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The Oregon Statesman

FOUNDED 1851

Salem, Oregon, Friday Morning, October 3, 1930

WEATHER Cloudy and cooler today and Saturday; Max. temperature Thursday 71, Min. 40, clear, north wind, river -2.7.

EIGHTIETH YEAR

No. 163

WATER UTILITY VALUE REPORT TO BE VIEWED

Council Committee to Meet New Commission Today Or Saturday, Word

Company Reported as Making Own Appraisal Showing Higher Valuation

A joint meeting of the public utilities committee of the city council with the Salem water commission today or Saturday will be followed by the committee's report to the city council Monday night on the appraisal submitted Thursday by Baar and Cunningham, placing a value of \$875,000 on the local plant of the Oregon-Washington Water Service company.

Dr. O. A. Olson, chairman of the utilities committee, notified the other members, Hal D. Patton and Chris. Kowitz yesterday that he would summon them together with the water commission into a conference.

"My judgment is that the council will accept the appraisal as made by Baar and Cunningham and submit this or nearly this figure to the water company as the city's offer for the plant," said F. N. Derby, chairman of the water commission, last night.

Commission not yet Officially Created "While the commission has no official function until the plant is actually acquired, it has been asked to attend the discussion on the appraisal," Derby added. "In my opinion it will lead to condemnation proceedings.

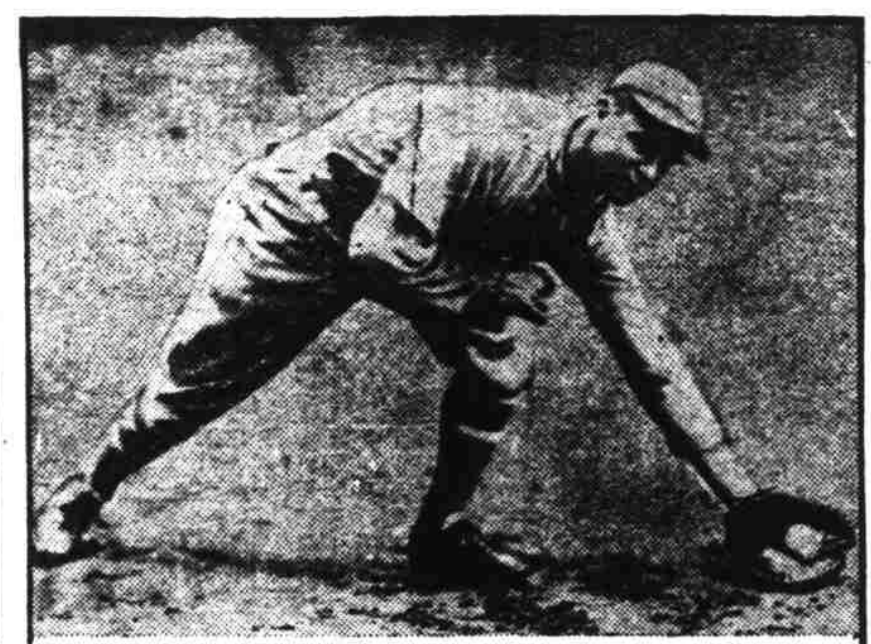
"I do not feel that the water company will accept the figure made in the Baar and Cunningham report.

"The result will be extended litigation. One of the things we must first consider is whether or not we want the existing plant. In view of the alternative water systems outlined in the report, this matter of city policy must be agreed upon," said Derby.

Yesterday J. T. Delaney, district manager for the Oregon-Washington Water Service company was out of the city and could not be reached for a statement on the appraisal submitted.

Company Conducts Separate Appraisal It is understood that during the progress of the city's appraisal, the water company has conducted its own inventory and appraisal. Its figures are said to place a value of more than \$1,500,000 on the plant here.

One of Chief Reasons why Athletics won First two



Jimmy Foss, slugging first baseman of the Athletics. He got only one hit Thursday but the Cardinals thought so much of his ability that they walked him purposely in a tight place in the third inning.

Cardinals Quiet lot After Second Defeat

Appear Shell Shocked From Thunder of Athletics' Siege Guns; Hallahan Pitches Saturday; Earnshaw Gives Dark day Credit

By EDWARD J. NEIL PHILADELPHIA, Oct. 2.—(AP)—The hopes of the Cardinals are tumbling, confidence is seeping away, and the cocky, carefree "Let's get at 'em" spirit of the Red Birds is giving way to a mild case of the jitters, a sort of shell-shock brought on by the thunder of the Athletics' siege guns.

The Cardinals stumbled up from their underground dugout after the last putout of the second game of the world series, a squelching of ball players who look as though they think someone has been playing practical jokes on them.

In a single day the Cardinals have changed from a boisterous, challenging, dare devil gang to a bunch of ball players who look as though they think someone has been playing practical jokes on them.

Gabby Street, loquacious pilot of the flock, was as close to absolute silence as he ever gets. There was a glint in his eyes that probably meant someone was going to hear uncomfortable things once that dressing room door closed.

Hallahan Listed To Pitch Saturday "They just beat us, that's all," he said. "Earnshaw pitched better than I did yesterday. We made some mistakes and they hurt. We aren't getting any hitting from the top of the line."

SESSION CALL DECISION DUE FROM NORBLAD

Studies Opinion Prepared By Van Winkle Upon Power Question

Doubt Thrown on Legality Of Delaying Rulings On Applications

Governor Norblad said Thursday that he probably will announce today or Saturday whether he will call a special session of the legislature to consider changes in the state water code.

The governor made this statement after he had received from Attorney General Van Winkle a long opinion in reply to a list of questions the governor had presented relative to powers and limitations of the state and municipalities in acquiring or preserving rights under the present laws, and the rights of private corporations in demanding injunctions on applications.

The governor asked the questions as a basis for his decision whether he will summon the legislature into special session.

The governor said he had not yet studied the opinion sufficiently to know what his decision would be.

Engineer Has Two Alternatives The state engineer has only two alternatives to the approval of an application covering the appropriation of water from Oregon streams, when the same is made in proper form, according to the opinion given by Attorney General Van Winkle.

The first of these alternatives is the denial of the application when the proposed use of the water in question "conflicts with existing rights."

The second alternative lies in the reference of the application to the state reclamation commission "when, in his judgment, the proposed use may prejudicially affect the public interest."

In either instance the engineer is authorized to act upon the application within a reasonable time or the applicant has recourse to the courts in a mandamus proceeding to compel action.

Must Decide in Reasonable Time Should the engineer refer the application to the reclamation commission, that body must hold its session within a reasonable time.

THREE ARE KILLED IN FREAK TORNADO

PUEBLO, Colo., Oct. 2.—(AP)—Three persons were killed, one is missing and five were injured by a freak tornado which swept a narrow path near Fowler, 90 miles east of here, late today.

The tornado was about a quarter of a mile wide, reports tonight said, but its originating point and end could not be learned.

The dead were: G. W. Lackey, Mrs. John P. Downing, both of Fowler, and Collie Noble, 58, of Mansfield, Colo.

J. W. Lawler of Fowler was not accounted for and was believed a victim of the storm. He had gone into the tornado swept area today with a herd of cattle and no word has been received from him.

Mrs. Downing and Lackey were in an automobile in the path of the storm. They sought shelter in a small building near the highway. The storm flattened the building, crushing them both.

Noble was a ranch foreman. He took refuge in a ranch house and the house collapsed, injuring him fatally. He died within a few hours at a Rockyford hospital.

Prohibition to Become Issue at Legion Meeting

BOSTON, Oct. 2.—(AP)—Prohibition, a stand in which the American Legion has steadfastly shunned, today appeared almost certain to be brought up at the national convention of the legion here next week.

Representatives of the New York delegation today placed before the national police commission a resolution calling on the legion to go on record as favoring the repeal of the 18th amendment.

The action the national police commission takes on the resolution will not become known until after the convention is officially opened Monday.

NORTHOOT EXECUTED

SAN QUENTIN, Cal., Oct. 2.—(AP)—Gordon Stewart Northcott, 23-year-old chicken rancher of Wineville, Cal., was hanged here today for the murder of three young boys after he had left a written confession of his crime and faked a suicide attempt.

Store-Bound Hunter Gets his Deer; not Envious any Longer

COTTAGE GROVE, Oct. 1.—(AP)—While automobiles loaded with deer hunters sped past, West Chrisman, keeper of the Bedrock store on the Row river road, stood in the store doorway wishing her, too, might go hunting.

Presently there was a long break in the string of cars that had passed, Chrisman raised his eyes to the river 65 yards away. There stood a buck, drinking from the stream. Chrisman slipped to the store, grabbed his rifle, returned to the doorway and dropped the buck.

While other automobile loads of hunters sped by, Chrisman remained contentedly at home, dressing his kill.

STRICKLIN NAMED STATE ENGINEER

Assistant in Department 10 Years Promoted After Luper Resigns

Charles E. Stricklin, assistant state engineer since 1920, Thursday became state engineer through appointment by Governor Norblad with the approval of the other two members of the reclamation commission.

Stricklin is a native of Oregon, born in Gilliam county. He is a graduate of the engineering school of the Oregon State college in the class of 1911 and attended the university of Idaho one year, joining the state engineer's staff in a minor capacity in 1912.

Except for a year on the Mexican border as a member of the Third Oregon regiment in 1916 and a few months at an officers' training camp during the World war, Stricklin has been continuously employed in the engineer's office, being promoted to assistant engineer by Percy A. Cupper in 1920 in which position he was continued by Rhea Luper when he took over the office of engineer in 1923, and whom Stricklin succeeded.

His mother resides in Spokane, Wash., and his father in Portland. He has been described by his teachers as pleasant, quiet-mannered and well-behaved. Lawson has no past criminal record.

Until the final votes Miss Agnes Petzold, Salem, seemed to be leading in the contest. She, as No. 25, sang "Les Filles de Cadix." Her total vote was 911.3, including two firsts from the judges, while Miss Thorne's was 923.1.

Miss Thorne and Mr. Leu now are eligible to enter the district finals at San Francisco November 17.

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HELP IS SENT TO SHIP IN DISTRESS

WASHINGTON, Oct. 2.—(AP)—The destroyer flagship Concord and the S. S. Orbita tonight were fighting through heavy seas to the assistance of the U. S. S. Montcalm, naval station ship at Guantanamo, Cuba, which was in danger of being wrecked.

The Concord in a message to the navy department late tonight said rough weather would prevent her reaching the Montcalm before dark tomorrow.

The commandant of the sixth naval district at Charleston advised the department he had been informed by the Orbita, carrying mail for Europe, she also was heading for the naval vessel.

It would stand by to take off the crew if necessary. The position of the Orbita or the time she was expected to reach the Montcalm were not given.

Plane at Fair Snuffs a Life

ATTICA, Ohio, Oct. 2.—(AP)—One boy was killed and another seriously injured at the Attica fair grounds, late today when they were struck by an airplane which crashed in attempting to take off. The three occupants of the plane escaped injury.

Franklyn Croston, 11, was killed and Lloyd M. Kaufman, Jr., 12, was seriously injured.

YOUNG LAWSON INDICTED FOR FARM SLAYING

True Bill at Dallas Holds Boy, 16, Responsible For Woman's Death

Mrs. Harriett F. Dickinson's Passing is Recalled by Grand Jury Action

DALLAS, Ore., Oct. 2.—(AP)—The Polk county grand jury today returned a first degree murder indictment against Dale Lawson, 16, confessed slayer of Mrs. Harriett Frances Dickinson, of Independence.

The indictment charges Lawson intentionally fired the shot which killed Mrs. Dickinson April 30, 1930, while she sat in her home sewing.

Lawson, a student at Independence high school, first explained the "death of Mrs. Dickinson, when arrested, as accidental, saying he was cleaning a gun which exploded and killed her.

New Evidence Causes Arrest After a coroner's inquest, Lawson was released. Subsequently officers surveyed the scene of Mrs. Dickinson's death and discovered tell-tale powder marks indicating that she had been shot by a person standing in the front hall of the house.

Dickinson broke down after questioning and admitted he shot her "because she would not let me use the car."

His mother resides in Spokane, Wash., and his father in Portland. He has been described by his teachers as pleasant, quiet-mannered and well-behaved. Lawson has no past criminal record.

SALEM GIRL NEAR TOP IN AUDITION

PORTLAND, Ore., Oct. 2.—(AP)—Announcement was made here today Barbara Jane Thorne, Forest Grove, and Alfred Leu, Portland, had won first places in the women's and men's division of the Oregon division of the Atlantic Coast audition to find America's best amateur singers.

Miss Thorne sang the Carpentier aria "Depuis le Jour" and was No. 11 in the contest. Mr. Leu, No. 14, sang a Lehman composition, "Ah, Moon of My Delight."

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ALBEES ARE SAFE LETTER DECLARES

GLENDALE, Cal., Oct. 2.—(AP)—A three months' silence since a daring young couple plunged into the trackless wilderness of northern British Columbia, was broken today by word from William Albee to his parents here, telling of the successful adventure of the young man and his wife.

A short letter scribbled on a sheet of ledger paper and born in a brown, weather beaten envelope, was delivered to the home of the elderly couple, Mr. and Mrs. E. P. Albee, and recounted a valiant struggle against a series of hardships. The letter was mailed on September 17, from Telegraph Creek, British Columbia.

The missive brought you to the parents, whose anxiety had been aroused with the passing of weeks without receipt of word and the prediction of veteran foresters that the adventurers had played a losing gamble with death.

Postal Receipts Here Show Gain in Last Quarter

Both the month's and quarter's receipts at the Salem post-office showed substantial gains over the corresponding periods of a year ago, according to the report made yesterday by J. H. Farrar, postmaster.

The books for September show \$18,252.94 in receipts, as compared to \$17,396.62 for September, 1929, an increase of \$856.32 for the month just closed.

The quarterly gain was large, \$12,174.79, with receipts for the three months ending September 30, 1930, \$61,836.19, as compared to \$49,661.40 for the same period in 1929.

Communists Riot as Anti-Hoover Move is Prevented by Police

Chief Says Nation Must act Alone to Restore Normalcy

PUBLIC AUDITORIUM, Cleveland, Oct. 2.—(AP)—President Hoover tonight told the American Bankers' association that although the current business depression is world wide, America must go forward independently to recovery and maintain its standard of living.

At the same time, the chief executive replied directly to political opponents "who resent the notion that things will ever get better, and who wish to enjoy our temporary misery."

The president, making his only major address of recent months just a few weeks before the fall elections, spoke in the large auditorium in which Calvin Coolidge was nominated for the presidency.

Mounted and motorcycle officers threw tear gas bombs into the ranks of the demonstrators and policemen used their clubs but the short-lived demonstration was broken up.

James Kehoe, a fireman on traffic duty, was slugged and taken to a hospital, possibly in serious condition. Several other persons were reported victims of clubs or fists, but none was believed badly hurt. Three women were knocked down by the rush. One youth was arrested.

The disturbance began after the parade had been led past the corner of East Sixth street and St. Clair avenue N. E., where the auditorium is situated. When the police escort had marshaled the demonstrators east on St. Clair to East 13th street, the marchers moved as if to bolt and return to the hall, police said.

Tear Bombs Tossed As Line Threatened Mounted officers blocked their path and as the demonstrators pressed against their line, the welded clubs and tossed tear gas bombs. Other officers rode motorcycles and horses into the marchers' ranks.

The raiders quickly seized, breaking windows as they went. Banners which they had carried and dropped as the milling started, were reclaimed and held aloft by the scattered demonstrators. They did not attempt to form into line again.

Many of the banners denounced Hoover and capitalists. As they marched along with their banners they sang "The Internationale," "Madamoiselle From Armentieres," and "Hail, Hail the Gang's all Here."

After the marchers were dispersed they returned to Public Square, where the line of march formed and listened to impromptu orations. Police said the demonstration was organized several days ago and they were prepared for it.

Reinhart Plane Is Still Aloft LOS ANGELES, Oct. 2.—(AP)—Loren Mendell and Pete Reinhart, pilots who once held the endurance refueling record, with their radio operator Al Dahlstrom completed the 49th hour at 6:30 o'clock tonight of their latest attempt to regain the title. They hope to reach the 1,000-hour mark.

Linen Mills' Problems To be Viewed Saturday

Directors of the Oregon Linen Mills and a special committee of three representing the stockholders are scheduled for a meeting here Saturday to try to untangle the involved finances of the plant.

Some progress has been made towards liquidation of debt during the last two months. A chattel mortgage of \$23,000 secured by inventories of the company has been reduced to about \$5000 through sale of yarns held by the firm, the state and the Miles Linen mill taking the bulk of the product. Meanwhile payrolls have been met from sale of goods manufactured and a small operating-profit has been shown.

The assistance of Portland capitalists in working out the mill's problem is looked for but no date nothing definite has been done by them.

The directors of the mill would take first, to retire a \$23,000 bank loan, which is secured by the last \$60,000 worth of company bonds which was authorized when this loan is paid.

Wells said this week that about 40 people were employed at the mill and that there was a ready demand for the product of the plant.

Oregon Briefs

BREAKDOWN SAID CAUSE MARSHFIELD, Ore., Oct. 2.—(AP)—Ben Sorenson, 30, who was on trial here yesterday on charges of driving an automobile while intoxicated, and who was released when the jury disagreed, committed suicide today by shooting himself with a rifle.

The suicide took place here Hauser shortly after Sorenson and two brothers had started on a hunting trip. He was said to have suffered a breakdown while fighting forest fires several years ago and this was said to have impaired his mind.

Sorenson was arrested Monday by State Traffic Officer C. C. Williams. When his case was called for trial he undertook his own defense.

OREGON PIONEER SAN FRANCISCO, Oct. 2.—(AP)—Samuel Rothchild, pioneer Oregon merchant and father of Walter Rothchild, San Francisco attorney, died at his home here today at the age of 87.

Rothchild was born in Germany and came to America as a boy. He settled in Pendleton in the pioneer days. Since his retirement 14 years ago he made his home here with his son.

POWER BILL HIT PORTLAND, Ore., Oct. 2.—(AP)—A committee appointed by the Portland city club to investigate the proposed "people's water and power utilities districts" constitutional amendment, initiated by the Oregon state grange, has returned to report opposing the proposal.

The report says the amendment is too "vague" in its provisions "because of lack of limitations on amount of taxes and bonded indebtedness, and because the amendment provides no limit to the territory which may be included in the public utility district."

PLAN FREIGHT ROAD GOLD HILL, Ore., Oct. 2.—(AP)—Timber and mine owners of this district are said to be contemplating construction of a trucking road 40 miles long to tap the territory between Gold Hill and the Trail-Tiller district.

The reason given for possible construction of such a road is the recent reopening of the Banfield and Rowley copper mines which are said to have millions of tons of high grade copper ore ready for mining and shipment.

Freed, Commits Suicide Samuel Rothchild Dies

Brownlee Search Fails Bailey Case Dismissed

will lead the searching party tomorrow.

PORTLAND, Ore., Oct. 2.—(AP)—Presiding Circuit Judge Hewitt today dismissed the indictment against A. A. Bailey, Multnomah county clerk, accused of aiding and abetting a member of the civil service to engage in political activity. The dismissal was made on the motion of Deputy District Attorney George Mowry.

Mowry, in making his motion said an "important witness is outside the state of Oregon."

SEEKS DIVORCE PENDLETON, Ore., Oct. 2.—(AP)—Sophia Wak Waki, Indian, today filed suit for divorce from her husband, Isaac Wak Waki.

She named five other Indian women as correspondents and alleged cruel and inhuman treatment and improper conduct.

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VOTE UPON POWER ISSUE IS FAVORED

Acquiring of North Santiam Rights Would be put Up to Citizenry

"Shall the city of Salem acquire all of the water rights on the North Santiam river and its tributaries and the storage right on Marlon lake for municipal, manufacturing, irrigation and power purposes, for the purpose of hereafter developing said rights as a municipal enterprise under such a plan as may hereafter be adopted by the voters of the city of Salem?"

Salem councilmen will be asked Monday night to approve placing such a public referendum on the ballot here in November.

City Attorney Trindle announced yesterday that Alderman Dave O'Hara had agreed to place the matter before the council, with the view of getting that body to authorize the ballot vote.

Purpose to Protect Salem's Filings Trindle said the purpose of the measure would be to protect water and power right filings already made by Salem with the state reclamation commission. If such a referendum is passed.

The dead were: G. W. Lackey, Mrs. John P. Downing, both of Fowler, and Collie Noble, 58, of Mansfield, Colo.

J. W. Lawler of Fowler was not accounted for and was believed a victim of the storm. He had gone into the tornado swept area today with a herd of cattle and no word has been received from him.

Mrs. Downing and Lackey were in an automobile in the path of the storm. They sought shelter in a small building near the highway. The storm flattened the building, crushing them both.

Noble was a ranch foreman. He took refuge in a ranch house and the house collapsed, injuring him fatally. He died within a few hours at a Rockyford hospital.

MADISONVILLE, Ky., Oct. 2.—(AP)—A furor was created here today by the burning of a barn belonging to James Smith, employe of mine No. 1, of the Ross Coal Co., and by reports that an airplane had fired it by dropping a blazing torch.

Smith was one of a number of men who worked at the mine yesterday despite warnings of pickets of the striking miners. The barn was believed to have been fired in retaliation. Neither Sheriff C. E. Barnett nor John Ross, president of the company, was willing, however, to believe definitely that the plane fired the barn.

The theory that the plane heard sailing over the Ross mine and later over the barn might have been simply lost and that the pilot dropped flares to find his way and accidentally fired the barn, was advanced.

The Ross mine No. 1 was closed down today due to insufficient men reporting for work.

Two Injured in Traffic Crash

A collision occurred last night at 6 o'clock at the intersection of 17th and Chemeketa streets between a truck driven by Martin Tingelstad, driver for the Williams Grocery company and a car driven by August Schuckey, 285 North 21st street. Mrs. Schuckey was slightly hurt and Tingelstad was injured about the face. He was arrested for failure to give right of way. The Schuckey car was badly damaged.