

OPINION HOLDS DR. BLACKBERY DULY ELECTED

No Question About Legality, Of His Acts as State Committeeman

Van Winkle Rules Silverton Man De-Facto Officer In Any Event

In a four-page opinion given District Attorney John Carson on Tuesday afternoon, Attorney-General Van Winkle upheld the election of Dr. A. F. Blackbery of Silverton for republican state committeeman for Marion county as legal and proper and unless court action is taken, Dr. Blackbery will cast this county's vote in the forthcoming convention.

In his opinion the attorney-general declares that Blackbery received a plurality vote but holds that the county central committee, without any statute to go by, is allowed to determine its own rules for an election. While a majority vote is customary under Roberts Rules of Order, the attorney-general contends that the central committee made the plurality sufficient for an election when by a vote of 22 to 21, with 43 members of the committee present, it was agreed that another ballot should not be taken and Dr. Blackbery's election should thus be understood.

Mr. Van Winkle adds to his opinion the fact that the presumption is firm that the members of the committee did not nor could not legally consider adjourning without making an election for state committeeman.

"It is a presumption of law that until the contrary affirmatively appears, that official duty has been regularly performed."

Concluding his decision the attorney-general says:

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YOUTH PLAYS PART IN HINDU BOYCOTT

BOMBAY, July 1.—(AP)—

fourth played a prominent role in India's dramatic unrest today. In numerous cities and towns, boy and girl students refused to attend school, protesting against the sentencing of Pandit Motilal Nehru and Sayed Mahmud at Allahabad. They organized and marched the street waving the tri-colored national flag and shouting for a boycott of British-made goods.

Twelve municipal schools closed in Bombay as did a number of colleges. Students of Wilson college, headed by 20 girls, marched from one college to another, urging the pupils to join and picketing those schools against the students' refusal to leave classes. The sentencing of Nehru and Mahmud to six months simple imprisonment each, followed their arrest Monday for civil disobedience activities, came at a time which added intensity to the "boycott week" proclaimed by Bombay nationalists against British goods.

Maurice Graham's Wrecked Plane

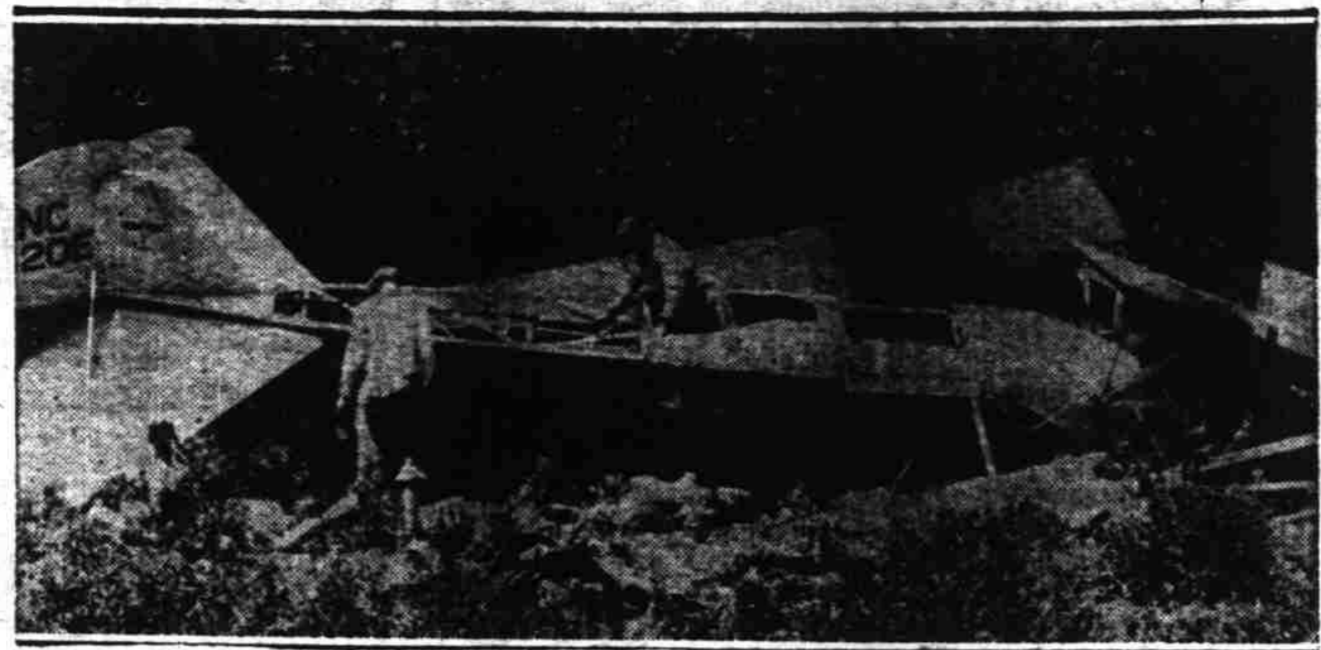


Photo shows the wreckage of the Western Air Express mail plane that was piloted by Maurice Graham, famous mail pilot who has been the object of a five month search after his mysterious disappearance. The wrecked plane was found in the wilds of the Wasatch mountains 8 miles from Cedar City, Utah, by two young sheep herders. The mail was untouched when the authorities reached the spot of disaster.

BOLD ATTEMPT TO SLAY ZUTA FAILS

Moran Gang Paymaster Has Police Escort Fearing Attack by Enemies

CHICAGO, July 1.—(AP)—An attempt to kill Jack Zuta, reputed paymaster for the north side made tonight at the intersection of State and Jackson boulevard, across road of the loop, shortly after Zuta had been released from the detective bureau.

With Zuta, speeding northward on State street, was Lieut. George Barker of the detective bureau, who accompanied the gang paymaster after fears were given of an attempt on his life.

Near the intersection of Jackson boulevard the Zuta car was overtaken and a fusillade of shots was exchanged. Albert Lusader, motorman on a passing street car was fatally wounded and Olaf Sveta, walking to work, received an arm wound.

With Zuta and the lieutenant were Leon Vision, Albert Bratz and Miss Leone Brenstein, all of whom were arrested Monday in raids on Moran hangouts. None was injured.

They had just been released at the detective bureau after a day of questioning in connection with the murder of Alfred Lingle, Tribune gangland reporter.

Barker offered to drive Zuta and the others home after they expressed fears of being killed. A block south of Jackson boulevard the pursuing machine overtook Barker's quad car and the shooting began.

Bullets splattered against the street car operated by Lusader and shattered windows in two State street stores. Hundreds of pedestrians and automobile drivers were thrown into a panic.

Witnesses said the pursuing car carried three men, one of whom lay face down on the running board and another fired from behind a door.

Bullets punctured the gasoline tank in Barker's car and at Madison street, three blocks north, he abandoned it. Zuta and the others disappeared.

Dry Enforcement in Chicago Is Task of Col. John Herbert

CHICAGO, July 1.—(AP)—

The job of enforcing prohibition in Chicago where gangs fight over liquor profits, estimated in millions today fell upon the shoulders of Col. John H. J. Herbert.

Accustomed to the open spaces of Montana and Idaho where he housed prohibition until recently, Col. Herbert admitted his new assignment will be a difficult one.

He assumed his duties here less than a week after Col. Isham Randolph, president of the Chicago Association of Commerce, had declared prohibition a failure and urged a change in the dry law as the only means of purging the city of gang rule.

PLANT INVENTORY TO BE READY SOON

City's Appraisal Engineers to Begin Work After List Submitted

The Oregon-Washington Water company will have a complete inventory of the local plant prepared by some time next week, according to R. H. Corey, division engineer of the firm, whose department is handling most of the work.

Corey says the task of a detailed inventory is an arduous one requiring painstaking care to see that all items, their amount and the cost, are prepared in proper form.

Since the present owners took over the plant in 1927 considerable construction work has been done. Meticulous records have been kept of this but the inventory before the date of purchase is less complete and requires considerable effort to prepare.

Mr. Corey said Tuesday that recent decisions in several state courts have shown that a city may enter in to contract with a firm

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FOSTER CAUGHT IN LOS ANGELES TRAP

Man Who Owned Gun Used in Lingle Slaying To Be Taken Back

LOS ANGELES, July 1.—(AP)—Caught in a trap laid in his own apartment by Chicago and Los Angeles police detectives, Frankie Foster and four fellow gangsters suspected of the slaying of Jake Lingle, Tribune reporter, were arrested today. The five are held incommunicado in the city jail where they are charged with suspicion of murder.

The captured gangsters are Foster, alias Frank Foreman; Marvin Apler, alias Hart; Frankie Fisher, George Davis and Herman Walters. A young woman, identified as Foster's wife, was the first to be arrested in her own technical custody.

Detectives trailed an automobile late yesterday from Hollywood to an apartment house in the fashionable Wilshire district. The young woman's arrest followed. More than fifty police detectives, headed by Leo M. Anderson and John Scherping of Chicago, stalked out in the building.

Foster and his bodyguard, Davis walked into the bustling streets of Los Angeles with their pistols and shotguns as they approached their apartment shortly after midnight. The other three were trapped earlier in the evening in an adjoining suite.

'MOM' HUNTER GOES UP TO VISIT BOYS

CHICAGO, July 1.—(AP)—

"Mom" Hunter took to the air tonight. The mother of the Hunter boys, John and Kenneth, world record breaking endurance fliers, not knowing when they would come down to earth to pay her a visit, took matters in her own hands and went up to see them.

With her daughter Irene beside her, Mrs. Hunter went up in a 21 passenger Curtiss Condor as guest of Casey Jones, official observer for the National Aeronautical association, and exchanged signals with her sons. At the time they had been up for 485 hours.

After flying alongside for a time the mother and Irene came down. They were accompanied by Dale Jackson, who with Forest O'Brien, set the endurance record of 480 hours.

A gift of \$50,000 for the fliers from the city of Chicago loomed as a possibility tonight when Alderman William Feigenbaum said he would introduce a resolution before the city council to make possible a "substantial check" to the Hunters.

Tenth Group of War Mothers Is Off For Europe

NEW YORK, July 1.—(AP)—

The tenth contingent of the Gold Star pilgrimage—140 mothers from the south, far west and east, will sail tomorrow from Hoboken. One Gold Star sister, the first to make the pilgrimage, is in the contingent which sails tomorrow. She is Mrs. Lillian Holmes, Seattle, hospital representative for disabled American veterans, whose 17 year old brother, Clement Hilderbrand, was killed July 19, 1918, at Soissons.

Former Bolivia President Said Planning Flight

LA PAZ, July 1.—(AP)—

Pelz and Dolan in Draw

Policemen Are Indicted Railroad Work Is Talked Lausanne Coming Retold

tion of grade and trackage abandoned by the Oregon Trail railway in the Deschutes gorge 19 years ago, it was learned today from sources believed to be reliable.

The Deschutes gorge track, from Metolius to South Junction, will form part of the Great Northern railway's main line into California, if reconstructed.

OBSERVANCE PLANNED

PORTLAND, Ore., July 1.—(AP)—

The arrival of the ship Lausanne with missionaries to the Oregon country will be celebrated at Champeong July 10.

SEA LIONS GATHER

ROCKAWAY, Ore., July 1.—(AP)—

Oregon Briefs

BOUNT EAST, FURIOUS

PORTLAND, July 1.—(AP)—Benny Pelz and Micky Dolan, Portland lightweights, slugger their way through ten furious rounds to a draw in the main event of tonight's boxing show. Filled with action from start to finish the fight was featured by four knockdowns. Pelz dropped Dolan for the count of nine in the third round and again for the count of five in the eighth.

Pelz was on the floor in the fifth and ninth, both times for short counts. Dolan weighed 136½ pounds and Pelz 135.

SEA LIONS GATHER

ROCKAWAY, Ore., July 1.—(AP)—A herd of more than 100 sea lions were seen close inshore at Rockaway Beach yesterday. The herd is believed to be following a school of fish that has been passing here the past few days.

BRIBE TAKING CHARGE

PORTLAND, July 1.—(AP)—Hubert Ragen and Clifford L. Miller, Portland policemen, were indicted by the county grand jury on charges of "receiving and agreeing to receive a bribe."

Ragen is alleged to have accepted \$20 from Edward Polli for granting a traffic charge against him and Miller is accused in the indictment against him of accepting \$25 from Nathan Goldberg to release Goldberg's son and daughter-in-law after they had been arrested in a parked automobile.

President Circuit Judge Stevenson set bail for each of the men at \$1,000.

MAY REBUILD TRACK

BEND, Ore., July 1.—(AP)—Officials of the Great Northern railway are considering reconstruction

VETERANS BILL PASSES SENATE WITH INCREASE

Democrats Successful in Effort to Liberalize Pension Privilege

House Expected to Reject Amendment, Resulting in Conference

WASHINGTON, July 1.—(AP)—The new law for veterans relief measure was passed today by the senate after the democrats had succeeded in raising the disability pension rates above the level provided by the house bill bearing the administration's approval.

This change in the house measure which was voted 37 to 26 forced the bill into conference for adjustment of differences. There were hints of another presidential veto if the increased rates were allowed and administration supporters were seeking a way to reach a compromise.

Overriding the Hoover forces on the floor, the senate showed its irritable mood in the closing hours of debate. It refused to enter an agreement to vote tomorrow on the bill, and then proceeded to vote tonight. Vice President Curtis was taken to task a short of eyes and the senate then proceeded to have a record vote. It was a day of sharp words.

The record vote on passage of the legislation was 56 to 11. Senators Walsh of Massachusetts and Connally, Texas, democrats of the finance committee, sponsored the higher pension rates. Their schedule would give world war veterans the same rates allowed Spanish war veterans with a maximum of \$60 a month for permanent total disability. Conference on High Rate is Foreseen

The new bill passed by the house earlier this year has vetoed the general disability compensation measure, allows world war veterans who cannot prove their disability is service connected, to collect government compensation nevertheless.

There was every indication tonight the house would disagree to the higher rate level and accept the senate offer for a conference on the measure. However, congressional leaders were confident of quick agreement on a compromise.

Senator Walsh of Massachusetts succeeded in adding by 36 to 27 an amendment to allow veterans who contracted venereal disease while in service and who are suffering disability as a result, to collect the pension. Senator Reed, republican, Pennsylvania, who led the fight for the amendment in the house, protested this. Deficit Forecast

Senators La Follette, republican, Wisconsin; Cutting Barkley, democrat, Kentucky and George, democrat, Georgia, led the final hours of debate, centering their pleas on the amendment for an increase in the pension rates. They belittled predictions of the administration of a treasury deficit and assailed the attitude of Mr. Hoover towards the veterans legislation.

Senator Reed estimated the senate bill would cost more than \$50,000,000 in the first year as compared to \$31,000,000 provided by the house. Walsh disputed Reed's figures, although he agreed it would be more expensive than the house bill.

Landis Retains Iron Grip Upon Organized Ball

CHICAGO, July 1.—(AP)—

The threatened revolt against the iron hand rule of Kenesaw Mountain Landis over organized baseball faded today as American association club owners pledged their allegiance to him and rejected a split season proposal.

Called for a special conference to consider a split season the owners adopted resolution directing President Thomas J. Hickey to "convey to K. M. Landis an expression of confidence and allegiance to all final decision of all disputed baseball matters made by the high commissioner."

Nine Killed in Leningrad Fire

LENINGRAD, July 1.—(AP)—

Nine persons, including three firemen perished in a fire that destroyed the Soviet government's huge new "kitchen factory" here last night. Incendiaries were blamed for the fire.

Liquor Urged on Infant Is Claim

ROSEBURG, July 1.—(AP)—

Lindbergh Infant's Middle Name to Be Morrow, Indicated

NEW YORK, July 1.—(AP)—

The little son of Col. and Mrs. Charles A. Lindbergh probably will be named Charles Morrow Lindbergh after his father and his grandfather, Ambassador Dwight W. Morrow.

This was learned by well-informed circles today. At the same time information was obtained about the probable plans for the near future of members of the Lindbergh and Morrow families.

The former Anne Morrow and her child intend to go to the Morrow summer home at North Haven, Maine, as the mother has recovered her strength. After her departure, her mother, Mrs. Morrow plans to go to Mexico City to join the ambassador, probably within a month.

KINGSFORD-SMITH MEETS LINDBERGH

Aces Have Various Points to Congratulate Each Other Upon

NEW YORK, July 1.—(AP)—

On the eve of flying westward with his champions of the ocean crossing, Squadron Leader Charles Kingsford-Smith had his first meeting with Col. Charles A. Lindbergh.

Kingsford-Smith was writing at a desk in his hotel suite when he looked up and saw the tall young American standing in the doorway.

"Hello, hello, old fellow," the Australian exclaimed, jumping up and extending his hand.

"How do you do," Lindbergh replied. "I just dropped in to congratulate you on your latest achievement. I consider that your flight across the Pacific two years ago is the outstanding flight of aviation history."

"Oh, rather look on your flight as being that," Lindbergh replied. "I don't know," Kingsford-Smith protested. "You must remember we had three motors and there were four of us whereas you had one engine and you flew alone."

"After more talk of planes and engines, chiefly of a technical nature, Kingsford-Smith congratulated Lindbergh on the recent birth of a son and Lindbergh congratulated Kingsford-Smith on his engagement. They posed for cameramen and talked for a few minutes with reporters.

Kingsford-Smith said unless a strong west wind prevented he (Turn to page 12, col. 5)

YEAR SHOWS GAIN IN U. S. FINANCES

WASHINGTON, July 1.—(AP)—

President Hoover's first full fiscal year in office was completed last midnight with a surplus of \$184,000,000 in the treasury and a reduction of \$744,000,000 in the gross public debt.

Secretary Mellon announced today receipts for the 12 months were \$4,178,000,000 while expenditures were \$3,994,000,000. For the year previous receipts were \$4,033,000,000 while expenditures were \$3,848,000,000.

Mellon said at the close of the 1929 fiscal year last night the total gross debt was \$16,185,000,000 as compared with \$16,931,000,000 on June 30, 1929.

In announcing the surplus the secretary said \$76,000,000 was due to debtor nations making their June 15 payment on their war debts in cash instead of in United States securities. The surplus also was increased by abnormal customs receipts due to withdrawal of imports in anticipation of tariff legislation.

Income taxes provided the greater amount of the revenue for the year producing \$2,411,000,000 as compared with \$2,331,000,000 the previous year. The increase was made in face of the stock market collapse and the one per cent reduction of normal and corporation incomes.

Liquor Resorts Of Gotham Fall Under New Regime Attack

NEW PROH HEADS TAKE OVER TASKS

Only Ripple of Interest in Campbell's Charge of Non-Cooperation

WASHINGTON, July 1.—(AP)—The nation's most discussed law enforcement problem went into the keeping of the department of justice amid a clam that was not jarred by the denunciation of the dry law by Maurice Campbell, retiring prohibition administrator for New York City.

The charges by Campbell went unanswered except for a crisp statement from Seymour Lowman, assistant secretary of the treasury, which gave rise to a demand in the house for an investigation. Rep. Celler, democrat, New York, introduced a resolution to empower the house judiciary committee to investigate prohibition enforcement in the office of the New York administrator for the last three years.

Lowman, who has been executive officer in charge of enforcement, said if Campbell had let prohibition enforcement and did not wish to become involved in a controversy with a former official.

Woodcock, Jones Now in Command Campbell resigned in preference to being transferred to Boston.

Meanwhile, Amos W. Woodcock and Howard T. Jones took office as director and assistant of the new prohibition bureau and spent the morning conferring with Assistant Attorney General Youngquist who will be the executive in charge of enforcement.

They declined to divulge their plans but it was believed their first move would be to seek co-operation of state authorities.

Woodcock and Jones moved into their offices and took over direction of the 2,700 prohibition employees transferred to the bureau. Dr. James M. Doran, former commissioner of prohibition, retained his old office as director of the treasury's industrial alcohol bureau.

HOOVER APPOINTS NEW POWER GROUP

WASHINGTON, July 1.—(AP)—

Lieutenant General Edgar Jadin, who as chief of army engineers gained an intimate knowledge of the country's waterways, was selected today by President Hoover to head his new power commission.

When Hoover have taken office, the new commission will supplant the old one, which had as its members the secretaries of war, interior and agriculture, and which, since 1920, has supervised the expenditure of about \$350,000,000 for power developments.

Disorder Reigns While Evacuation Celebrated

KAISERSLAUTERN, Germany, July 1.—(AP)—

What little life remained in the separatist movement in the Rhineland today was jeered, thumped and burned out of it by German citizens of several towns. The worst disorders, caused by evening-up old scores with the adherents of the Rhenish republic occurred here where three persons were seriously injured and the home of one burned.

A Breslau and Mayence liberation ceremonies wound up early today with reprisals against separatists. Here and there violent scenes occurred. Police here for more than an hour were wholly unable to cope with the disorderly elements.

One shop was stoned and the shop and home of another victim damaged.

At the store of a man named Knoblock the police got out of hand and started the trouble

McC Campbell Opens War on Speakeasies; Raids Seven

New York Can Be Dry as Any Other City, He Avers

NEW YORK, July 1.—(AP)—Andrew McC Campbell signalled his advent as prohibition administrator for this district today by raiding seven truckloads of liquor and tracing another to its source of supply.

McC Campbell, who has been enforcing the liquor laws of the country in various capacities since 1907, announced on taking office he saw no reason why New York couldn't be made as dry as any other part of the country.

He said his hands were not tied by Washington, as his predecessor, Major Maurice Campbell, resigned, had charged he were, and he also took sharp issue with Major Campbell's statement the prohibition law could not be enforced.

It can be enforced, McC Campbell believed, by proper cooperation of local authorities and police. He said he was going to ask such cooperation, something Major Campbell also did. The police, at that time, announced a hands off policy except where speakeasies or night clubs became a menace to public morals and decency or a hideout for criminals.

Harrassed Liquor Element in South McC Campbell has had a long career in government service, having harassed moonshiners in the Kentucky and Tennessee hills before the passage of the eighteenth amendment and bootleggers since that time in Iowa, Nebraska, South Dakota, New York state and the country in general.

CLEVELAND, July 1.—(AP)—Disclosure of a giant international rum and whiskey smuggling ring with headquarters here and operating by train, truck and boat from Kingsville, Ont., to Fernandina, Fla., was made here today with release of a federal indictment charging 25 illegal acts.

Arrests here of "gentlemen" Dan Coughlin who is under federal sentence on one rum smuggling charge brought revelation of the federal investigation of the ring.

Large Quantities Of Liquor Moved Investigators said they found evidence liquor was moved by the ring, which has operated since June 1921 from the Florida "base" at Fernandina to McKeesport, Pa., from where it was (Turn to page 12, col. 5)

Detroit Recall Case May Go to Supreme Court

DETROIT, July 1.—(AP)—The majority recall movement supported the proportions of a supreme court case here today as circuit Judge Arthur Webster refused to grant an injunction against an election for removal of Mayor Charles Bowles.

The administration forces prepared to carry their case to the state supreme court.

Judge Webster held he had no right to interfere with the election as the reasons for the recall appeared to conform to requirements of the statute and he could not go behind the face of the recall petitions to investigate alleged frauds.

Setting the house fire the mob marched away only to smash the store and home of another shopkeeper. The police tried to disperse the mob, using clubs and swords but made no progress.

A fire brigade, marshalling all available hose for which a fire plug could be found, eventually put the disturbers to rout and restored a measure of quiet.

Celebration of evacuation was continued throughout the Rhineland and from many parts of Germany came press dispatches of celebrations.