been virtually suspended while the country focuses its attention upon the struggle of the nationalist, or Cantonese, government, against foreigners, particularly the British. The Cantonese, having brought under their domination half of China in a remarkable campaign of arms and propaganda, have for the time ceased their attack upon the northern forces, and turned their attention to elimination of foreign influence.

The British alignment against the nationalists has been more clearly drawn in the last two days: First, the nationalists' vigorous pronouncement yesterday directed most specifically against Great Britain, and second, the numerous dispatches from London, reporting that three infantry brigades had been ordered to China to protect British lives and property in Shanghai.

LONDON, Jan. 25.—(AP)—The most formidable array of British fighting ships brought together outside of home waters since the great war is assembling at the China station to back up the policy of the British government in protecting life and property. The combined army and navy which will soon be on hand for armed service in China in the

(Continued on page 5.)

CINCINNATI INUNDATED

Railroad Service Cut Off By Rising Waters Of Ohio River

CINCINNATI, Ohio, Jan. 25.—(AP)—Railroad service into the central passenger station in downtown Cincinnati was cut off today by flood waters from the Ohio river.

Train passengers were forced to use other means of transportation to get to outlying stations. Abandonment of central station had been anticipated and consequently resulted in little interruption of train service.

The river continued a steady rise towards its peak, which it is believed would be reached at a stage of 69 feet. Tonight the water had risen to a height of 57.8 feet.

SOCIALISTS FOR PEACE

Party Condemns American Policy in Latin American Lands

CHICAGO, Jan. 25.—(AP)—The national executive committee of the Socialist party appealed tonight to socialists and organized workers to help create a public opinion "against American aggression in Mexico and Latin America," in a statement outlining the socialist party's position on the United States' policy in Latin America.

The statement said that the present policy of the United States in dealing with Latin American problems was leading toward war, and charged that present policies were dictated by a desire to serve United States capital invested in those countries.

AIMEE TO FINISH TOUR

Evangelist Disregards Advice of Board Urging Rest

OMAHA, Neb., Jan. 25.—(AP)—Aimee Semple McPherson will continue her speaking tour in spite of a telegram received today from her advisory board at Angelus Temple, Los Angeles, urging her to rest, she said, following a lecture here tonight.

The evangelist said the board did not ask her to return, but was merely expressing its usual interest in her health, urging her to make fewer lectures. She declared her health was excellent.

FIRE THREATENS MILLS

Quaker Oats Plant Endangered by Spectacular Conflagration

CEDAR RAPIDS, Ia., Jan. 25.—(AP)—A spectacular fire which threatened the Quaker Oats mills tonight was conquered by firemen after a three hour fight. The loss will not exceed \$50,000. First reports that one fireman was killed and two missing later were proved untrue.

PEACHES' STORY TAKES ALL DAY

INTIMATE DETAILS OF LIFE WITH BROWNING TOLD

'Unprintable Accusations' Against Real Estate Man Given in Tears

COURT HOUSE, WHITE PLAINS, N. Y., Jan. 25.—(AP)—Mrs. Frances "Peaches" Browning, who wept yesterday when her husband was applauded in the courtroom at Carmel, today had her inquest before Supreme Court Justice Seeger, when she consumed virtually the entire day relating intimate details of her life with Edward West Browning, wealthy New York realtor.

The young woman, whose age is recorded in the court house records as 16, broke down once during the morning session when compelled by questioning to tell of certain acts of cruelty which contributed, she said, to the reasons why on October 2, she left her husband's home with her mother, vowing never to go back to the Kew Gardens, Long Island, home. A five minute adjournment was taken.

Once she turned to Justice Seeger and asked: "Must I tell all this before all these people?" "Yes," he said.

She then related unprintable accusations, which were interrupted by John W. Mack, attorney for Browning, on the ground the acts mentioned were not cited in her complaint charging cruelty. Mack was overruled and the witness continued.

Some of her testimony, relating to the alleged relations between Mr. Browning, and his adopted daughter, Dorothy Sunnington, 10 years old, caused a dead silence in the courtroom.

The courtroom was jammed with spectators and newspaper reporters whose presence this morning was formally sanctioned by Justice Seeger when he denied a motion to exclude the public.

When yesterday's matinee of the case in the proud little town of Carmel was short lived, though featured by humorous colloquies between the court and the attorney for Browning, today's hearing was punctuated with testimony and exhibits, which, in the words of Mr. Mack, tended to turn the courtroom "into a menagerie."

There was the silver fox-topped teddy bear with the lavender ribbons, a gift to Mrs. Browning from her husband, and three tiny watch charm clay puppies she testified he gave her when she asked for a dog.

When on cross examination, Mr. Mack attempted to ridicule the attitude of the witness in reference to these gifts, Mrs. Browning broke into tears, though she said: "The pups, now, did they cause you any mental anguish?" Mack asked.

"No, not the pups, particularly, but it got worse," explained Mrs. Browning.

"When the courtroom broke out in laughter, the young woman, who had consistently held to a dignified attitude, retorted: "This is no joking matter to me."

"Well, frankly," commented Mack, "some parts of it are to me."

GRAZING FEES TO GO UP

Increased Rates in National Forests Effective in 1928

SALT LAKE CITY, Utah, Jan. 25.—(By the Associated Press)—Increased grazing fees in the national forests will begin to come operative in 1928. W. M. Jardine, secretary of the agriculture and livestock men at their annual convention here today, said no increases will be put into effect this year.

The increases will be based upon the recommendations contained in the secretary's personal representative, and will be apportioned at the rate of 25 per cent a year for four years, and will be in full force in 1931.

No increases will be made during the remainder of the present year contracts, ending in 1934, nor will there be any increases during the next ten years, the secretary promised.

ROBERTS GETS ONE YEAR

Light Sentence Plus Small Fine For Manslaughter Charge

DALLAS, Jan. 25.—(Special)—"Finis" was written in the famous "umbrella killing" case here today when Leo Roberts, convicted last week of manslaughter, was sentenced to one year in the state penitentiary and a fine of \$200 for the slaying of John Macomber at Roberts' home January 3.

This was the first sentence that has fallen to the lot of Circuit Judge Arlie G. Walker to pronounce, as no other criminal cases have been tried since Walker took the bench the first of the year.

Petitions with 758 signatures, asking that Roberts be paroled, were handed to Judge Walker before sentence was pronounced, and were probably instrumental in securing a light penalty.

EDUCATORS ASK TIME TO WORK OUT NEW BILLS

Considerable Opposition to Adoption of So-Called Eddy Measure

PUBLIC HEARING HELD

New Department of Education Proposed; Expert Study of Entire Situation Needed, According to Rice

Considerable opposition developed, at the public hearing last night, to the so-called Eddy bill which would create a new state department of education. According to the bill this new body would take over the duties of the state text commission, existing board of education and board of higher curricula. The senate committee on education conducted the hearing, which was attended by many educators from various counties.

J. C. Nelson, principal of the Salem public schools, protested vigorously against the bill. "It is my opinion," averred Mr. Nelson, "that the passage of the Eddy bill would effect for the worse the educational system in this state. I am not defending the teachers, but am thinking of the children. Neither am I contending that our educational system is 100 per cent pure. I realize that it has its defects, but I do not believe these can be cured by legislation."

"The state superintendent of schools under this bill would not enjoy the powers vested in other members of the board of education, but on the contrary he would be the tool and mouthpiece of the organization. It is folly to place responsibility upon a person unless he is clothed with certain powers. It is my opinion that the teacher members of the proposed new board of education would have far less influence than that of the lay members."

(Continued on page 6.)

TAX REDUCTION RUNS INTO SNAG

BOURBOIS HAVE TROUBLE GETTING REPUBLICAN AID

Democrat Leaders Must Cast About For New Lever To Force Action

WASHINGTON, Jan. 25.—(AP)—Diminishing prospects of obtaining sufficient republican support to bring the \$335,000,000 Garner tax reduction bill before the house today led democrats in congress to cast about for a new lever with which to force action on the tax issue.

While Chairman Green of the house ways and means committee, whose revenue committee was the originator, and two of its members, Representative Garner, Texas, ranking democrat, and Mills, New York, republican, had a verbal tilt on the house floor, Senator Reed, democrat, Missouri, announced he was considering offering the Garner measure as an amendment to the deficiency appropriation bill now before the senate.

Reed and other democratic senators discussed this step but there was some question as to whether it would be attempted in view of the constitutional requirement that all revenue legislation must originate in the house.

Meanwhile, only three house members added their names to the petition being circulated by Representative Garrett, the minority leader, to take the Garner bill from the ways and means committee where it has been shelved along with other revenue proposals. These brought the total signatures to 175 of which 175 are democrats. Representative Schaffer and Beck of Wisconsin, republicans, and Carsel, farmer-labor, and Vale, independent, Minnesota, are the others.

A majority of the house—218 members—must sign to make the petition operative. Garrett said that of the total democratic membership of 182, all had signed except two out of the city and five who are ill.

Amenic Club Vaudeville Tonight

Tonight the Salem High School Amenic club will present its third annual vaudeville revue at Bligh's Capitol theater. The show this year will be the best the club has ever presented, including dancing, magic, comedy and athletics, by the best talent available.

