

The Oregon Statesman

SEVENTY-SIXTH YEAR

SALEM, OREGON, TUESDAY MORNING, MAY 17, 1927

PRICE FIVE CENTS

WEATHER FORECAST: Unsettled with showers, cooler in the interior with humidity above normal; fresh southwest and west winds. Maximum temperature yesterday, 72; minimum, 49; river, 5; rainfall, .03; atmosphere, cloudy; wind, northwest.

Some of our enlightened statesmen seem to think it's all right for Mexico to do as she pleases with Nicaragua, but terribly wicked for Uncle Sam even to protect his people's interests there.

MARINES SLAIN IN NICARAGUAN LIBERAL CLASH

Two Known Dead, 17 Reported in Despatch to Mexico Representative

NATIVES THEN RETREAT

Unauthenticated Story Says Liberals Lose Lives in Resisting Attempt by U. S. to Disarm Them

MEXICO CITY, May 16.—(AP)—Pedro Zepeda, representative here of the liberal Nicaraguan government, said tonight he had received special dispatches from Guatemala reporting that 17 United States Marines and 25 liberals were killed in a clash when the marines attempted to disarm a liberal group at La Paz, between Leon and Managua.

Two Reported Killed

WASHINGTON, May 16.—(AP)—American marines in Nicaragua have suffered their first serious casualties since they were dispatched to that war-torn country last January for the announced purpose of protecting Americans and property.

Capt. Richard B. Buchanan of this city and Private Marvin A. Jackson of Chicago were killed and two other marines were wounded, the navy was advised officially late today when a "guerilla band" of Nicaraguans attacked an American detachment at 2 a. m. today at La Paz Centro, near Leon.

Report Incomplete

Corporal Anthony J. Rausch of Philadelphia, and Private William F. Simon, whose address was not given, were wounded slightly. No further details were contained in the message, Admiral Latimer, commanding American naval forces in Nicaragua, who for send a lengthier report later.

Camp Attacked

The dispatch followed an earlier one from Latimer reporting an attack by a band of armed natives on the American camp at Chindengua Saturday night, and coincided with a message received by the state department from Henry L. Stimson, personal representative of President Coolidge, in Nicaragua, stating that the civil war in that country "is now definitely ended."

The latest attacks on American forces, following as they have a dozen or more in which no casualties have occurred, revived interest here in the Nicaraguan situation, but those who were willing to comment saw no indications in that the situation again would become serious.

WIRES CRIPPLED BY WIND STORM

OCCASIONAL SHOWERS ACCOMPANY HEAVY GUSTS

Service Station Suffers Damage; Other Cities Have Similar Experience

Unusually high winds accompanied by occasional showers and a few flashes of lightning, crippled wire service in Salem and vicinity for a time Monday night. The streets were littered with branches. The only serious damage reported was to a small building at the Super Service station on High street.

PORTLAND, May 17.—(AP)—

A southeast gale of increasing proportions whipped through Portland late last night and continued early this morning. The wind reached an unusual velocity for this district. It was accompanied by little precipitation.

Wire service was crippled. Plate glass windows in several exposed corners were blown in and the streets were strewn with glass from broken street light globes.

In the residential districts the streets were littered with branches.

A tall tree in the park district was toppled over by the wind and fell across Fifth street, causing suspension of street car traffic.

BIDS SUBMITTED ON PAVING JOBS

FIVE CONTRACTORS SUBMIT FIGURES ON CITY JOBS

Assessed Valuations May Be Exceeded in Some Cases; to Investigate

Bids from five contractors for the paving of certain streets in the city were read at the council meeting last night and referred to the streets committee for consideration. A motion by Councilman Dancy that the ways and means committee meet with the streets committee when the bids are checked up, was passed. That assessed valuation of some of the property on the streets for which paving has been asked may not be equal to the cost of the pavement, was the reason given by Councilman Dancy for this action.

If the paving under the bids of the contractors cannot be done as cheaply and as well as the city paving plant can do it, there is no obligation to accept the bids. The streets committee will report at the next meeting of the council its recommendations. When the contracts are let they will have to be advertised for 10 days to allow for remonstrance on the part of property holders.

The bids last night were from United Contracting company of Portland; G. F. Pyle, Eugene; W. W. Head Construction company, Eugene; L. O. Herrald, Salem, and the Oregon Contracting company. Pyle's bid was not totaled, and L. O. Herrald gave bids on both concrete and bituminous paving, although the call was for six-inch concrete paving. Herrald's bid was as follows: Jerris street from Commercial to

300 AT LEGION MEETING

Capital Post Passes 900 Mark in Membership; Seeks 1,000

Three hundred veterans attended the past commanders' and past adjutants' night rally of Capital Post No. 9, American Legion, Monday evening, making it one of the biggest meetings of the year. The post membership passed the 900 mark at this meeting, and the members are now endeavoring to reach the 1,000 mark.

W. W. Williams won the \$20 prize offered by the past commanders in connection with the membership contest conducted during the past two weeks. Committees were appointed to handle the minstrel show which will be given in connection with flood relief, and for memorial day observance.

Carl R. Moser and June Valliant from the Portland headquarters of the legion attended. Several G. A. R. members were present. Entertainment was furnished by the headliners of the road show now playing at the Elsinore.

The luncheon was provided by members of the Ladies' Auxillary of the post.

EXCAVATE ANCIENT CITY

Herculaneum Restoration Attempted by Italian Government

RESINA, Italy, May 16.—(AP)—A labor which has defied human ingenuity for 1848 years was begun today under the auspices of the Italian government.

King Victor Emmanuel officially inaugurated the work of excavating the ancient Roman city of Herculaneum, which with its neighbor Pompeii was buried in 79 A. D., by an eruption of the volcano, Mt. Vesuvius.

Pompeii has been excavated but it is hoped that Herculaneum will prove an even richer trove of archaeological treasure since it was a summer resort of the rich instead of being a commercial town like Pompeii.

TABLE STREET USE BILL

Religious Groups May Continue to Hold Downtown Meetings

Religious groups and others may continue to occupy the streets for speaking purposes, as a result of the action taken by the city council last night.

Ordinance No. 2455, which sought to limit the street appearances to fifteen minutes each, was postponed indefinitely on motion of Alderman Johnson, father of the bill, who stated that new developments made desirable its defeat.

About 150 members of the Salvation Army, the Full Gospel mission, and the Apostolic Faith mission, came to the council chambers to lobby defeat of the measure which they alleged sought to stilt their activities.

REFUGE SOUGHT IN TREES; NEW BREAKS FEARED

East Banks of Atchafalaya Crumbling, Report; Rescue Speeded Up

STRONG CURRENT FACED

Widow and Eight Children Drown After Seeking Safety in Attic; Houses Crushed Like Egg Shells

NEW ORLEANS, May 16.—(AP)—A new threat had arisen tonight as the Mississippi flood rolled down upon the five parishes in its path through the Atchafalaya to the Gulf of Mexico.

While hundreds of persons were reported clinging precariously to house tops and tree tops in the water ridden parishes west of the river, engineers received information that levees along the east bank of the Atchafalaya were giving before the tremendous pressure exerted by the stream.

Levees Give Way

At Woodwise, 10 miles south of the junction of Old and Atchafalaya rivers, approximately 14 miles northwest of New Orleans on the opposite side of the Mississippi, the embankments were said to be falling and efforts were being made to get levee machines and pile drivers to the scene. A break there would loose the waters into Pointe Coupe and the other parishes between the Atchafalaya and the west bank of the Mississippi.

Rescue work was proceeding rapidly in the Bayou Des Glazis sector with surf boats plying through the crevasse rapids to remove men stranded upon high spots in the section.

At Plaucheville the current was

SENATOR REED TO VISIT

Missouri Solon in West Recuperating After Ford Defense

PORTLAND, May 16.—(AP)—James Reed, United States Senator from Missouri, will arrive here Wednesday to visit his sister, Mrs. W. S. Boyer. Senator Reed has been in ill health since the Ford-Sapiro trial and the Oregon trip is intended as a rest. Mr. Boyer is arranging to take the senator to several of Oregon's fishing streams.

APPEAL FAILED; FACES GALLOWS

SUPREME COURT TURNS DOWN SLAYERS' LAST STAND

Willos And Kelley, Prison Breakers, Take Sentence In Two Months

James Willos and Ellsworth Kelley, under death sentence for the slaying of John Sweeney and Milton Holman, guards, during a break at the Oregon state penitentiary here in August, 1925, probably will pay the penalty for their crimes within the next two months.

This was indicated here yesterday when the United States supreme court dismissed the appeal filed by Willos. The high court previously took similar action in the case involving Kelley. Prison officials said that Kelley and Willos would be resented to hang as soon as the official mandates are received from the United States supreme court.

Willos and Kelley were arrested on charges of first degree murder following the prison break and were convicted. They originally were sentenced to be hanged on January 8, 1926, but the execution was delayed because of appeal of their cases to the state supreme court. The supreme court affirmed the decree of the lower court in both cases.

The convicts then were resen-

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BROWNLEE HANGS TODAY

Nervous Occupant of Death Cell Threatens Disclosure

Albert Brownlee, Lane county murderer, will be executed in the Oregon state penitentiary here at 8:30 o'clock this morning. Brownlee was convicted of first degree murder in connection with the slaying of Deputy Sheriff Hooker, who had been sent in pursuit of the condemned man following the robbery of a pool hall at Veneta. The proprietor of the pool hall was shot and seriously wounded during the robbery.

Governor Patterson announced yesterday that he would not interfere in the death sentence imposed by the courts and that the execution would be carried out according to law. Brownlee's sisters recently conferred with Governor Patterson relative to a commutation of sentence, but this was denied.

Penitentiary officials said that Brownlee had been very nervous during the past 48 hours, and had intimated that he would "expose" certain officials when he mounted the gallows.

The execution will be witnessed by members of the coroner's jury, prison officials, clergy, penitentiary physicians and newspaper men.

GRIDIRON STAR OF U. O. DROWNS

HAROLD MANGUM LOSES LIFE WHEN CANOE OVERTURNS

Pangborn Escapes; Deceased Was Editor-Elect of Oregon Emerald

EUGENE, May 16.—(AP)—Harold Mangum, 23, junior at the University of Oregon and member of the varsity football team last fall, was drowned in the Willamette river here this afternoon when a canoe in which he was riding was overturned in the swift current swollen with snow water. Arden X. Pangborn, 20, his companion, narrowly escaped drowning by clinging to the overturned canoe and paddling to the bank. Neither could swim.

Mangum's home was in Portland and Pangborn also lives there. Mangum was recently elected editor of the Oregon Daily Emerald, student newspaper; was editor of campus publications in the past year and was sports writer during the past two years for the Morning Register of this city. Pangborn for several years worked for the Morning Oregonian.

The accident occurred when the canoe, which was being paddled across the river, was struck by an unusually strong current. It overturned and both students were thrown into the water. Mangum apparently became excited and was carried away by the current. Pangborn clung to the overturned canoe and made his way to the bank, a distance of about 25 yards.

Deputy sheriffs and police assisted by students, started soon after the accident to drag the streep for the body but it had not been found this evening.

1000 AT IOOF MEETING

Rebekahs Also Holding Convention at Astoria This Week

ASTORIA, May 16.—(AP)—With nearly 1,000 delegates already in Astoria, the annual convention of the I. O. O. F. and Rebekah lodges of Oregon opened today. More delegates are expected tomorrow, when the principal session will begin. The convention will close Friday.

The Rebekah lodge today elected Mrs. Betty Jeane Burke of Grants Pass president to succeed Mrs. Addie S. Kimball of Portland, who has moved to California. Mrs. Nettie Greenough was chosen adjutant to replace Mrs. Burke, who had formerly held that office.

The I. O. O. F. lodge, other than a few minor changes in the constitution, did no business today.

WILL IT COME TO THIS?



SOUALLS DELAY START OF TRIP ACROSS OCEAN

Dissension Between Owners and Aviators Now Ironed Out, Reported

DEBATE CARRYING RADIO

Even Test Flights Impossible; Byrd's Program Will Prevent Start for Europe at Least Three Days

MINEOLA, N. Y., May 16.—(AP)—Brewing storms, both atmospheric and verbal, kept the trans-Atlantic planes in their hangars today.

Strong, squally winds swept the flying fields all day so that projected local test flights had to be abandoned.

Combination of wind and dissension prevented another longer flight that had been announced at noon for this afternoon.

Dissension Overcome During the morning, the crews of all three planes which plan the Paris hop worked around the hangars and an air of peace settled over the camps with the report that dissension between fliers and backers of the Bellanca flight had been smothered out to the satisfaction of all.

Commander Richard E. Byrd announced that his giant Fokker "America" would go up during the day with a 12,000 pound load, 2,000 pounds below the weight to be carried on the hop-off. G. Bellanca, designer of the plane in which Clarence Chamberlin and Lloyd Bertaud will fly for France, stated that his monoplane probably would fly to Washington and back during the day to test instruments. He said that both fliers had agreed such a test was necessary.

Test Flight Prevented The "America" test flight was called off because of unfavorable winds. These winds, no doubt would have prevented the flight of the Chamberlin-Bertaud "Columbia" too, but it was stopped without consideration to the weather by the fliers themselves.

When told of Bellanca's announcement they said that they had no intention of flying to Washington and that they had never agreed to such a flight. Their remarks were taken as an indication that the new financial agreement reached yesterday had not smoothed out all the differences between the various persons interested in the flight and that harmony was balanced on an exceedingly fine point.

This theory was further strengthened when it was learned

OREGON EXPORTS GROW

Merchandise Sent Out in 1926 Worth \$3 Million Dollars

WASHINGTON, May 16.—(AP)—Exports of merchandise from Oregon during the calendar year 1926 were valued at \$3,532,449, compared with \$4,637,915 for 1925, an increase of \$34,894,534.

Shipments of wheat ranked first in order of value with \$46,055,215, followed by boards, planks and scantlings, valued at \$8,810,722; wheat flour \$5,553,733; sawed timber soft woods \$4,305,366; apples \$4,177,918; canned and prepared fruits \$2,165,693; prunes \$2,117,518; logs and hewn timber \$1,861,755; milk and cream \$1,543,000; wood manufactures \$1,395,126 and hops \$1,207,547.

BOY FIGHTS FOR LIFE

Marshfield Youth Taken to Portland Hospital by Airplane

PORTLAND, May 16.—(AP)—L. A. Clinger, 21, of Marshfield who was brought to a hospital here last night by airplane after suffering a broken neck in a dive into a Bandon swimming tank, was holding his own in his battle of life tonight. His condition was regarded by hospital attendants as "fair. They added that he was irritable at times.

The boy was injured Friday night and was taken from the water unconscious and paralyzed. An operation at Marshfield restored his consciousness.

BETTER BRIDGES PLAN APPROVED

UNANIMOUS SUPPORT GIVEN AT CHAMBER LUNCHEON

Will Cost More to Maintain Wooden Structure Than Build Concrete

Business men of Salem are already fully "sold" on the idea of replacing 11 dilapidated wooden bridges in the city with concrete spans, it was demonstrated at the chamber of commerce luncheon Monday noon when those present voted unanimously to support the bond issue of \$350,000 which is proposed for the purpose. The bond issue will be voted on at the time of the special state election, June 28.

The city's needs in the way of bridges were explained by Mayor T. A. Livesley, and if there were any doubters left then, they had all been converted at the close of the address by C. B. McCullough, bridge engineer for the state highway commission.

"Bridges are a commodity for which the public pays, whether it gets the bridges or not; and the strange thing is, that it pays more if it doesn't get them," McCullough said by way of introduction, and then proceeded to prove his point in connection with the bridge program planned here.

Concrete bridges will cost the people of Salem \$41,450 a year for the next 20 years, while maintaining the present bridges, based on the best available figures will cost \$42,600; and this does not take into consideration the danger and the city's liability in case of accident, the enhancement of property values to be derived from installing more slightly bridges, nor the civic betterment, McCullough concluded.

The costs figures showed for the proposed concrete bridges, \$20,000 for capital, \$1,050 for maintenance and \$20,400 in cost to owners of vehicles crossing the bridges based on the present amount of traffic. Maintaining the wooden bridges will cost \$12,000 for maintenance and \$30,600 as the higher cost of driving across them, McCullough said.

CONSTRUCTION LIKELY

Oregon Trunk Authorized to Negotiate for Right of Way

PORTLAND, May 16.—(AP)—What was looked upon as tangible evidence that early construction of the Bend-Klamath Falls railroad line is in sight, was noted here today with the announcement that the Oregon Trunk management here has been authorized by its joint owners, the Great Northern and the Northern Pacific, to proceed with the acquisition of property needed for the extension.

This move resulted from an exchange of telegrams between Ralph Budd, president of the Great Northern who was in Portland, and Charles Donnelly, president of the Northern Pacific, in St. Paul.

It was made with the understanding between the two rail presidents that if the Northern Pacific decides against participation in the Klamath Falls enterprise, the Great Northern will fully protect the Oregon Trunk.

KERRICK JURY CHOSEN

FOUR GO ON TRIAL CHARGED WITH MURDER OF COWBOY

LOS ANGELES, May 16.—(AP) Nine women and three men were selected here today for the jury which will hear the murder trial of Mrs. Sarah Kerrick and four others charged with the murder of the movie cowboy player, Tom Kerrick, during a drinking orgy at his home the night of April 8.

The four other defendants, three of whom may have charges against them dismissed, are Henry Isabel, Iris Burns, Joe Hunt and Anita Davis.

EXTRADITION NOT GIVEN

Patterson Turns Down Petition for Return of Weekly

Governor Patterson has refused to issue requisition papers asking for the return to Oregon of Leonard Weekly, who was under arrest in California charged with failure to provide for the support of his minor child in Portland. Two of Mr. Weekly's daughters appeared before the governor and requested that the application for requisition be denied. Mrs. Weekly, who filed the proceeding against her husband, lives in Portland.

VOTERS ASKED TO DETERMINE 8 AMENDMENTS

Ordinances Placing Measures on Ballot Passed at Council Meeting

BOND ISSUES PROPOSED

Provision for Drainage and Sewers, Bridges, Incinerator Asked Two Levies, Enlarging City Proposed

Eight ordinance bills providing for charter revisions to go on the ballot at the special election, June 28, were given final passage at the regular city council meeting last night. Among other things, the ordinances provide for bond issues totalling \$590,000, and two levies of two mills each.

Fearing inability to secure a quorum to consider the ordinances at the special council meeting called for next Friday, the rules were suspended and the bills passed last night without further ado. Ordinarily, the bills would have to come up for final passage at a later meeting. The ordinance providing for the special election in June also was given third reading and passed.

Drainage Proposed

The big item on the list is the \$500,000 bond issue for the improvement, extension, and reconstruction of the sanitary drainage sewer system, and the construction of a sewer disposal plant. The bonds are to be of the 20 year serial type and will carry interest at 4 1/2 per cent.

Another bond issue calls for \$350,000 for the construction and reconstruction of permanent bridges. The ordinance does not segregate the amounts to be spent on certain bridges. A bond issue specifically stating amounts for the different projects would not be so attractive, the city attorney stated in his report to the council.

Forty thousand dollars is provided in ordinance No. 2463 for the construction of an incinerator. A two mill levy is provided for the purchase of fire equipment, construction of fire stations, and the installation of a 50 bell alarm system.

Notwithstanding advance reports to the contrary, no dissenting voice was raised against the two mill levy ordinance for the repair of bridges, streets, alleys, culverts, and cross walks. It had been pointed out by several individuals prior to the meeting that the levy would not be needed

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CONSPIRACY LAW LEGALITY UPHOLD

CASES OF TWO ALLEGED SYNDICALISTS CONSIDERED

United States Supreme Court Votes Unanimously to Repeal Statute

WASHINGTON, May 16.—(By AP.)—Constitutionality of the California syndicalism law, aimed at conspiracies to overthrow organized government by force, was upheld today by the supreme court.

In two decisions the court affirmed the conviction, under that statute, of Miss Charlotte Anita Whitney and of William Burns.

In another decision which dealt with the Kansas syndicalism law, the court held that the conviction under it of Harold B. Fiske, was based on insufficient evidence.

In the Whitney case, validity of

(Continued on Page 4.)

Maloney vs. Sharkey

Round by round reports on the ring battle between Jack Sharkey and Jim Maloney in New York, semi-final encounter in the selection of an opponent for Gene Tunney, will be received over the Associated Press office Thursday evening. Reports on the main event will begin coming in a few minutes after 6 o'clock.

These returns will be broadcast and bulletined at the Statesman office. Persons who are unable to come downtown going by calling 23 after 6 o'clock.

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