

# The Oregon Statesman

WEATHER FORECAST: Fair; gentle to moderate north and northwest winds. Maximum temperature yesterday, 88; minimum, 65; river, minus .5; atmosphere, clear; wind, north.

A Toronto man, believing that the Win-niecke comet means the end of the world, made his will and killed his dog. The most that can be said about this is that it was a little hard on the dog.

SEVENTY-SEVENTH YEAR

SALEM, OREGON, WEDNESDAY MORNING, JULY 13, 1927

PRICE FIVE CENTS

## URGE THOROUGH TRIAL OF PLANS FOR MARKETING

### Italian Prune Situation Outlined in Portland Chamber's Letter

### GROWERS GET BENEFIT

#### Early Signing of Contracts Necessary If 1927 Crop Is to Be Handled, States R. H. Kipp in Letter.

Appeal for a fair and thorough trial of the plan for marketing prunes which has been worked out by the committee of nine appointed by the prune marketing convention held at Corvallis recently, is being sent out by the Portland chamber of commerce. The letter, addressed to individuals, newspapers and organizations interested in the Italian dried prune industry, follows:

"After many months of thought and conferences on the part of everyone who has been trying to work out some plan for marketing the dried prunes of western Oregon and southwestern Washington, the committee of nine, assisted by the marketing department of the chamber of commerce, Oregon Agricultural college and state market master, unanimously agreed upon a plan, which was on July 9 presented to nearly 100 prune growers and those interested in the prune industry.

"Adopted Unanimously. "After a general discussion of the plan in such conference it was unanimously adopted by all present and a request made that the committee of nine continue to function in the same manner as before and immediately put on an organization campaign so that, if possible, the 1927 crop could be handled under the plan.

"However, if the growers do not sign contracts promptly when the plan is explained to them, the organization campaign will be continued for the purpose of handling the 1928 and future crops. The committee of nine is meeting this week with attorneys for the purpose of drawing up necessary

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## PALESTINE LOSS BELIEVED GREAT

### DISPATCH SAYS QUAKE CAUSED DEATH OF 1,000

#### Top of New Mosque and Air Force Depot Among Buildings Destroyed

LONDON, July 12.—(AP)—According to latest Cairo dispatches British military aviators in the earthquake area estimated the number of dead at more than 1,000 with most of the casualties in Transjordan.

The Daily Mail cites one aviator saying that 72 were killed at Maan, 80 at Ramleh and about 100 at Amman.

LONDON, July 12.—(AP)—The devastation and loss of life caused by the Palestine earthquake is evidently far worse than appeared from early reports. An eye witness who reached Cairo estimates the loss of life at 300. The record of known dead already exceeds 200, with 400 or more injured and there is much distress and suffering.

More than 20 towns were affected by the earth shocks, the heaviest losses of life being at Napetus, 62; Ludd, 30; Ramleh, 12; Esalt, 35, with other deaths scattered over a large area.

The catastrophe seems to have been selective in its effects, for Beersheba and Gaza were not touched.

More alarming accounts of the extent of the disaster are reaching Cairo, where one rumor places the death toll as high as a thousand.

Reliable news is very meager and slow, probably owing to the damaged telegraphic communications.

## NEW OIL PLANT BEING ERECTED

### GILBERT-SMITH COMPANY RICHFIELD DISTRIBUTORS

#### Buildings and Tanks Near Pacific Highway to Cost Around \$25,000

An investment of about \$25,000 will be made in a plant erected on the Pacific highway opposite the Valley Packing company, just outside the city limits, to handle products of the Richfield Oil company. It was announced yesterday. The business will be conducted locally by a firm known as the Gilbert-Smith Oil company.

The plant, which will be modern in every respect, will include a 20,000 gallon storage tank, several warehouses, and an office building. Construction has already been started, and it is planned to have the work completed by July 20. Gilbert Anderson, local builder, is in charge.

The plant will be used as a distributor for the adjacent valley territory as well as the city of Salem. Products are marketed only through retailers. The Richfield company is a California concern.

The partners in the Gilbert-Smith firm which will have charge of the plant are F. W. Smith and E. D. Gilbert, both of Portland. Smith is a graduate of O. A. C. Gilbert was formerly an Albany boy, moving to Portland only recently.

## MAIL TAMPERER CAUGHT

### Goode Taken at Los Angeles on Alleged Salem Indictment

LOS ANGELES, July 12.—(AP)—Ray Ford Thayer Goode, alias Ray Carson, was arrested here today by postoffice inspectors on an indictment returned at Salem, Ore., charging him with tampering with government stamps. The arresting officers said that Goode was accused of manufacturing rubber stamps to alter cancellation marks on postage stamps and evolved a scheme by which he expected to make illegal profits with this device.

The indictment referred to is believed to have been a secret indictment in a federal court, but local officers could shed no light on the case last night.

## KNEELAND NEW DEPUTY

### Succeeds Fitzgerald at Portland Labor Department Office

Chas. H. Gram, state labor commissioner, has announced the appointment of Millen F. Kneeland of Portland as deputy labor commissioner in charge of the Portland office, succeeding W. H. Fitzgerald who resigned July 1 to become a member of the industrial accident commission.

Kneeland who has been associated with the Title & Trust company in Portland was at one time secretary of the Portland printing pressman's union.

## FIRE WRECKS BARRACKS

### Building At Sawtelle Soldiers' Home Partly Destroyed.

SAWTELLE, Cal., July 12.—(AP)—Fire destroyed a large part of a three story frame barracks building at the Sawtelle soldiers' home this afternoon, being brought under control only after a second alarm called fire apparatus from Los Angeles, 15 miles away.

Two hundred and fifty civil war veterans who were quartered in the barracks, were in the dining hall building nearby when the fire started. The few remaining in the barracks were removed with little confusion and no injuries.

## PULLMAN AGREEMENT OK

### Exchange of Stock Approved at Meeting of Stockholders

CHICAGO, July 12.—(AP)—Stockholders of the Pullman company at a special meeting today approved the agreement between the Pullman company and the newly formed Pullman, Incorporated, to exchange stock of the Pullman Car and Manufacturing company for 675,000 shares in Pullman, Inc. The 675,000 shares are twenty per cent of the total capital stock of the new concern.

## 87 WOULD BE LAWYERS

### State Bar Examinations Conducted Tuesday and Today

The annual state bar examination which is being held in the hall of representatives Tuesday and today has attracted a total of 87 applicants for admission to the Oregon bar.

## NIPPON THREAT CHANGES IDEAS OF BRITISHERS

### Tendency Still Further to Reduce Cruiser Tonnage Noticeable

## JAPAN JOINS AMERICA

### Combined Pressure Brought to Bear on England to Prevent Parley Collapse; Bilateral Pact Possible

GENEVA, July 12.—(AP)—There were indications late tonight that the Japanese warning that they would not sign a naval limitation which would necessitate the expansion of the Japanese navy was having its effect on the British delegates who showed a disposition still further to reduce their estimate as to total tonnage of cruisers.

Friendly conversations are continuing with the belief expressed that the British may slice down the cruiser tonnage so that it will fall under the 400,000 limit, to which the Japanese object and which the Americans will accept only as a last resort.

Japan Joins U. S. The Japanese have now openly joined the Americans in bringing pressure to bear on the British, in the hope of preventing the collapse of the conference.

Acceptance of such a high cruiser tonnage would mean an extensive increase in naval building for Japan to maintain the ratio established at Washington for capital ships. At least the diplomatic members of the Japanese delegation are convinced of the impossibility of returning to Japan with a treaty, which to them means not reduction, not even a last resort.

## PRESSURE HERE STEADY

### Little Variation Shown in Last Three Weeks on Barometer

Barometric pressure has not varied more than two points in the last three weeks, and that fact has been worth thousands of dollars to the fruit growers.

The Salem chamber of commerce has an Aneroid barometer in its business office, and the unusual stability of the atmospheric pressure was noted thereon. The weather forecast for Oregon said "rain" several days ago but that barometer said "fair" and it won a judge's decision.

## TEXAS MEN BALK AT CO-ED TRIAL

### DISAPPROVE DEATH PENALTY FOR WOMAN ROBBER.

#### District Judge Forced to Grant Change of Venue in Bandit Case.

SAN MARCOS, Texas, July 12.—(AP)—The first group of Texas men asked to consider inflicting the death penalty on a woman charged with robbery with firearms balked at serving on a jury here today.

As a result, District Judge M. C. Jeffrey granted a change of venue in the case of Mrs. Rebecca Bradley Rogers, former University of Texas co-ed, who is alleged to have held up the Farmers National bank of Buda, Texas, with a gun last December.

The case was transferred to Fayette county and set for trial December 5.

Questioned by the state as to their attitude on the death penalty for a woman bandit, one after another of the prospective jurors admitted they had scruples against such a penalty. Women do not sit on juries in Texas.

The change of venue was granted on motion of the court after 19 men had been disqualified.

The case against Mrs. Rogers is the first in the state since robbery with firearms was made an offense punishable by death.

District Attorney Fred Blundell said after the court session that his questions of the death penalty did not necessarily indicate that he intended to ask such a penalty, but were framed merely to determine the attitude of the jurors toward feminine offenders.

Mrs. Rogers was released on bond.

## DECLINES BUDGET OFFICE

### Kozer Sees Retention of Present Office as His Duty

Admitting for the first time that he had been offered the appointment as state budget commissioner, Secretary of State Kozer Tuesday made it clear that he would not resign his present position to accept the appointment.

"I feel that I owe it to the people who elected me to serve out my unexpired term," Kozer declared.

Kozer had been the center of speculation for the budget office ever since the post was created by the last legislature. With his announcement definitely eliminating Kozer as a possibility interest now centers about the action which the governor is expected to take in filling this office which he will probably do within the next two weeks.

## M'NARY-HAUGEN BILL DEMANDED

### AGRICULTURISTS EVIDENCE INSISTENT SUPPORT.

#### Resolution Declares Coolidge "Repudiated Platform" in Vetoing Bill.

ST. PAUL, July 12.—(AP)—Enactment into law of the McNary-Haugen farm relief bill at the next session of congress is demanded in resolutions adopted at the final session of the northwestern agricultural conference here late today.

Concluding a two-day conference, representatives of farm organizations in more than a dozen states in the south and middle-west unanimously approved resolutions endorsing the bill vetoed last winter by President Coolidge.

United States Senator Smith W. Brookhart of Iowa and several members of congress from Minnesota and North Dakota were among the speakers at the closing session who urged unremitting efforts to gain "full equality for agriculture."

President Coolidge, the resolutions declared by vetoing the McNary-Haugen bill, had "clearly repudiated the republican platform on which he was elected" and his reasons for the veto were branded as "indefensible and conflicting arguments."

Another resolution unanimously adopted on motion of Congressman J. Kale of Minnesota requested the house committee on agriculture to meet before the regular session of congress and have the McNary-Haugen bill ready for introduction when congress convenes.

## KIWANIS GROUP TO MEET

### Conference Called in Portland to Discuss Problems

Officers and committee heads of the Salem Kiwanis club have been invited to attend a conference of the sixth Kiwanis district in Portland Saturday, at which general problems in connection with the agricultural and vocational guidance work of the organization will be discussed.

George French of the Kiwanis International office at Chicago, who was the speaker at Tuesday's luncheon here, will direct this conference, which will be attended by representatives of 14 clubs.

At the luncheon, Mr. French declared that the principles and organization plan of Kiwanis goes back to the famous Addison club of London, conducted 200 years ago. Its principal values, he said, are to be found in the vocational guidance work and in the functioning of the club as a unifying force in the community.

## STATE BUILDING LAW RULED OUT BY HIGH COURT

### Constitutional Amendment Said Needed for So Large an Expenditure

## JUSTICES VOTE 4 TO 3

### Judge McMahan Affirmed in Case Brought by Peder Pederson Against State Board of Control, Attacking Act.

Passage by the people of an amendment to the Oregon state constitution will be necessary before a state office building such as was proposed in a bill passed at the last legislative session, can be erected at state expense, according to the opinion handed down by the state supreme court Tuesday, in which the law is held unconstitutional. The law was found to be in conflict with the section of the constitution which prohibits the creation of debts in excess of \$50,000.

## Vote Four to Three.

The opinion, which affirms the decree of Circuit Judge McMahan of Marion county in the case of Peder Pederson against the state board of control and the Eastern-Western Lumber company against the board of control, represents a four to three division in the court. The majority opinion was written by Chief Justice Burnett and Justices Rand and Bean.

A dissenting opinion which held the statute in question to be constitutional and which would have dismissed the suit, was written by Justice Coshaw and concurred in by Justices McBride and Belt.

Injunction proceedings to test

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## ROD OF IRON NEEDED

### Rebellion Would Rise if Domination Removed Says Daniels

RALEIGH, N. C., July 12.—(AP)—The Philippines would rebel if American military supremacy did not rule their country with a rod of iron, Joseph Daniels, war time secretary of the navy, said today in an address to the Spanish-American war veterans state convention.

"The crime of continued military domination as at present administered, is a political one," he said. "Volunteers share no lota of its responsibility. If it is persisted in, some day the Filipinos will resent our domination, as the Cubans resented the more cruel Spanish rule."

## INVESTIGATION ORDERED

### Watchman's Failure Believed the Cause of Great Train Wreck.

TOLEDO, Ohio, July 12.—(AP)—Failure of a watchman to be on duty at a grade crossing was held by Coroner Henzler to be partly responsible for a wreck in which a freight train crushed a Toledo and Indiana interurban car, killed three passengers and injured nine here this afternoon.

Coroner Henzler ordered both the watchman, Ed Reiling, and the motorman-conductor, Arthur H. Strahelm, arrested until he could make further investigation.

With a terrific crash a string of box cars pushed by a locomotive backed around a sharp curve and plowed into the steel car of the interurban line. The car was reduced to a mass of splintered wood and tangled metal.

## SUMMONS NEW VENIRE

### Unprejudiced Jury in Gang Murder Case Hard to Select.

BENTON, Ill., July 12.—(AP)—Wholesale peremptory challenges, exercised largely by the defense, today caused Charles Miller to issue a summons for a new venire of 20 veniremen for examination in the trial of Charles Birger, Art Newman and Ray Hyland, southern Illinois gangsters.

In their efforts to select an unprejudiced jury to sit in judgment on the defendants, charged with the murder of Mayor Joe Adams of West City, defense counsel today dismissed veniremen by twos and threes and flatly rejected a solid panel of four prospective jurors tendered by the state.

## KILLS ALLEGED HOUSE BREAKER

### LODGING HOUSE PROPRIETOR HELD ON MURDER CHARGE.

#### Shooting Said to Have Occurred in Struggle After Life Threatened.

PORTLAND, July 12.—(AP)—Dan Hanley, 39, was shot and killed here tonight and Fred Hartwick, 52, has been arrested in connection with the murder following his alleged statement to police that he had shot Hanley after the latter had threatened his life. Hartwick is the proprietor of the lodging house in which the shooting took place.

Police, summoned to the house found Hartwick sitting on a bed with the body of Hanley at his feet. In one hand he held a revolver and in the other a piece of broomstick.

Over the body of the dead man hovered a woman, weeping—Hanley's wife, whom he had divorced three months ago.

"I killed him," police declare Hartwick said. "He kept coming here and threatening his wife and me. He did it once too often tonight and I shot him."

Hartwick was arrested and will be charged with first degree murder, Deputy District Attorney Mowry said. The former wife of the murdered man was detained as a material witness. Indications were given that the charge pending against Hartwick may be reduced following a coroner's inquest tomorrow.

Hartwick telephoned police immediately after the shooting. Hanley died a few minutes after he was shot the coroner found. The bullet passed through his lungs, and death was caused by an internal hemorrhage.

Hartwick is married and has two sons who helped him eject

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## DRUGGISTS TOO DIVERSE

### Pharmaceutical Work Goes Way to Soda Dispensing, Said

BEND, Ore., July 12.—(AP)—The Oregon State Pharmaceutical association convention opened here today with representatives from practically every city in Oregon represented. The tendency of drug stores to become beauty parlors, marcel shops, restaurants, soda fountains and similar establishments in which pharmaceutical training is relegated to the background, was deplored by L. B. Russell, Portland, president. "I shudder to think what the drug stores of the future may become if present tendencies continue," he said, in commenting on the present day vogue.

## DELAY STRANGLER TRIAL

### Defense Asks Postponement Until November Session

WINNIPEG, Man., July 12.—(AP)—The murder trial of Earle Nelson, asserted by police to be the "dark strangler" sought in connection with the death of a score of women in the United States, was postponed today on motion of the defense until the November session of the assize court.

## BURNS PROVE FATAL

### Little Seven Year Old Dies in Hospital at The Dalles

THE DALLES, Or., July 12.—(AP)—Burns suffered last night when her clothing caught fire proved fatal today to Nono Maxine Martinson, seven years old. The child died in a hospital here. She was burned when attempting to light a fire.

## THROWN FROM HAY LOAD

### Young Vancouver Boy Dies When Trampled Under Horses

VANCOUVER, Wash., July 12.—(AP)—Wiltred Watson, 16, died here today from injuries received when a team of horses he was driving ran away and threw him from the top of a load of hay. He was hurled against a stump and the horses trampled him.

## HAS TWO SETS TWINS

### Mr. and Mrs. Virgil I. Malone of Billings Proud Parents

BILLINGS, Mont., July 12.—(AP)—Mr. and Mrs. Virgil I. Malone of Billings now have two sets of twins, in each case a boy and a girl, the pairs being born eleven months and six days apart. Mr. Malone has two twin brothers and four twin cousins, the latter in the family of his uncle.

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## SCANT SALARY REASON GIVEN FOR RESIGNING

### Judge Kendall in Letter to Governor Deplores Poor Pay of Magistrates

## OREGON PEOPLE UNFAIR

### Arbiters Unable to Maintain Dignity on Compensation Offered, Asserts Judge; Asks for Investigation

A delegation of Coos Bay business and professional men called on Governor Patterson Tuesday to urge the appointment of Tom Bennett, Marshfield attorney, as circuit judge for the second judicial district to succeed John C. Kendall who has announced his intention to resign that post.

## PORTLAND, July 12.—(AP)—

The Oregonian understands that Circuit Judge John C. Kendall of the second judicial district has forwarded his resignation to Governor Patterson. In his letter of resignation Judge Kendall explains that his action is taken because the judges of the state are underpaid, the paper says it is reliably informed.

Will Create Excitement. "The contents of Judge Kendall's letter of resignation will be read avidly by every judge and lawyer in Oregon," the paper will say tomorrow in a signed article.

"The judge paints a picture of the hopeless future of a young man who aspires to the bench; of men learned in the law and the grown old in the service of the state, facing their declining years without a reserve accumulated from their salaries."

Judge Kendall was appointed originally by Governor Olcott, was later elected and has served but 18 months of his six year term.

Letter Quoted. The Oregonian quotes from Judge Kendall's letter of resignation as follows:

"This action is made imperative at this time primarily because of the fact that I am unable to live on the compensation paid me in this office.

"Much against my will I have been forced to the conclusion that the judges in Oregon at the present time does not offer a career to a young man dependent upon the

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## ANCIENT CUPOLA TO BE REMOVED

### TOWER ON THE WASHINGTON SCHOOL BUILDING DOOMED.

#### Landmark Which Has Stood 40 Years Deemed Unsafe by District Board.

Time and progress once more raise their hands to ravage an old landmark, with the action of the school board last night in authorizing the tearing down of the west cupola on the Washington school.

How proudly 40 years ago, when it was new, did it raise its flagstaff above the urchins who trudged unwillingly beneath it, now become, many of them, the gray-beards, or at least the bald-heads, who rule the city and state.

And how brazenly has it turned its face to the world during these years when decay was setting in, and other and better schools have supplanted it. Despite the efforts of the immovable hands painted upon the false clock which it bore, time would not stand still.

So next Monday workmen will start tearing it down, because they say its timbers are rotten, and it may fall on the children who will go to school there next fall. As if the guardian of generations could betray its trust!

But Washington school must be put in readiness for classes, after two years of idleness, because of the continuing increase in school children. Repairs will be made as rapidly as possible, so that the old building will be suitable for school purposes.

Leave of absence for one year was granted last night by the school board to Isabel I. Bartlett, who for five years has taught the fifth grade in Highland school. The resignation of Georgia Crofoot, fifth grade teacher at Englewood school, was also accepted. Miss Crofoot resigns in order that she may take university work this

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## A HARDER CONUNDRUM THAN THE CRIME WAVE

