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Salem, Oregon, Saturday Morning, November 15, 1930

WEATHER
Today rain in the west
and snows and rains in the
east portion of Oregon.
Southernly gales on the
coast.

BULL PEN NOT INHUMANE SAY PRISON'S MEN

Probe of Penitentiary "Hor-
rors" Flat as Campbell
Tells Situation

Goodman, Portland Lawyer,
Is Subject to Attack
By Tom Kay

Articles published in the Port-
land Telegram, in which Erwin
Goodman, Portland attorney, at-
tacked the Oregon state peniten-
tiary and its management, were
branded as greatly exaggerated
by Harold Campbell, an inmate of
the institution, who was one of
the principal witnesses called by
Goodman in connection with the
investigation of the prison here
yesterday.

The investigation was request-
ed by Goodman, who alleged that
he had evidence tending to show
that brutalities had been practic-
ed on inmates of the institution
for a number of years.

Rations, Blankets, Both
Held Adequate in "Bull Pen"

Campbell testified that he
served approximately 137 days in
the prison "bull pen," and later
was transferred to the institution
hospital for medical treatment.
He said he then was returned to
the "bull pen" where he remained
for a period of 10 months. Camp-
bell said he received satisfactory
rations while in the "bull pen,"
and that he had plenty of blank-
ets to keep him warm and com-
fortable.

Upon cross-examination by
Governor Norblad the witness tes-
tified that he had been treated
fairly by the penitentiary officials,
and that he had no serious
complaint to offer. Goodman
had charged that Campbell was a
cripple and that his long incar-
ceration in the bull pen had
proved detrimental to his health
and had broken his spirit.

John Kohler, who was released
from the penitentiary last Satur-
day after serving a term of three
years for forgery, testified as to
alleged brutalities in the institu-
tion. Kohler alleged that while
he was employed in the meat de-
partment of the prison he engaged
in an altercation with a guard
with the result that he was hand-
cuffed to a cell door and later
incarcerated in the "bull pen."

The witness testified that
when he altered in front of the
cell door he was struck a severe
blow on the head by George Wat-
son, negro trustee, who had charge
of the fish cells.

Kohler admitted that he pre-
viously was convicted on a felony
at Keelo, Wash., and served a
term in the reformatory of that
state. Penitentiary records show
that he also was arrested at Con-
don, eastern Oregon, on a charge
of contributing to the delinquency
of a minor.

Watson, Negro Inmate
Says Kohler is Insane

Watson injected humor into
the investigation when he declared
that Kohler was insane and
should be sent to the state hospi-
tal for the insane. Watson denied
striking Kohler, and added that
Kohler had never at any time
been chained to a cell door or
confined in the "bull pen."

Eugene Halley, deputy warden,
denied emphatically that Kohler
had been chained to a cell door
or had been incarcerated in the
institution "bull pen." "There
was not a word of truth in Koh-
ler's testimony," declared Halley.
Halley's testimony was corroborated
by Sol Warden and other pris-
on officials. Both Halley and
Warden declared that as far as
they knew no inmate of the pris-
on had been chained to a cell
door since Henry Meyers became
superintendent of the institution
three years ago.

Ministers Testify They
Find Conditions Satisfactory

Lee Duncan and Archie Kelly,
inmates, testified that Kohler had
been an agitator in the prison and
had caused other convicts trouble.
The Rev. Mr. Howe and Fa-
ther Keenan, protestant and Cath-
olic chaplains at the prison, tes-
tified that they were conversant
(Turn to page 2, col. 7)

\$300,000 Gem Robbery is Staged by Dapper Youth

LOS ANGELES, Nov. 14.—
(AP)—On pretense of shopping
for a ring for his wife, a dapper
young robber gained entrance to
the office of Maurice Reingold,
diamond merchant in Los Angeles,
and looted the safe of rings and un-
set gems valued by company officials
at \$300,000.

Reingold, alone in his office,
was snugged and bound. While he
was unconscious the robber un-
concernedly walked through the
other offices of the company's
suite in a downtown building and
escaped.

Miss Dorothea Kirk and David
Dautloff, secretaries of the com-
pany, were in the outer offices
when the robber arrived. He told
them he was "Mr. Harris" and
wished to buy an expensive ring
for his wife.

Once in Reingold's office the
man protested the stones shown

State Tax Commission Again Asks Special Session to Set State Tax Program in Order

Now It's Clara
That Lacks Cash



"It" girl has just one trouble af-
ter another; her secretary is
said to have confessed stealing
\$35,000 from her.

Clara Held Victim of Huge Theft

LOS ANGELES, Nov. 14 (AP)—
District Attorney Byron Pitts
said tonight Miss Daisy Devoe,
until a few days ago private sec-
retary to Clara Bow, "It" girl of
the screen, has made a 30 page
confession of the theft of \$35,000
of Miss Bow's money and property.

With this information in hand
Pitts said "this office has no
other alternative under the law
than to place the matter before
the grand jury," he said Miss
Devoe will be summoned for
questioning by the grand jury
next Tuesday.

Informed of the district at-
torney's statement, Nathan
Friedman, Miss Devoe's attorney,
said he had visited Pitts and was
told the district attorney was
"very sorry" but that the charges
would have to be drawn up.
Friedman said she would deny
the "confession."

Friedman said Miss Devoe will
file a damage suit against the
district attorney's office on the
grounds she was kept in "tech-
nical custody" unjustly for some
60 hours and compelled to open
her strong box and surrender the
contents to investigators.

4 Killed When Laborers Riot In Spanish City

MADRID, Nov. 14—(AP)—
With a suddenness which left
the city aghast a series of labor
riots exploded in the center of
the business section today and
within half an hour four men had
been killed, a dozen seriously
wounded and 50 others injured.

"Thousands of workmen poured
into the streets and a huge
crowd gathered for funerals ser-
vices for four workers who per-
ished yesterday in a building col-
lapse. The demonstration began
as a protest against the erection
of film buildings which endan-
gered the lives of workmen, but
it developed quickly into a vi-
olent battle.

Noted Nurse is Stricken at 88

PORT ORCHARD, Wash.,
Nov. 14.—(AP)—Mrs. Sarah
Sisson, 88, one of a small group
of Washington, D. C., women
who formed a nurses' organiza-
tion after the battle of Bull Run
during the Civil war which was
parent body of the American Red
Cross, died late yesterday at the
Washington Veterans' hall near
here.

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Problem of Intangibles Tax "Out", Whether Income Tax Should Apply to 1929 and Base for 1931, Need Settlement Now

Members of the state tax commission, at a conference
with Governor Norblad here late Friday, renewed the sug-
gestion that a special session of the legislature be called for
the purpose of clarifying the tax situation resulting from
the action of the state supreme court in declaring the in-
tangibles tax unconstitutional.

Governor Norblad said the tax commission originally
offered the suggestion three days ago but that he had de-
ferred consideration of the request pending receipt of a
statement from the commission containing its recommenda-
tions.

The legislature of 1929 en-
acted three laws, which, taken
together, provided a fairly com-
prehensive system of taxation on
or measured by incomes," read a
statement prepared by the tax
commission for the governor.

"The excise tax law imposing
an annual tax for the privilege
of doing business in Oregon on
corporations generally measured
by 5 per cent of their respective
net incomes. As to banking in-
stitutions this law took the
place of the former property tax
on shares of stock which was in-
validated by the federal court.
In the first year of its operation
the excise tax law has produced
a total revenue of approximately
\$700,000,000.

\$800,000 on Hand From
Intangibles Taxation
The intangibles tax law im-
posed a tax of five per cent on
interest and dividends received
by resident individuals. This
law was intended to be a substi-
tute for the unsatisfactory gen-
eral property tax on money and
credits with the federal court.
In the first year of its operation
the excise tax law has produced
a total revenue of approximately
\$700,000,000.

Under this law a total
revenue of approximately \$900,-
000 was put into the state
(Turn to page 2, col. 3)

NEW RAIL LINE TO FRISCO IS SOUGHT

WASHINGTON, Nov. 14.—
(AP)—After arguments by attor-
neys representing interested
parties regarding the application of
the Western Pacific railroad for per-
mission to construct an \$8,000,-
000 new all rail line into San
Francisco, was submitted today to
the interstate commerce com-
mission.

J. S. Moore, counsel for the
Western Pacific, asserted his com-
pany regarded the rail entrance to
San Francisco as the opening "of
a promised land" after its long
advance across mountains and
deserts.

He cited the associates scheme
of the Great Northern railroad to
build down from Oregon and to
utilizing the Western Pacific fac-
ilities on San Francisco bay, and
those which it hopes to provide,
to terminate another trans-conti-
nental system at the Golden Gate.

Business Again Starts in Cuba Following Riots

HAVANA, Nov. 14—(AP)—
Cuba passed quietly its second
day of martial law, decreed yester-
day by President Machado fol-
lowing upon three days of rioting
in the capital and at Santiago.

With heavily armed soldiers
patrolling the streets, challenging
all suspicious persons and break-
ing up any attempts at gather-
ings, the streets of the Cuban cap-
ital and its deserts appeared
and business was resum-
ing in full.

The government announced ton-
ight that reports of a large death
toll throughout the island since
the trouble began were unfounded,
as a check showed that only
seven had died since the trouble
began at Santiago Monday and
the number of those injured was
believed not to exceed fifty. Prop-
erty damage was described as of
minor nature, confined chiefly to
broken windows and light bulbs.

Calm Restored In Lima, Peru In Mining Area

LIMA, Peru, Nov. 14—(AP)—
A semblance of calm existed ton-
ight in the Cerro de Pasco min-
ing area, where 15 persons, in-
cluding two Americans, were kil-
led in labor riots Wednesday, but
martial law continued and the
miners remained idle.

At Callao, where a 24-hour
general strike in sympathy with
the miners extended yesterday,
normal transportation was re-
stored, and in Lima there was no
recurrence of the mild excite-
ment which attended yesterday's
transportation strike.

A general strike which tied up
Lima's transportation facilities
ended this morning and industry
returned to normal.

RIGHT TO LET POWER GO IS DENIED STATE

Van Winkle Holds Recla-
mation Commission May
Not Give Lease

California-Oregon Power
Co. Balked by Lillje-
quist's Reasoning

The state reclamation commis-
sion has no authority to grant
the application of the California-
Oregon Power company for a
permit to appropriate 1500 sec-
ond feet of water from the
Klamath River, at the Grant
power site, according to an opinion
handed down here Friday night
by I. H. VanWinkle, attorney
general.

The application involving the
Grant power site was one of five
filed on the Klamath river by
the power company. It was pro-
posed to utilize the waters appro-
priated for power development.
The application for the water
appropriation at the Grant site
brought a large number of pro-
tests, with the result that a pub-
lic hearing was held in Salem.
Large delegations from Klamath
county and other sections of
Southern Oregon attended.

In the course of the hearing,
L. J. Lilljequist, representing the
attorney general, declared that
the state reclamation commis-
sion had no power to grant the
application. He gave as his rea-
son that an act of 1905 whereby
the state ceded to the federal
government the waters of Upper
Klamath Lake included a provi-
sion that the waters of Klamath
Lake were not available for ap-
propriation by any parties other
than the United States until re-
lease had been signed by the pro-
per government officials.

The attorney general's opinion
states that no such release has
ever been given, and that the
state reclamation commission
therefore has no authority to
grant the application of the Cal-
ifornia-Oregon Power company.

The only right available to
the power company is 205 sec-
ond feet of water on Linkriver,
which it already owns. The opin-
ion was requested by Governor
Norblad.

Tallman, Benton County, to Head State Assessors

C. L. Tallman, assessor of Ben-
ton county, was elected president
of the Oregon county assessors as-
sociation at its annual convention
which closed here Friday. J. P.
Beyers, assessor of Coos county,
was selected vice-president, and
N. Center, assessor of Soos county,
was elected vice-president, and
I. N. Center, assessor of Lincoln
county, secretary.

Virtually all of today was de-
voted to a discussion of the tax
ratios for the year 1931, based on
the property valuations for 1930.
The annual banquet of the asso-
ciation was held last night. The
program included addresses, spe-
cial musical numbers and an in-
formal discussion of tax problems.

Bodies Regained From Wreckage In French City

LYONS, France, Nov. 14.—
(AP)—The bodies of two women,
crushed beyond recognition, were
lifted today from the ruins of one
of the twelve houses destroyed
yesterday by a landslide along the
slopes of the Fourviere hill.

It brought the number of bodies
recovered to eight but as the work
of excavation among the debris
proceeded, it appeared the number
of those killed in the catastrophe
might exceed optimistic estimates.

\$29,087 Is Spent To Wage War on Granges' Bill

The Utilities Taxpayers com-
mittee, headed by E. L. Winters, man-
ager, expended \$29,087.16, in op-
posing the Peoples Water and
Power Utility districts constitu-
tional amendment at the recent
general election.

The Oregon Republican state
central committee, by Willis K.
Clark, treasurer, expended \$26,-
846.75 in support of the republi-
can state and national ticket.

Justice Holman Heads High Court

OLYMPIA, Nov. 14—(AP)—
The elevation of Justice Warren
W. Tolman to the office of chief
justice of the state supreme court
was announced today in an order
signed by the eight other mem-
bers of the court. Justice Tol-
man's selection for the highest
judicial post within the gift of
the state was by unanimous vote
of his associates on the supreme
bench.

Girl, 20, in World's First Jump From Glider, Just Avoids Death



The world's first parachute jump by a girl from a glider was suc-
cessfully accomplished by Teddy Hall, 20, at the Grand Central
Air terminal, Glendale, Calif., but only by the slenderest margin
was it kept from being a terrible tragedy. Miss Hall fell through
space 1000 feet before the chute opened at an altitude of 3500
feet and escaped. Photo shows Teddy demonstrating her hanging
from the tree in which she finally landed after her adventurous
fall.

PORTLAND DOCTORS ARE UNDER ARREST

Misdemeanor Claimed in
Case of Mrs. Bowles;
Mystery Deepens

PORTLAND, Ore., Nov. 14—
(AP)—Two prominent Portland
physicians were arrested here to-
day charged with a misdemeanor
in moving without permission of
the corner, the bodies of persons
who had met violent deaths.

Warrants for the arrest of Dr.
Paul B. Cooper and Dr. C. P.
Fynn, police said, were issued on
complaint of Dr. Earl Smith,
Multnomah county coroner.
Procedure Held to
Have Been Improper

Dr. Cooper is charged with or-
dering the body of Mrs. Leone
Bowles moved to a private ambu-
lance to a private mortuary
without notifying the coroner.
Mrs. Bowles died Wednesday
from knife wounds in the apart-
ment.
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Dry Stand From Fess' Cause of War in Party

WASHINGTON, Nov. 14.—
(AP)—The dry stand taken by
Senator Fess of Ohio, chairman
of the Republican National com-
mittee, was the subject of a re-
newed attack and a new defense
today from within the republic-
can ranks.

Representative Britten, republi-
can, Illinois, issued a statement
tonight saying Fess "should not
wait until he is requested to re-
sign" but should immediately
turn over the republican commit-
tee management to "some one
who can properly sense public
opinion."

Earlier Senator Brookhart of
Iowa, a republican advocate of
prohibition, commended the call
for a dry reorganization sounded
by Fess saying he too believed
the republican party might split
if it abandoned firm advocacy of
prohibition.

3 Girls Missing Still Owner Held Mill Output low Tax Case Extends

LEPT DANCE HALL
KLAMATH FALLS, Nov. 14,
(AP)—Three minor girls have
been reported missing to Sheriff
Low. Margaret Custer, 13,
Bonanza, disappeared from
Klamath Falls dance hall Nov-
ember 10. Eleanor Chilly, 15,
and Margy Sanford, 14, both of
Grants Pass, also are said to be
missing.

4,000 GALLONS MASH
BEND, Ore., Nov. 14 (AP)—
Charles Adams, Bend, was in-
dicted by the grand jury today
for illegal possession of a still.
Adams was arrested Monday by
R. D. Davis and Charles Gundersen
after they had found a 40-gallon
still and 4,000 gallons of
mash near Adams' home.

M'NARY FIRM THAT SAM RUN SHOALS PLANT

Fights With Norris Against
Private Operation Plan
Up in the House

Building Program, Road
Work to be Added for
Needed Employment

WASHINGTON, Nov. 14—
(AP)—Differences between
President Hoover and some of
his republican leaders in the
senate over the Norris measure
for government operation of the
Muscle Shoals, Alabama, power
and nitrate plant remained to be
settled tonight before the threat
of an extra session of congress
next spring is dissipated.

Senator McNary of Oregon,
the assistant republican leader,
is standing firm for the govern-
ment operation bill which is in-
conflict with the house measure
for private operation. McNary
is chairman of the conference on
this legislation.

A compromise between the
senate and house is being sought,
Senator Norris, republican, Ne-
braska, author of the senate's
government operation measure,
already has offered a compromise
whereby the power plant at
Muscle Shoals would be under
government operation and con-
trol and the nitrate plant avail-
able to private lease. The house
conference so far has refused this.

Legislative program is
Taking Form Fast
Aside from the Muscle Shoals
content which will be one of the
first important conference meas-
ures, the legislative program is
taking shape rapidly.

Expansion of the public build-
ings program and possibly of the
road construction work as a
means of aiding unemployment
was first place on the tentative
calendar. Appropriation of funds
for seed and fertilizer loans to
the farmers in the drought
stricken areas gets second atten-
tion. Extension of the vital ap-
propriation bills has precedence
at all times.

While the republican inde-
pendents led by Senators Borah,
of Idaho, are demanding addi-
tional farm relief legislation, it
appears unlikely that the admi-
stration will sanction such a
move.

Prohibition seems destined for
considerable talk but there is no
settled plan now apparent for
seeking immediate change in the
dry law. The prospective report
of the law enforcement commis-
sion about the first of the year
is expected to open the flood
gates of oratory, at least.

Japan Premier To Recover is Doctors' View

TOKYO, Nov. 15.—(Saturday)
(AP)—Continued improve-
ment after a good night of rest
and a few hours of sleep, but
complications developing brought
hope to Japan this morning that
Premier Hamaguchi would re-
cover from the wound inflicted
yesterday by Tameo Sagaya, 23,
supposedly demented or mis-
guided patriot.

A bulletin issued from the
hospital at 10 a. m., today said
there was no sign of complica-
tions at that time and his phys-
icians announced they considered
his condition hopeful. The pre-
mier, however, complained of
pains due to gas in the abdomen.

Big-Hearted Baker Finds Bread Must Have Butter, Also

NEW YORK, Nov. 14.—
(AP)—Isadore Wistovsky,
and his wife, a Brooklyn baker,
wanted to do his share to
ease the suffering of the un-
employed. So he baked 800
loaves of bread today and
set out to give them away.

At the state employment
agency in Brooklyn where
men and women were
storming the doors for jobs,
he disposed of only 50
loaves. Then he went to the
Sands street section, one of
the poorest in the borough.
But even there it was hard
to find takers.

The baker had 450 loaves
still undistributed when he
met a woman who said she
had a large family.
"Take 'em whole armful,"
he urged.

"No," she demurred,
"what good is bread without
butter?"
Wistovsky didn't know the
answer. He returned home
with his 450 loaves.