

The Oregon Statesman

Weather Forecast: Fair; warmer; gentle variable winds. Maximum temperature yesterday 64, minimum 52, river 5, rainfall none, atmosphere clear, wind northwest.

An official close to Colonel Lindbergh says he can have a million dollars simply by being married before the camera. Yet, that's all very well, but the fly in the ointment is that he'd be married—Philadelphia Inquirer.

SEVENTY-SEVENTH YEAR

SALEM, OREGON, TUESDAY MORNING, NOVEMBER 1, 1927

PRICE FIVE CENTS

PLANT LOCATION FIGHT STILL ON NOT DIMINISHED

Both Sides Confirm Beliefs By Looking At Portland Incinerator

COUNCIL WILL CONSIDER

Committee Takes No Action to Inspect Waterfront Site; Southeast Salem Club Officers to Urge Change

Despite the fact that the dead conveying to the city of Salem the two-acre tract of land in southeast Salem as a site for the incinerator has been signed, residents in that section are not going to give up the fight to prevent its location there.

Officers of the southeast Salem club who were named as a committee to investigate the matter will report to their constituency tomorrow night at the Knight Memorial church that opposition should not be diminished until the incinerator committee has seen fit to investigate the site on the waterfront at the end of Court street which they have proposed.

Chairman W. H. Dancy of the incinerator committee has not changed his opinion and with Alderman Simeral is expected to make a strong stand against any change in the committee's plans when the matter comes before the council next Monday night.

Alderman W. W. Rosebraugh has taken a similar view, holding that a thorough investigation should be made of the proposed site before locating the incinerator in southeast Salem.

No action to investigate the waterfront site has been taken by the committee as yet.

Inspect Operation Members of the committee went to Portland last week to inspect the incinerator just installed in that city by the Nye-Olney Incinerator company.

President Newell Williams of the Southeast Salem club, also visited the garbage disposal plant in Portland.

He declared last night that Manager Abel of the Portland plant had told him that his company advised against locating the incinerator in a residence district or in any district where much residence building was likely, not because the plant has an objection.

TRIAL RECALLED BY PROSECUTOR

PENDER ABSOLUTELY PROVEN GUILTY TONGUE SAYS

District Attorney States He Vigorously Opposed Pardon by Ben Olcott

HILLSBORO, Ore., Oct. 31.—(AP)—E. B. Tongue, district attorney, who was special prosecutor when John A. Pender was convicted of the murder of Mrs. Daisy Wehrman of Seppos, was today asked why he so strongly opposed executive clemency when the case came before Governor West and Governor Olcott. He said:

"I never have had a doubt as to Pender's guilt, and I felt that clemency of any nature was in violation of justice. The trial was presided over by Judge Eakin of Astoria, and Pender was ably defended by John T. Logan and John H. Stevenson, well known Portland attorneys. Whole time was consumed in selecting the jury, and 24 days in all were required to bring the evidence, the arguments of the attorneys and the instructions of the court, returned a verdict of murder in the first degree and Pender was sentenced to the gallows. I have never tried a case where the evidence was more conclusive of guilt. Pender appealed to the supreme court. Judge Ramsey wrote the opinion, and his finding was confirmed in by Judge McBride, Judge Moore and Judge Eakin. The opinion says: 'We have examined the evidence and we find there was sufficient to authorize the trial court to submit it to the jury; we think that the evidence for the prosecution was clearly sufficient to support the verdict found.'

OREGON TAXING PLAN OBSOLETE

REAL ESTATE THE GOAT, SAYS EARL FISHER

Inequalities Held Appalling, With Premium Placed on Violations

Real estate is the goat of Oregon's present tax system, Earl Fisher, state tax commissioner, told members of the chamber of commerce at the weekly luncheon yesterday noon. With the prevalence of agitation to relieve timber and banking institutions from taxation, the burden has gradually been thrown to property until the state operates now almost under a single tax system.

Under the present conditions, capitalists are fighting shy of investment in property and are concentrating their funds in tax exempt securities, he asserted.

Leading economists everywhere are pointing to the Oregon system as obsolete, he declared. The claim is made that not only does it impose an unfair burden on property, but it fails almost entirely to reach intangible wealth, it reflects more the inability to pay than the ability to pay, and it places a premium on evasion and a penalty on honesty.

Inequalities in the assessment of invisible property is appalling, said the speaker. This is not so much the fault of the assessor as it is the system for no assessor can work intelligently without full information.

Eighty business concerns in one county with a book valuation of \$16,758,000 were assessed at \$12,197,000 or 46 per cent. Equalization of assessment is one of the most urgent needs, Mr. Fisher declared.

A gross earnings tax to replace the present ad valorem system on utilities was declared by Mr. Fisher to be impracticable. Its only merit would be ease and simplicity of collection, and would serve only to shift the burden without relieving the tax on property.

Furthermore, it would take tax information.

THOMPSON WINS PRIZE

Salem Man's Entry First in Shropshire Division

PORTLAND, Oct. 31.—(AP)—G. H. Thompson of Salem won first prize with an entry in the shropshire ram division at the Pacific International Livestock Show, in the judging tonight.

PORTLAND, Oct. 31.—(AP)—To F. N. Bullard of Woodland, Cal., went the championship award for commercial fine staple wool, at the first Pacific International Wool show, sponsored by the Pacific Cooperative Wool Growers, and held in connection with the Pacific International Livestock Show.

B. W. Yergen of Aurora took the quarter blood championship.

CHURCH DOME REBUILT

Historic Old Edifice at Jerusalem Cracked By Earthquake

JERUSALEM, Palestine, Oct. 31.—(AP)—The dome of the orthodox portion of the Church of the Holy Sepulchres which was cracked by the last earthquake, has been condemned by the public works department. It will be reconstructed. The earthquake occurred last July.

The Church of the Holy Sepulchre was consecrated in 336 A. D., early ecclesiastical records show. The dome is surmounted by a gilded cross. The church stands over the generally accepted site of the tomb of Christ. The church was burned in 1898, and rebuilt in 1910. The dome was restored by architects of various nationalities in 1868.

ANOTHER MARINE FIGHT

Nicaraguan Guerrillas Engaged by United States Forces

MANAGUA, Nicaragua, Oct. 31.—(AP)—United States marines have been in another engagement with Nicaraguan guerrillas, probably followers of the rebel General Sandino. There were no casualties among the marines or national guardsmen, but five of the guerrillas were killed, and several wounded.

WANT EGG WAR STOPPED

Cooperatives and Dealers in Conflict at Portland

PORTLAND, Oct. 31.—(AP)—Steps are being taken to end the egg price war between the cooperatives and dealers. Extras declined five cents to 50 cents, and flats 1c to 45c at the exchange.

CRISIS LOOMS FOR STRIKERS IN MINE FIGHT

I. W. W. Leaders Disagree After Ultimatum Issued By Governor Adams

NATIONAL GUARD READY

Colorado State Troops May Be Called Out as Soon as Allotted Time Elapses, Intimation Yesterday

DENVER, Colo., Oct. 31.—(AP)—As the 30 hours grace granted by Governor W. H. Adams to I. W. W. strikers to guarantee to him that picketing would be discontinued in the Colorado strike rolled away, I. W. W. leaders seemed unable to agree on the matter. With 15 of those hours gone by and the entry of national guardsmen into the situation imminent, Bryon Kitto, publicity agent for the I. W. W., stated just that pickets would be maintained before his arrest for picketing at any cost.

Leader Asks Cessation Roger Francoeur, leader of the I. W. W. in the United States at the same time addressing meetings at Walsenburg and Aguilar, asked that picketing cease.

Kitto was one of twenty four men arrested today by Sheriff J. J. Marty in Las Animas county near Trinidad while he was leading a demonstration at the Tobacco mine of the Colorado Fuel and Iron company mine near that town. Las Animas county officers also arrested Amelia Sablich, the girl in the red dress who recaptured a march of strikers in demonstrations at various mines in the vicinity of Trinidad. She was arrested on a warrant charging picketing and lodged in the county jail. Amelia led a group of picketers at the Ideal mine last Friday and was injured when struck by

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STATE BORROWS AGAIN

Deficit Increased, But Will Be Reduced This Month

The state treasurer Monday was compelled to borrow from the state highway commission \$300,000, which has increased the deficit in the general fund of the state to \$771,921.41. At the close of business last night there was approximately \$23,000 in the general fund.

The transfer of funds from the state highway commission account is authorized under the Hare bill approved at the last legislative session. The money draws interest at the rate of two per cent.

The state treasurer also borrowed recently from the world war veterans state aid sinking fund the amount of \$500,000. This money draws interest at the rate of 3 per cent.

Part of the existing deficit will be wiped out following receipt of second half taxes from the various counties in the state. These taxes are due at the treasury department this month.

SCOUT EXECUTIVE COMES

Plans For Financial Campaign Here to Be Launched

John Piper, regional Boy Scout executive, residing in Spokane, will be in Salem tonight to address a special meeting of the Cascade council at the chamber of commerce rooms.

Plans will be made for a financial drive tonight. George Vick is to head the finance committee. The employment of a scout executive for the coming year also will be discussed.

CORPORATIONS' TAX CUT URGED

SECRETARY MELLON PRESENTS PLAN TO PRESIDENT

Total Reduction Amounting to Quarter Billion Recommended for Year 1928

WASHINGTON, Oct. 31.—(AP)—Another overhaul of the nation's tax law was begun today, the Coolidge administration leading off with a proposal to pare down the annual tax burden by \$225,000,000.

Under the administration plan, most of this reduction would be accomplished by lowering the corporation tax 1 1/2 per cent, although the program also includes among other things, repeal of the estate or inheritance tax and revision of some of the brackets of the income surtax. It provides for no changes in the income tax rates of the great bulk of tax payers.

Brought by Mellon

The program was presented by Secretary Mellon at the first session of a ten day hearing before the house ways and means committee, which had been called back to Washington five weeks in advance of the convening of congress so that some sort of bill might be ready for the house itself early in December. Both in committee and house prolonged discussion is certain, many democrats and some republicans disagreeing with the treasury secretary in his proposal to limit the cut to \$225,000,000.

Mr. Mellon's request for such a limitation was based on a treasury estimate that the surplus for 1928 would amount to only \$254,000,000, far under that which has been available in previous years. He made five specific suggestions as to the means by which the re-

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PARADE ENTRIES COMING IN FAST

CIVIC BODIES AND BUSINESS FIRMS TO TAKE PART

Armistice Day Parade to be Big Event; Jay Upton Named Speaker

Entries are coming in every day for the big Armistice day parade which will be held in connection with the American Legion's celebration here November 11, and indications are that it will be one of the biggest parades in Salem's history, reports Col. Carle Abrams, chairman of the parade committee.

The response on the part of fraternal and patriotic orders has been especially good, and it is expected now that practically every such organization in the city will have a float in the parade. Many of the business houses also are announcing their intention to enter floats, and this part of the parade also will be indicative of the active interest that the business men take in civic affairs, and of their loyal support of the American Legion.

The committee wishes to emphasize the fact that trophy cups are being offered as prizes for each section; a cup for the best industrial float and another for the outstanding civic or fraternal float.

The parade will form at 10 a. m. at Marion square, and the line of march will terminate at the front of the courthouse, on the steps of which the exercises of the day will be held. A feature will be the depositing by each patriotic organization of wreaths on the War Mothers monument.

Definite announcement was made Monday that State Senator Jay H. Upton of Bend, former commander of the Spanish-American War Veterans of Oregon, will be the speaker of the day, his acceptance having reached the officials of the Armistice day observance that day.

The 186th Infantry band of Portland, the largest military band in the state, has accepted the invitation to participate, and it will lead the parade and play at other exercises of Armistice day.

Members of the parade committee are Col. Carle Abrams, chairman; L. P. Campbell; Herman Brown, in charge of the fraternal float section; Walter Zosel, in charge of the industrial float section; C. K. Richardson, W. W. Williams and Dr. B. F. Pound.

STORM BRINGS TERRIFIC LOSS ALONG COASTS

Desolation in Wake of Gale That Sweeps British Isles This Week

Death Loss Mounts Up Over 50 Vessels in Irish Fishing Fleet Given Up As Lost; Constant Reports of Casualties Come In

LONDON, Oct. 31.—(AP)—Hope for between 60 and 70 persons and a score of small vessels believed to have been lost in the storm which swept over the British Isles over the week end, virtually was given up tonight.

Fifty or more of the Irish fishing fleet have been given up as lost. A message to Lloyds Marine Register says five of the crew of the Argentine ship Fortuna were drowned when the vessel sank off Arklow bank lightship. Other reports show a total of 17 small vessels on the casualty list. Three tuberculosis patients in a hospital at Lancaster drowned in their beds.

Reports of casualties continued to come in all day. In Fleetwood, Lancashire, six persons lost their lives, and rescue-work was in progress for 7,000 persons who were marooned by flood waters. Refugees were housed in schools and other public buildings.

Virtually every bread-winner at Lackan, bay, a village in County Mayo, Ireland, was drowned within a few hundred yards of his home when their fishing boats were dashed to pieces on the rocks. One family of these Irish fishermen and farmers lost five men. Thirty one fishermen are missing.

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MINISTERS ENTER FIGHT

Officer Says Thompson "Insult to Best Thinking Element"

CHICAGO, Oct. 31.—(AP)—Entrance of a new element, the Chicago Union of Ministers into the school controversy brought on by Mayor William Hale Thompson's charges of pro-British influence was forecast today.

"We will serve more than a temporary protest against the action of various political agencies in Chicago, who are trying to blind the eyes of the public by their insidious actions which is no more than an insult to the best thinking element in this country," declared Dr. Robert Clements, of a union committee, to investigate school troubles, speaking before the city church federation.

"We must not only strive to stop the present meddling of politics in our schools, but by our actions we must attempt to prohibit any similar recurrence of present conditions."

Trial of William McAndrew, suspended school superintendent is to be resumed tomorrow.

SWAP APPAREL FRIDAY

Boys Will Don Middles and Girls Shirts, at High School

In this day of broken traditions, there is one that remains firmly entrenched at Salem high school. Middy and shirt day, a tradition started way back in the early days of the school, will be observed by the students next Friday.

The girls wear the shirts, and the boys, if they have sisters or sweeties, provide themselves with middies.

It has been the practice to observe the tradition on today preceding the football game with Eugene high school. Since this game is not played this year, it will precede the game against Corvallis high school.

L. O. HERROLD TO SPEAK

Will Address Celery Dinner at Portland Chamber

L. O. Herrold, prominent farmer of the Salem district, will make a ten minute address at the celery dinner of the Portland chamber of commerce November 17. It was announced yesterday.

Celery grown in the Lake Labish section will be featured at the dinner. The celery is being furnished by the Labish Meadows celery union, of which Roy Fuldus is president.

EVE QUIET BUT NOT TOO QUIET

SOAP USED IN QUANTITIES; NEED WINDOW WASHERS

Traffic Conditions Slightly Mixed When Barriers Moved on Streets

Hallowe'en passed off last night without any casualty list; not a single boy was taken to police headquarters and not a ripple occurred anywhere to mar the ending of a perfect day in Salem.

But Heten—that wasn't any fault of the kids. They were out in droves, east side, west side, all around the town. But so were the police. Ah! there's the rub. It was almost like a game of hide-and-seek. Police watching the boys and the boys watching the police.

George Edwards, popular traffic officer, came onto a bunch of 'em loaded to the guards, not ammunition, but soap; soap of the dirty, greasy, smeary kind. Not the kind you pay 50 cents a bar for; not quite.

"Now, listen to me young fellows," said George, and he snarled a dirty snarl. "I want all the soap you kids got. Furthermore, after you give it to me I'm going to search every one of you for more and if I find one bit of it on any one of you, that kid goes to the can."

George says it was worth two bites to see the way those youngsters handed over their soap. Piled up on the desk sergeant's desk it made the place resemble a laundry.

Seriously, the police didn't bother the boys a bit. They all remember the time they cut capers and it wasn't their intention to spoil the kid's fun. However, they were on the job until the wee small hours this morning watching for any serious depredations; but which, thanks be, didn't happen.

Motorists out late at night found traffic conditions a bit un-

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DRIFTS ACROSS PACIFIC

Japanese Fishing Smack Picked Up off Washington Coast

SEATTLE, Oct. 31.—(AP)—With the emaciated and frozen bodies of two Japanese propped up in the stern, a fishing smack, believed to have drifted across the Pacific ocean was picked up off Cape Flattery, Wash., today by the American mail liner Margaret Dollar.

The pair evidently died of starvation after being helplessly tossed about by the sea, a radio from the ship's captain said. Information indicated that the men had been dead for weeks.

The Margaret Dollar is towing the derelict with its lifeless human cargo to Port Townsend and is due in Seattle tomorrow morning.

"There is little doubt that the fishing smack and its two dead occupants drifted clear across the Pacific ocean," Clifton Pease, of the American mail line passenger department declared. "It is inconceivable that a fishing boat plying out of Flattery coast could have been tossed about on the high seas long enough for its crew to starve to death without someone reporting it missing."

STATE COMMANDER SICK

Oregon American Legion Head Stricken With Appendicitis

PORTLAND, Oct. 31.—(AP)—George Love, of Eugene, state commander of the American Legion, is seriously stricken with appendicitis in New York, a telegram from Ben Doris in that city, to Carl Moser, state adjutant, reported today. Love and Doris, both of Eugene, are on their way home from the Paris convention of the American Legion.

The two men arrived October 26 at Quebec on board the Steamship Mount Royal. From Quebec they proceeded to New York where Love became ill. He is now in a New York hospital and attempts are being made, the telegram said, to hold off the operation until Love reaches Portland.

J. C. PENNEY TO SPEAK

Head of Nation-Wide Store System to Be Here Thursday

J. C. Penney, who has achieved for himself national prominence through his nation-wide system of clothing stores, will speak at the chamber of commerce rooms Thursday night at 7:20 o'clock under auspices of the Farm Relations committee of the Kiwanis club. Invitations have been extended to all who wish to attend. The farm relations committee consists of Sam Chambers, Adolph Nelson, Walter Nelson, Frank Dearles, and Dr. Henry Morris.

INSANITY TO BE PENDER'S PLEA

LAWYER AVERS

District Attorney Indicates Only Statutory Charge Will Be Pushed

DISCREDIT GAINES' RUSE

Brother of Convicted Seattle Man Accused of Trying to Work Scheme to Save Sylvia's Murderer

PORTLAND, Oct. 31.—(AP)—John A. Pender, 49, convicted murderer who was pardoned after he had served five years of his life sentence, and who was arrested Friday when caught in the act of attempting to attack a 15-year-old girl, will enter a plea of insanity when arraigned.

This was announced today by Seneca Fouts, Portland attorney, who said he had consented to defend Pender.

In the meantime, police and the district attorney's office indicated that only the charge involving the statutory offense would be placed against Pender, who was caught in a perfectly-timed police net as he throttled his intended victim with his hands and as he lifted his voice in a shriek: "I'll kill you if you scream!"

Hacked Victims to Death Pender was convicted in 1911 of the murder of Mrs. Daisy Wehrman, who with her 3-year-old son, was beaten and hacked to death with a hatchet in their lonely little cabin near Seppos.

Pender tonight was said to have acquiesced to Fouts' suggestion that he defend the accused man on the condition that Pender submit to a sterilization operation.

"I consider him insane," Fouts said, "and that will be our plea. If I can arrange it, he will submit to the operation, then be sent to the state hospital."

District Attorney Scoffs The district attorney's office, when advised of this reputed intention, ridiculed the idea, declaring that Pender was perfectly sane.

The Pender case took on an additional color for a short time today when W. A. Gaines of Seattle, former King county commissioner and brother of Wallace C. (Bob) Gaines who is now under death sentence for the murder of his daughter, Sylvia, in Seattle, just

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COLLEGE BEDLAM AT HOMECOMING

UPROARIOUS EVENT PLANNED FRIDAY NIGHT AT W. U.

Football Game and Theta Alpha Phi Play Included in Week-End Plan

Collegiate bedlam—the heyday of saturnalian amusement—a carnival where the strident cry of the hot dog vendor will vie with the glorious burst of song from a potential grand opera singer—will hold forth at the Willamette university gymnasium Friday evening, following the night shift parade through Salem streets by students armed with fire brands and noise makers.

The event will mark the beginning of the annual Willamette university homecoming scheduled for Friday, Saturday and Sunday. Student managers have been perfecting plans for the three day celebration and it is to eclipse homecomings of previous years in point of entertainment.

The collegiate bedlam is managed by Kenneth Litchfield. Booths in charge of various campus organizations will line the walls under the balcony of the gymnasium, while the center of the floor will be reserved for stunts and other special features. Some of the numbers on the program are demonstrations by the tumbling club and the science club and a musical program under the direction of Willis Hathaway.

A small admission will be charged, the profits, if any, going into a fund for furnishing Christmas collars as a special room for men.

Other important events on the homecoming program are the annual gridiron tussle between Willamette and Pacific, the Theta Alpha Phi play, "The Importance of Being Earnest," and class reunion banquets and parties. Alumni will receive over \$5000 to visit at the various fraternities and sorority houses.

