

## RAILROAD CASE TESTIMONY ALL BEFORE COURT

### Crescent to Crane Line is Issue as Union Pacific Questions Order

### Road Claims Power Lacking in Law for I. C. C. to Force Development

PORTLAND, Ore., Sept. 29.—(AP)—Direct arguments completed, three federal judges tonight took under advisement the question of whether the interstate commerce commission can force the Union Pacific railroad to build a 185 mile railroad from Crane to Crescent Lake, Ore., the court will receive supplementary briefs before making its decision.

The interstate commerce commission ordered the Union Pacific, through the Oregon-Washington railroad and navigation company, which it owns, to build the line. The Union Pacific challenged the commission's authority to force construction of the line.

The matter came before the court, composed of Federal Circuit Judge Dietrich, of Boise, Idaho, and District Judges Bean and McNary, of Portland, on the petition of the railroad to "enjoin, set aside and annul" the commission's order.

First Order of I. C. C. Ruling Of I. C. C. Ruling because no attempt has been made heretofore to test the commission's power in ordering rail construction.

Arthur C. Spencer and Roy F. Shields, counsel for the Union Pacific and the O. W. R. and N. W. R., respectively, argued the order of the I. C. C. transgresses the powers granted to it in the transportation act, that the law is unconstitutional and that construction of the line would be an economic mistake for the railroads affected and for the public.

For counsel for the railroad contended the cost of constructing the road would be at least \$11,000,000 and that it would operate at a loss.

## SLAYING OF PAIR PUZZLES OFFICERS

STOCKTON, Cal., Sept. 29.—(AP)—Slain under circumstances that puzzle police, the bodies of Sophie Stetz, 19, and Roy L. Morris, 46, driver of a car here tonight while officers and fingerprint experts endeavored to find clues that may lead to the arrest of their murderer.

The bodies, showing evidence of brutal attacks, were found this morning near Morris' automobile which was parked in a field in a deserted outlying section of the city.

Police said indications pointed to robbery as a motive of the slaying and Miss Stetz and Morris engaged in a terrific struggle with Morris' open pocket book was found empty on the back seat of his car. No gun was found.

Morris was requested three weeks ago by the brother of the girl to drive her home each night. The place where the bodies were found is several blocks off the route they would have taken. Police said it was probable that a handkerchief forced them to drive to the place where they were slain.

## Next Governor Of Wisconsin?



Phillip LaFollette, 33-year-old son of the late "Fighting Bob" and brother of U. S. Senator Robert M. LaFollette, Jr., has won the republican nomination for governor by a decisive majority in the state primary elections.

## RAILROAD ACROSS CASCADES PLANNED

### Hogg Pass Route Proposed In Application Filed by Portland and S. E.

PORTLAND, Ore., Sept. 29.—(AP)—The Portland and South-eastern Railroad company has filed application in the federal land office at Roseburg for permission to construct a railroad over Hogg Pass in Linn county at the summit of the Cascade mountains, it became known here today.

The terminus of the proposed line are given as the junction of Marion creek with the North Santiam river to the west and a point three miles west of Sister to the east.

A. C. Burroughs, Portland, president of the company, and H. L. Gilbert, engineer, refused to comment on their plans.

## Chain Store men Say Prices Will Be Much Reduced

CHICAGO, Sept. 29.—(AP)—Lower commodity prices and a rise in the dollar were forecast by officers today at the National Chain Store association met for its annual convention.

R. W. Lyons, executive vice president, said the end of financial depression could be brought about only through the co-operation of retail interests in restoring public confidence.

"It is generally conceded by industry as a whole that the present economic situation was brought about by the policy of many manufacturing and distributing organizations in attempting to maintain commodity prices of fictitiously high levels."

## TROOPS ATTACK WITH BAYONETS AS MOB FORMS

### Tear gas Used on Lynching Party; When That Fails Guardsmen Charge

### Crowd Driven Away Returns But no Further Attack Made on Bastille

HUNTSVILLE, Ala., Sept. 29.—(AP)—National guardsmen attacked a crowd around the Madison county jail here tonight with tear gas bombs. They then advanced against the crowd with drawn bayonets when the group attempted to advance on the jail where G. R. Henderson, negro, is being held in connection with the slaying Saturday night of H. E. Ross, Huntsville business man.

The tear gas bombs were thrown in front of the crowd as it continued to edge closer to the roped off jail where the guardsmen were on duty.

An unfavorable wind drove the tear gas back into the faces of the guardsmen and as the crowd continued to advance the guardsmen formed a line and advanced with drawn bayonets.

One guardsman struck down with the butt of his gun a man he said he saw throwing stones. The injured man was taken to a hospital where he was identified as Tommy Baker, lightweight boxer. Hospital attaches said he was not seriously injured.

Guardsmen drove the crowd nearly a block toward the business section and then returned to their posts inside the roped off area around the jail. The crowd immediately reformed just outside the line but no further demonstration occurred.

## DAVIS EXCORIATES REPUBLICAN PARTY

SYRACUSE, N. Y., Sept. 29.—(AP)—John W. Davis, permanent chairman of the state democratic convention, in an address before the convention tonight, arraigned the economic and political policy of the republican administration as a "damnable and destroying doctrine."

The chairman, the party's presidential candidate in 1924, declared the most unanswerable indictment confronting the republican party was that it had "persistently taught or tried to teach the American people to rely for their material welfare and continued prosperity, not upon the strength of their own right arms and the vigor of their own stout hearts under the shelter of just and equal laws, but upon such favors as they could extort from the government."

Davis discussed what he said was "the sort of remedies" the republican party offered in emergencies, such as business depression, listing first among the "remedies" the tariff.

He singled out the Hawley-Smoot-tariff carrying the highest rates in all our history. A measure calculated to raise the cost of living at home, to drive off our foreign customers and stifle our foreign trade, to slam the door in the face of our foreign debtors, it is a veritable masterpiece."

Mr. Black hurried here yesterday with \$1,000,000 in cash to take care of any demands which might be made today by members of the Havana clearing house.

He made \$9,000,000 available within a few hours and this with \$20,000,000 on hand in the local branch of the federal reserve bank gave resources of \$45,000,000.

Late today Mr. Black said none of the \$16,000,000 brought here yesterday would be needed.

"I find banking conditions in Havana normal today," the federal reserve governor told the Associated Press. "Reports from the interior indicate that any excitement which may have prevailed there Saturday has subsided."

## FIGHTER ADMITS JEWELRY HOLDUP

SEATTLE, Sept. 29.—(AP)—A surprise plea of guilty and a refusal to testify against alleged associates was made today by Johnnie Jordan, former prize fighter, at his trial on charges of participation in the \$60,000 Lowenstein and Rothstein jewelry holdup here a year ago. The sentence was deferred until next week.

Jordan refused to implicate Louis Lund and Sam L. Abelson, who are alleged to have hired him to commit the holdup. On his information after he was captured in May in New York, the two men were arrested.

Charges against them had to be dropped today and they were freed. Jordan was returned to the King county jail.

He had previously pleaded not guilty to the holdup, which occurred on September 23, 1929.

## Great Northern Is Sued by U. S.

ST. PAUL, Minn., Sept. 29.—(AP)—Suit for \$1,329,785.98 was filed here today by the government against the Great Northern railway, charging the road company had been overpaid that amount during government control of the railroads during and after the World war.

## Search on for Lost Heiress



Miss Delancey V. Howlin, Philadelphia society girl, who drove away from her Bryn Mawr estate to get a doctor for her aged family nurse. She did not reach the physician's office and has not been heard from since. A nation-wide search is being instigated.

## HUNDREDS ATTEND CHURCH MEET HERE

### Assemblies of God Report Growth; new Buildings In Several Cities

Splendid growth and construction of several fine new church buildings has marked the past year's work of the Assemblies of God of Oregon, according to reports brought by ministers from all over the state in session here all day Monday for the annual fellowship convention of that church. The three sessions were held at the Evangelistic tabernacle at 13th and Ferry streets.

More than 300 persons attended the final session last night, when Rev. Samuel Swanson, of Seattle, chairman of the Oregon-Washington-Idaho district, gave the principal talk, in which he urged continued and united labor. Rev. Alva Walker, missionary to the Belgian Congo, spoke also, telling of work in darkest Africa. Rev. Uhlman of Newberg, and Rev. Swanson of Kelson, Wash., and Rev. Earle Jennison, formerly of Salem, also spoke at the session last night. Evangelist McLaughlin led the song service.

## BANKING AGAIN AT NORMAL IN HAVANA

HAVANA, Sept. 29.—(AP)—E. R. Black, governor of the federal reserve bank of Atlanta, Ga., today announced banking conditions were normal in Havana, and the panic which followed upon the closing of two of Havana's banks on Saturday had failed to last through the second day.

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## Respirator Girl Making Progress Toward Recovery

CHICAGO, Sept. 29.—(AP)—Frances McGann, Chicago's "respirator girl," today was reported to be making rapid strides toward recovery.

The girl, who was placed in a breathing machine 19 days ago when her lung muscles were paralyzed by infantile paralysis, is sleeping and eating well and breathed naturally for two six minute periods.

## Russia Denies Grain Dumping

MOSCOW, Sept. 29.—(AP)—Official circles today denied Soviet Russia was "dumping grain abroad." It was declared that Russia was able to sell grain and other products at low prices due to the planned system of Soviet economy which gave enormous advantages over competitor countries.

## DARING BANDIT HOLDS UP TWO MOTOR STAGES

### Rides Calmly Into Portland After Fleecing Fellow Passengers on Way

### Forces Driver of First bus To Flag Second; Gets Little Over \$100

KELOSO, Wash., Sept. 29.—(AP)—An armed, unmasked bandit coolly held up 11 passengers on the north bound North coast stage between Portland and Kelso here late tonight, getting only \$15 for his daring robbery. He then forced the stage driver to stop and flag a southbound international stage headed for Portland. It was rumored here he had robbed the second stage enroute to Portland.

The bandit appeared to be an old hand at highway robbery, his victims said. He spoke in a quiet, calm voice, assuring the passengers nobody would be hurt if they did as he ordered, according to Herbert Bahstrom, of Chehalis, driver of the stage.

The robber got on the stage in Portland," Bahstrom said. "He made no move until we got to Salmon creek, when he came up to me and showed me a big black Luger automatic pistol. 'See what I got here?' he asked in an ominous voice. 'You do what I tell you and we'll get along all right.'"

To Darken Stage "He ordered me to douse the lights inside the bus and to drive along slowly but not to stop. There was nothing I could do but follow his orders; I couldn't take a chance on starting him to shoot, and maybe winking the stage lights in case I got hurt, or possibly getting some of my passengers injured."

"I had to turn down the lights, and it was so dark in the stage we couldn't get a good look at the man. He went through the stage and robbed all the passengers, but I got the money." (Turn to page 12, col. 1)

## ESKIMOS WINK AT HIGH LIVING COST

VANCOUVER, B. C., Sept. 29.—(AP)—Eskimo hunters that earn \$40,000 a year in sale of white fox furs and think nothing of spending \$300 a ton for coal and large sums for long airplane jaunts and for radios were described by the crew of the Hudson's bay company trading ship "Arctic," which arrived here today after a season in the Arctic ocean.

The old romance of the Arctic has gone but easily won fortunes in the fur trapping occupations of the natives have created a mode of life and disregard for expense that is a stark contrast to the "outside," officers of the Baychimo said.

They reported that no less than 20 airplanes visited Herschel Island, lying off the Arctic ocean coast, and the boundary line of Alaska, Canada, on commercial trips this summer.

"The natives think nothing of paying \$375 for an airplane trip to Edmonton, Alta.," a Baychimo officer said. He told of Margaret Seymour, half Eskimo daughter of Bill Seymour, former boxing champion of the Hawaiian Islands of the United States navy, making her honeymoon trip by plane with Patsy Wine, "a big man in the fur business up there."

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## Belanger Beats Mac Mathewson

TORONTO, Sept. 29.—(AP)—Frenchy Belanger of Toronto, Canadian flyweight champion, outpointed Mac Mathewson of Toronto, in a hard fought ten round bout here tonight. Belanger, returning to the ring was after a long layoff, weighed 116½ lbs. Mathewson 115½.

Marty Gold, Philadelphia flyweight, easily outpointed Tommy McBelch of Vancouver in ten rounds. Gold weighed 114½, McBelch 115½.

## This is Week of Statesman's Cooking School

Thursday, Friday and Saturday of this week at the Salem armory The Statesman will present its annual fall electric cooking school. This is free to all the women of Salem and vicinity, who are and profit from the instruction to be given.

This school is presented by the Ella Lehr organization, with Miss Helen Goodwin, one of their instructors as the director of the local school. The hours are from two to four each afternoon of the three days.

Plan to attend. You will enjoy the program and profit by attending.

## He's Choice of Republicans In New York; Leader of Wets



Charles H. Tuttle, nominated unanimously for governor by the G. O. P. convention in New York. He leaped to prominence as federal district attorney when he defied Tammany Hall in prosecution of inquiries into the alleged sale of judgeships in New York. He came out prior to his nomination, with a stand for repeal of the 18th amendment and state control of the liquor problem.

## WOMAN SERIOUSLY INJURED IN CRASH

### Mrs. Minnie Grimm Remains Unconscious After 24 Hours in Hospital

Struck by a motorcycle Sunday evening at the corner of 15th and Market streets, Mrs. Minnie Grimm, 1515 North 20th street, was still in Salem General hospital last night suffering from a determined head injury and a broken clavicle. According to the driver of the motorcycle, B. R. Lausch, 1175 North 16th street, he was turning the corner and failed to see Mrs. Grimm, who was in the middle of the street, until it was too late to avoid hitting her. In his attempt to avert possible tragedy, Lausch says he swung his cycle over, upsetting it. He was unhurt.

Mrs. Grimm was taken to the hospital and x-rays made of her head and of the shoulder. The plates showed no fracture in the skull. But she had not fully recovered consciousness at any time up to 10 o'clock Monday night, over 24 hours after the accident.

Seriousness of Injury Unknown Hospital attendants stated that it had not been determined just what was the extent of Mrs. Grimm's head injuries. Until this is known, they said, it will be difficult to say what her chances of recovery. Mrs. Grimm is an elderly woman, the wife of Charles A. Grimm, a local carpenter and (Turn to page 12, col. 1)

## WAGNER QUILTS AS RED SOX MANAGER

BOSTON, Sept. 29.—(AP)—expected resignation of Charles F. "Heinie" Wagner as manager of the Boston Red Sox was accepted today by President Bob Quinn. It has been known here for some time that Wagner, who had only a one-year contract, would not be re-engaged. His team, which ended the American league season yesterday in last place, had the worst season in its post-war history.

It has been no secret hereabouts that President Quinn has been holding Wagner's resignation for several weeks. Several times during that interval Quinn has silenced rumors with the statement that nothing would be done about the management of the club until the season closed.

Quinn planned to leave here today to attend the world series opening at Philadelphia where, it was expected, he would open negotiations with Joe McCarthy, recently succeeded by Rogers Hornsby as pilot of the Chicago Cubs, and other managerial timber.

## RUTH SCENTS MOVE TO MUZZLE PRESS

CENTRALIA, Ill., Sept. 29.—(AP)—H. H. McCormick tonight declared that the senate campaign funds committee is now attempting to throttle the press.

This charge was contained in a brief statement answering one issued today in Washington by the senate committee. The committee's statement characterized as "false and libelous" Mrs. McCormick's allegations that telephone wires in her home and office had been tapped and her private correspondence rifled by agents of the committee. It also warned newspapers that any repetition of her charges would be looked upon as "willful and malicious libel."

## Darrow Declares 'Public Enemies' Roundup Outrage

CHICAGO, Sept. 29.—(AP)—Chicago's campaign against "public enemies" by use of the vagrancy laws was attacked today by Clarence Darrow, noted criminal lawyer. He appeared in court for the first time in two years. He is representing George "Red" Barker, business agent for the teamsters' union.

Barker and William "Three Fingers Jack" White, both listed by the crime commission as "public enemies" and both charged with vagrancy, were accompanied by Darrow when they surrendered in municipal court. They were released a few minutes after their surrender on real estate bonds worth \$100,000.

## TOWNSEND WINS VANCOUVER, B. C., Sept. 29.

(AP)—Billy Townsend, Vancouver welterweight won a ten round decision over Andy Divodi of New York, in the main feature of a boxing program here tonight. They fought at 145 pounds.

## EQUADOR HEAD IS OUT TOO

### One More South American President Resigns; Ayora Move Opposed by Congress, Said Irrevocable

### Need of National Harmony Is Reason Given; Chief Of Army Automatically Assumes Reigns

QUITO, Ecuador, Sept. 29.—(AP)—President Isidro Ayora of Ecuador, chief of state since 1926, submitted his resignation to congress tonight with the request it be acted on immediately. Announcement was later made to newspaper correspondents that congress had refused to accept the president's resignation, despite the fact he had declared it to be "irrevocable."

Political confusion was widespread here.

GUAYAQUIL, Ecuador, Sept. 29.—(AP)—Dispatches from Quito stated today President Isidro Ayora was expected to resign shortly.

President Ayora, whose four-year term of office would expire in 1933, rejected the pleas of high army officers he stay in office. He told them he considered his resignation in the best interests of the nation, explaining the country needs harmony.

Colonel Carlos Guerrero, minister of war, will automatically assume the powers of the chief executive, in accordance with provisions of the constitution, when the president steps out of office.

Reports from Quito stated the populace in the capital was greatly excited when the news of President Ayora's determination to resign had been announced.

## WILBUR WELCOMES SHALE OIL QUERY

WASHINGTON, Sept. 29.—(AP)—A full investigation of the whole oil shale question was welcomed today by Secretary Wilbur after charges had been made by Ralph S. Kelley, head of the general land office at Denver, that the interior department had shown favoritism to large oil companies in administering western oil shale lands.

Kelley, who has held land office posts at Salt Lake City and Denver for 25 years, made his charges last night when he announced his resignation in a statement to the press.

Secretary Wilbur today defended his oil land policy in a lengthy statement. He said he had declined to accept Kelley's resignation because of the seriousness of his charges, but had suspended the Denver official and directed him to file immediately the names of the companies he claims have been favored, with the dates and nature of the transactions mentioned.

## TRAIN KILLS MAN

VANCOUVER, B. C., Sept. 29.—(AP)—Reginald Brady, about 55, was instantly killed here tonight when he was run over by an interurban electric train. Two cars passed over him.

## Million Dollar Highway Fill "Unfills" Speedily

The crew of men out at Lake Labish who are making the fill for the "million dollar highway" (there are having difficulties all their own. They no sooner get the fill to about the state of completion than the fill un-fills itself. That is, it sinks.

That is the word from Frank Johnson, county roadmaster, who was out there yesterday. The crew had the heaviest part of the fill virtually completed when they quit Saturday night for the week end. And when they returned to the job Monday morning, the fresh fill settled nearly two feet.

The same thing happened the previous week-end; and in the two week-end the dirt has settled fully three feet. A week ago it took two and a half days to reconstruct the damage done and it is estimated it will take two full days this time. That means seven teams, working continuously, will work five extra days to fill up the sunken part.