

MANNIX MAKES BIG 'MISTAKES'

Haphazard Compilation of Pleadings Is Given as Excuse for Act

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would be explained. The first effort of Mr. Reames in examining Mannix was to secure the admission that he had never been appointed as attorney for the E. Henry Wemme company, yet had actually named it as plaintiff in his appeals and undertakings. Mannix claimed it was a "mistake" or an error in copying by his stenographer.

Mannix admitted having called on the alien property custodian in the effort to get him to join the E. Henry Wemme company in his suit, but failed; yet claimed expenses for his trip for "obtaining consent."

Mr. Reames introduced contracts between Mannix and co-counsel under which the attorneys were to receive 50% of all sums recovered from the Wemme trust which they sought to recover. Taking up the next in the series of the Wemme cases, the one in the federal court, Mr. Reames brought out the fact that Mannix represented as grounds for action, that the E. Henry Wemme company had never been represented in the prior action in state courts, although in such actions he had wrongfully joined that company as party. He secured admission of Mannix' knowledge that the Wemme company was residuary legatee under the Wemme will and that they sought to recover the property for the Wemme company.

Admitting that he and his co-counsel had received \$15,000 attorney fees from the first trial, Mannix asserted that Guy C. H. Corliss who had been attorney for the Christian Science churches in respect to the trust, had obtained \$25,000, prompting presiding referee Judge Skipworth to remark that there would not be much left when the attorneys got paid.

Mannix proved a very discourteous witness. Asked a question, he would preface or supplement or explain his answer at great length. Attorney Reames had frequently to recall his attention to the direct answer of the specific question.

At the close of the afternoon, the questioning was directed to the change of front on the part of Mannix and his associate attorneys as to the question of jurisdiction of the federal court in the case they themselves brought in the federal court. Mannix said his idea of the law altered.

Mannix brought in the name of George Joseph, his "arch-enemy," in the Wemme litigation. He asserted that Joseph controlled the present trustees of the Wemme endowment while acting as their attorney, that he sold one of its properties to a client of his at far below its true value, and that the trustees would take no steps toward carrying out the trust of Mr. Wemme, and that he sought on behalf of the heirs to recreate the original purpose of the trust.

C. A. SWOPE IS SENT TO STATE HOSPITAL

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ritz, also a local man, who alleged that Swope had not been able to account for \$5,000 which Morris and his mother had placed with the attorney who in turn promised to get them a loan which would give them 8 per cent interest.

The man's father, Judge B. F. Swope, well known Polk county attorney from Independence, declared that a meeting of creditors would be held at which an attempt would be made to untangle his son's affairs. It was intimated that an effort would be made to repay all lost money.

Doctors Astounded
At Features of Case
Physicians declared that the case was one of the strangest which had been brought to their attention. In all of the transactions in which Swope was short of money no evidence that he had benefited by the transaction could be found. It was thought that the young attorney's attempts to be a "good fellow" was the cause of his many shortages. He would borrow money and promise a large profit and would often return the money loaned and two or three times as much earnings of the investment. In one instance Swope was said to have obtained the loan of \$1900 and later repaid the lender by giving him a check for \$4200.

CLUB MEMBERS MEET
Representatives of all Y. M. C. A. Pioneer clubs will meet at the Y. next Wednesday night at 7 o'clock to organize a Pioneer basketball league.

WARDEN JENNINGS WOUNDED IN PRISON UPRISING



After being forced, at the point of a gun, to free a large number of the most desperate criminals in the Auburn, N. Y., penitentiary, Warden Jennings was nearly killed by the convicts when they realized they had been duped by state troopers and were being attacked with tear gas bombs. He is here shown being taken to the hospital ambulance immediately after being rescued alive by the troopers.

ELLIS ELATED AT BIG VICTORY

Cross-State Line to Mean Much to Oregon He Declares

Pleasure at the successful termination of the long fight which he, as attorney for the public service commission, waged to force construction of the east-west railroad across Oregon, was expressed Friday night by William P. Ellis following receipt of the announcement that construction had been ordered by the Interstate commerce commission.

If the Union Pacific carries this project through to completion, it will be of immense benefit to every section of Oregon, Mr. Ellis declared, and while the road is from Crane to a connection with present tracks at Crescent, east of the Cascade summit, western Oregon will be especially benefited.

Freight which is now shipped through California, over a route more than 400 miles longer, will now go toward the east coast on a direct line, lack of which has greatly retarded development of this state, Mr. Ellis explained. Lack of competition has also affected the service and the rates in the past, he added.

Further extensions into areas of the state which are now dormant, are sure to follow, the local attorney stated. The fight for this development was begun seven years ago, at which time the public service commission's program included a number of lines which have already been constructed.

Savings-Loan Firm Rebuilds Future Office

Work is starting on the remodeling of the room in the New Bligh building adjoining the Portland Gas and Coke company office for the occupancy of the State Savings and Loan association. A new front, which will harmonize with the beautiful front of the gas office will be placed a vault will be built at the rear of the room and the usual counters and fixtures installed.

The work will be completed so the State association can move from its present quarters in the First National bank building about the middle of January according to Jack Elliott manager of the association.

BOSTON, Dec. 13.—(AP)—The non-title bout between Jackie Fields, welterweight champion, and "Gorilla" Jones of Akron, Ohio, was stopped in the seventh round here tonight by Referee Joe O'Connor, who declared it a no contest.

The Call Board ..

By OLIVE M. DOAK

FOX ELINORE
Between State and Ferry on South High Street
Today—"Thunder." Fanchon and Marco in "Baby Songs" idea.

HOLLYWOOD
North Capitol in North Salem
Today—"Senior Americano." Ken Maynard.

GRAND
North High Street between State and Court
Today—"King Cowboy" with Tom Mix, and "Divine Angel."

CAPITOL
State Street between High and Church.
Today—"Big Time."

Key Maynard is a horseman. He rides and trains his own horses and at least one of them is very valuable and exceedingly well trained. This is "Tarzan," the horse which takes prominent part in the play "Senior Americano."

The Grand is offering the customer his money's worth with the double bills which are becoming Saturday specials. Today Tom Mix makes merry with thrilling and hair raising episodes and from the thrills of the "King Cowboy" the film fan is taken into a mythical kingdom with Vera Reynolds in a story of political intrigue and love.

Lon Chaney appears in a new role in "Thunder"—he is a grizzled old veteran of the railroad world. He drives his engine, loves it and creates an atmosphere of respect for the railroad man which holds attention quite as well as the more spectacular work he has done in the past. He wears a moustache as the main part of his "make-up" which is quite some far-away contrast to that of the make-up of "The Hunchback of Notre Dame" for instance. There is a new person to film

THIS COUPON
and 5c
Admits One Child Under 12
ALL DAY SATURDAY
Grand Theatre

SCHOOL PLAY IS PRESENTED

"Seven Keys to Baldpate" Thrills Large Crowd At Salem High

By OLIVE M. DOAK
"Seven Keys to Baldpate" and with the seventh one there was peace—peace to William Hallowell Magee, the novelist, who wrote stories of things he happens, but when the things of which he wrote began to happen he was hard put to keep the skin from tangling. Billy Dyer, as William Hallowell Magee, led in this play, presented by the Snikpho dramatic society of the senior high school, which was presented in the high school auditorium Friday night. He did an admirable piece of work with a very heavy role.

His lines were long and his presentation was smooth. He took the movement of the play on his shoulders and kept it there with ease and a pleasing amount of finish.

The only time his position was endangered during the evening was when Elijah Quimby, known in everyday life about the senior high school as Howard Cross, came into action. The character work of young Cross was exceptionally good. He did not appear many times, but when he did his presence was felt. It was a part that could have easily been passed by without notice.

Liston Parish did some good work as a policeman. His slow drawl got one rather interested before the end of his acting had

life portrayed in one of the main roles of the play—Frances Morris, a New York stage actress. What is your opinion of her?

CAPITOL
LAST TIMES
T-O-D-A-Y
REAL! VIVID! COLORFUL!
ALL TALKING
of Backstage Life!
BIG TIME
with LEE TRACY

A Movie-ton All Talking Comedy of a Small Town Trouping Hoofers...

COMING TUESDAY for 4 DAYS
"RIO RITA"
BEBE DANIELS
JOHN BOLES BERT WHEELER
All Talking! Gorgeous Color! Scintillating Music!

GRAND THEATRE
TODAY
TOM MIX in "King Cowboy"
and
VERA REYNOLDS in "DIVINE SINER"
also
DANJHI
The Mystic Marvel
Sees All — Knows All — Tells All
He will mystify and entertain you
DANJHI Appears both Matinee and Evening

RAILROAD NOW ORDERED BUILT

Commission Requires Union Pacific to Construct 195 Mile Line

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is incapable of producing traffic sufficient to make railroad service profitable.

In answering this contention, the federal commission recalled that it had authorized the construction of both the Oregon-Washington Railroad and Navigation extension from Crane to Burns and the Southern Pacific's Natron cutoff at the request of those roads although neither line tapped territory capable of furnishing enough business to put the extensions themselves on a paying basis.

Railroad Benefited By Line Is Claim

The commission expressed the opinion that the cross state line would be a valuable asset to the Union Pacific system and would be an effective feeder for that system after a reasonable development period.

News received from Washington that the interstate commerce commission had ordered construction of the so-called cross state line from Harriman, near Crane, to Crescent Lake, a distance of approximately 185 miles, was received with gratification by the public service commission, which filed the original proceedings urging its construction.

On October 10, 1922, the Oregon public service commission initiated proceedings before the interstate commerce commission under the provisions of the 1920 transportation act which authorized the commission to order the extension in case an investigation found it to be in the interests of public convenience and necessity.

The complaint filed by the Oregon public service commission made all of the carriers in the state defendants.

Wind Storm One Of Worst Seen Here in Months

One of the worst wind storms Salem has experienced in many months whipped through the city Friday night, causing considerable trouble in the way of broken power and telephone wires which kept repair crews busy through the early part of the night.

At North Commercial and Shipping streets two power wires were down early in the evening and employees of the P. E. P. company were stationed there to prevent injury to persons who might come in contact with them.

ACTOR IS DIVORCED
SANTA ANA, Cal., Dec. 13.—(AP)—Adel R. Post was awarded an interlocutory decree of divorce from Guy Bates Post, actor, in superior court here today. She charged desertion.

FINE HIGHWAY IS SUPPORTED

Engineer Swart Rushes Into Print as Probe of Road Project Looms

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week when The Statesman disclosed the favoritism which had been displayed in the matter of providing gravel for driveways to some farmers along reconstructed roads, and withholding this concession from others.

Immediately after the story disclosing this state of affairs appeared in The Statesman, the county court became extremely busy smoothing the matter over, and has made calls on many of the slighted taxpayers, promising an adjustment. At the same time, denials were made that any discrimination had been intended. Nevertheless, nothing was done to right the wrong, until the matter was given publicity in The Statesman.

Careful Explanation Has Queer Features

The defense of the court's action in ordering construction of the Sigmund market road this year, as it appeared in the afternoon paper, quotes Mr. Swart in part as follows:

"The road which is now talked about and on which Judge Sigmund's father owns property, is a connection between the Fern Ridge road and the Mehama pavement. It is an outlet to a vast section of country up there. A survey was made on that ahead of the other road work and work was done on it ahead of the other road, because the survey was finished and I didn't get time last winter to finish the survey on the other road."

Information which The Statesman was able to obtain about "Sigmund Road No. 83," that being its listing on county records, was that it is 2 1/2 miles long and the cost to date is \$17,255.11, with several more bills yet to come in, bringing the probable total to at least \$18,000. It is in road district No. 33, under the care of Patrolman J. W. Elzel. Construction was started in June, and the road was accepted as finished in November.

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Mr. Swart, in talking to a Statesman reporter admitted that there was not need for the road this year, but justified the construction by saying it was part of the five year market road program and might just as well be built in 1929, as later.

He explained further that the survey happened to be completed, because he and W. J. Cuneo, the former roadmaster, went there to experiment, having been told that a 15 per cent grade would be necessary. They found a route which necessitate only a 7 per cent grade for the first two miles, growing less as the Sigmund place was approached.

Mr. Swart evaded questions as to whether the road would benefit the Sigmund property, but said there was no use for it this winter, as most of the residents of the Fern Ridge district used another road which went toward Stayton.

That other persons have been wondering why the road was built was also indicated by Mr. Swart: "The patrolman of the district, Elzel, could not understand why we were building the road and said there was no need for it. We explained to him that it was to be part of the loop road and he understood."

Order the Oregon Statesman for one year and secure one of the North American Travel Insurance policies for \$1.00.

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Free Children's Matinee at 10:30 A. M.

To See

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Greatest All Talking Wild Animal Picture

All School Children "FREE"

Yes CHAMBERS AND CHAMBERS Are Quitting Business

That is why you can buy a beautiful Rocker, Pull-up or Occasional Chair way under the regular price, very attractive and handsome yet sturdily built to stand the wear. 11.50, 14.90 up to 18.75.

A very special on floor lamps—nice attractive shades and either metal or wood stands—complete for 5.75 nearly all of them worth double this price. If you want one of these come soon as they are going right out—a real lamp bargain.

We still show a good stock of Dinette tables and breakfast nook sets—of course they are now under-priced—see them.

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LAST TIMES TODAY Special Matinee at 2 P. M.

MAYNARD Senior Americano

Maynard's First All Talking Production

Also—All Talking Wild Animal Picture

KING OF KONGO

Special Matinee at 2 P. M. This Ad and 5c will admit any School Child to see Afternoon Matinee