

## JUDGE CUSHOW TO BE DEFENSE WITNESS TODAY

Testimony as to his Record  
And Reputation Mark  
Opening of Case

Audit Showing Empire Firm  
Status Final Evidence  
Put on by State

DALLAS, May 10—(Special)—Presentation of the defense case in the trial of Judge O. P. Coshov on a charge of devising a scheme to defraud began late this afternoon with Walter Keyes, defense attorney, questioning the witnesses. The state finished its case just before the afternoon recess. Oscar Hayter entered a motion for dismissal of the charges and for a directed verdict of not guilty on the ground the state had failed to prove the allegations set forth in the indictment. This motion was denied by Judge Walker and the defense started its case. Mr. Keyes stated that Judge Coshov would take the stand tomorrow in his own defense.

The first witness called by the defense was B. W. Strong of Roseburg. He told of Judge Coshov's standing in that community and said that he was considered a peaceful and law abiding citizen and that he had a good reputation. Mr. Strong stated that he had known Judge Coshov for about 35 years. Under cross-examination, Mr. Strong said that he was not a stockholder in the Empire Holding corporation although he had been asked to subscribe.

Contract Cancelled  
Due to Misstatement

C. B. Kizer of Harrisburg stated that he had known Judge Coshov practically all his life. He was asked to buy stock in the Empire company and took five shares. He gave notes for the entire amount. Later he wrote to Judge Coshov and asked that his subscription be cancelled and his notes returned because the salesman had made some false representations to him. In answer to this request, Judge Coshov wrote a letter to Kizer stating that he was sorry the salesman had made these misstatements and saying that the notes and subscription would be returned upon request. In the letter Judge Coshov said that "no salesman is authorized to make any misrepresentations." Kizer stated that he received the notes and stock subscription after they had been cancelled and that he wrote a letter to Judge Coshov acknowledging this.

Edwin B. Hicks, district attorney of Grant county, told of writing to Judge Coshov asking about the Empire company after he had been asked to buy stock. In the letter written by Coshov which was introduced as evidence, the offer of salaries was stated in full as set forth in their contracts and other information about the company was given which was in line with the facts.

Hicks stated that he had known Coshov for years and had written to him thanking him for this information. He said that he did not know that this letter was included in the sales kit sent to salesmen. Hicks subscribed for 25 shares of Empire stock and gave two notes, one for \$500 and one for \$2000. He paid only \$25 on his stock and the \$2000 note was later cancelled through Judge Coshov.

Salem Man Relates  
Plans for Company

T. M. Hicks of Salem was called and told of plans which were made to purchase his property in Salem as a start for the title insurance company to be organized. The deal was not completed and Hicks did not buy any stock.

In concluding the state's case, Barnett Goldstein presented T. H. Dantensen, representing the Haskins-Sells auditing firm of Portland, who told of the audit of Coshov.

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## Candidates THEIR BIG DAY IS FAST APPROACHING

THE Oregon primaries are only nine days away. As a voter you will be required to make your choice on dozens of candidates for office.

To assist you in making up your mind, The Statesman will publish daily until election a feature entitled "Candidates." Each aspirant for office will be given opportunity to state briefly his education and training as well as the platform which he feels entitles him to the office.

These statements are solely for voters' information and have nothing whatever to do with the editorial or advertising attention given the candidates.

Page 2 Today's  
Statesman

## McMahan Asks Other Attorney to Conduct Probe of His Office

Petition for Special Prosecutor is Presented  
To Governor, Turned Over to Attorney  
General for his Recommendation

ANOTHER chapter in the now open warfare between Circuit Judge L. H. McMahan and District Attorney John Carson is in the attorney general's office awaiting the final paragraphs from the pen of I. H. VanWinkle. The chapter deals with the application of McMahan to the governor for appointment of a special prosecutor to examine his conduct of the office of judge of Marion county circuit court, department one.

## EDITORIALS DRAW FIRE OF GOVERNOR

Will Withdraw Meetings if  
Salem Doesn't Offer an  
Apology for Papers

Unless an apology is received in connection with recent editorial attacks made upon the three members of the state board of control by Salem newspapers, Governor Meier will refuse to call any more state-wide meetings or state sessions of any kind here.

This was announced by Governor Meier at the conclusion of a meeting of the state board of control Tuesday.

The editorials referred to by Governor Meier appeared in the Oregon Statesman on Sunday and the Capital Journal on Monday. The editorials charged that Governor Meier had spent only eight days in Salem during April, Rufus C. Holman, state treasurer, 10 days, and Hal E. Hoss, secretary of state, 15 days.

"If these editorials are representative of the community attitude I will not call any more state-wide meetings in Salem," Governor Meier indicated that he would reconsider his decision if an apology was received from the chamber of commerce.

Only routine matters were considered at today's meeting of the board of control. Bids for the proposed \$150,000 state-owned power plant will be opened Thursday.

The plant, if erected, will be operated in connection with the Oregon state penitentiary, and would provide electrical energy for all state departments and institutions in Salem.

Governor Meier indicated recently that a plan had been partly worked out, under which the power plant could be financed.

SECOND VICTIM OF  
MEANS MENTIONED

WASHINGTON, May 10—(AP)—Another wealthy and socially prominent woman was listed tonight as a possible victim—to the extent of \$100,000 or more—of that suave representations of portly Gaston B. Means.

Only a few hours after he had been indicted on charges that he swindled Mrs. Edward B. McLean of Washington out of \$104,000 by promising to return the Lindbergh baby, authorities were investigating allegations he got that much or more from Mrs. Finley Shepard, of New York, the former Helen Gould.

The Lindbergh baby, however, did not figure in the new development. The story, which was set at the trial of A. A. Rover, while arguing over Means' bond in the McLean affair, was that Means was paid by the New York woman after he represented he could give her information on communist activities which might threaten her daughter or her fortune.

DAMAGES ASKED IN  
FATAL CRASH CASE

Ten thousand dollars in damages are sought by Hattie May Bond, administratrix of the estate of Oliver Elam Bond, who was fatally injured when his auto was struck by a Southern Pacific train April 1, 1932, at Mack's crossing on the Woodburn-Springfield line of the company. Mrs. Bond names the company and J. H. Wagonblast, engineer of the train which struck Bond, as joint defendants.

Mrs. Bond asserts that the railroad company was at fault since the crossings at Mack's and on the North Santiam road were partly obscured by empty cars standing on the sidings. She also alleges that the train was going more than 25 miles an hour through the North Santiam neighborhood and that it did not make a signal which was distinct from the noise made by the bell in the North Santiam school.

Bond was hit April 1. He died April 3.

## AKRON DODGES STORMS, IS ON WAY TO COAST

Over Arizona Early Today,  
Expected to Arrive at  
San Diego by 8

Electric Disturbances and  
Poor Visibility, Sand  
Storm Encountered

TOMBSTONE, Ariz., May 11—(Wed.)—(AP)—The Southern Pacific railroad reported today that the dirigible Akron passed over here at 12:15 a. m. Mountain time.

LOS ANGELES, May 10—(AP)—Western Air Express tonight reported interception of a message from the dirigible Akron to its Lakehurst base saying it would be moored at San Diego, Calif., tomorrow morning about 7 or 8 a. m. The ship was over Douglas, Ariz., at the time—10:40 p. m.

EL PASO, Texas, May 10—(AP)—Driven over southwest Texas by inclement weather of many varieties the naval dirigible Akron finally completed its journey over Texas at 7:25 p. m. (Mountain standard time). It had been delayed about 14 hours.

The ship enroute from Lakehurst, N. J., to California for navy maneuvers, had bucked headwinds, been driven back by violent electrical disturbances, surrounded by thunderstorms, halted by poor visibility over lowering mountain peaks, and finally impeded by a sandstorm near El Paso.

As the air fleet's giant moved west into New Mexico, its path remained hazardous. It flew a zigzag course through a mountain pass west of El Paso, apparently finding the going difficult against a strong wind.

## MRS. B. J. MILES CALLED BY DEATH

PORTLAND, Ore., May 10—(AP)—Mrs. Annabell Miles, wife of B. J. Miles of Salem, died today at the home of her daughter, Mrs. Will A. Knight, of Knight's station.

She is survived by her widower, her daughter, and a son, Roderick Miles, of Sacramento, Calif. Funeral services will be held at the Portland crematorium Thursday morning at 10 o'clock.

Mrs. Miles had made her home for the past 20 years in South Salem. She was prominent in the Christian Science church and was until recently an active member of Chapter G of the P. E. O. Sisterhood of Salem.

Tiger Hitler

LATEST PRUSSIAN  
ELECTION

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## Tuition Law Outcome to Affect Many

If the high school tuition law is declared unconstitutional, 518 pupils or 23.5 per cent of the enrollment in Salem junior and senior high schools will be affected. Superintendent George W. Hug stated in a report to the school board last night. Of the 518, 319 are attending senior high school and 199 the ninth grade in the junior high schools.

Further he announced that a questionnaire answered by the 410 of these pupils who would ordinarily be in the schools next year showed but 19 per cent, or 78 students, who would come to school if it became necessary to charge them \$100 tuition. To the tuition question, 78.5 per cent, or 313 pupils, answered that they would not come back to school. Thirteen pupils were not sure about it and six said they would move to Salem to avoid paying tuition.

Answers by schools were as follows: Senior high—yes 50, no 191, not sure 13; Parrish junior high—yes 25, no 84; Leslie junior high—yes three, no 38.

Of the 518 pupils, 24.6 per cent live in non-high school districts. Thirty per cent of those in the junior high schools are in this category and 22.5 per cent in the senior high school.

The tuition law has been attacked by citizens of non-high school districts in the vicinity of Mt. Angel and is being taken to the supreme court.

The board laid on the table until next meeting the matter of offering the district attorney the services of the school attorney in this case, Weinacht vs. Bower.

## SYMPHONY GROUP ENDS ITS SEASON

Year Financial Success, is  
Report; Directors for  
Next Year Elected

The annual meeting of the Salem Symphony orchestra association held last night at the Y. M. C. A. heard a gratifying report from Mrs. W. E. Anderson, business manager, to the effect that all bills of the association for the current year had been paid, the deficit from the previous year wiped out and there was a balance of \$43.70 in the treasury with a small sum yet to come in from ticket sales.

Total receipts were \$887.80, expenses \$844.10. A vote of thanks was extended to Mrs. Anderson for her work; also an expression of appreciation to the Salem newspapers for generous publicity given the work of the orchestra was ordered.

Mrs. W. J. Minkiewicz gave a report for the membership committee, which showed an enrollment of 64 the first of the year and 65 continuing through the final concert. Miss Alice Gray (Turn to page 2, col. 2)

## OUR FAVORITE SON HAS LEAD IN THAT STATE

Beating Roosevelt There;  
New Yorker is Leading  
In West Virginia

Hoover to get Both; Gains  
More in Conventions;  
Ingalls is Ahead

(By the Associated Press)  
Early returns from yesterday's presidential primaries showed Governor George White, Ohio's favorite son, running rough-shod over slight opposition for that state's 52 votes in the Democratic National convention.

Governor Franklin D. Roosevelt, of New York, well in the lead for the democratic nomination, led Governor William H. Murray, of Oklahoma, 10 to 1 in the West Virginia preference contest.

White was assured of at least 43 of Ohio's 52 convention votes. The initial figures indicated he probably will get more.

Roosevelt's big lead over Murray in West Virginia practically sewed up the state's 16 delegates for the New Yorker, who also was mentioned as a second choice of Speaker Garner in a number of county conventions in Texas. Most of the latter, however, instructed delegates to the May 24 state convention to vote solely for Garner.

Hoover Certain of  
Victories in Both  
In the republican primaries, President Hoover appeared certain to gain most of Ohio's 55 convention votes and West Virginia's 19.

In state conventions, he picked up 24 instructed delegates from Tennessee and 9 uninstructed delegates from Wyoming, running his instructed, pledged and claimed vote for renomination to 845, including 477 instructed and pledged and 368 claimed. Only 578 are needed for the republican nomination.

Early returns gave David S. Ingalls, of Cleveland, assistant secretary of the navy and an advocate of repeal of prohibition, a 5 to 4 lead over his nearest opponent—Secretary of State Clarence J. Brown, a dry—for the Ohio republican gubernatorial nomination.

## HIT-RUN CHARGES FACING DAVIDSON

State police last night caught Ralph B. Davidson of Molalla at the intersection of the Pacific and the Mt. Angel highways, at Woodburn, and arrested him on a charge of hit-and-run driving. The Davidson automobile, they alleged, struck parked car belonging to R. B. Crawford, while it was parked at 1452 North Commercial street.

Bob Brandon, living at that address, saw the collision, and called the police. The officers trailed Davidson, who drove out Silverton road, then swung back over the Mt. Angel highway. He was speeding at time of the accident and when apprehended, they claimed.

According to the officers, Davidson's machine struck the rear of the Crawford roadster, smashing it against a tree. The six-inch tree trunk was broken off near the ground the roadster practically demolished. Davidson, witnesses said, did not stop.

A state officer stated that there was evidence that Davidson had been drinking liquor.

## FOUR CANDIDATES BACKED BY LABOR

Four legislative candidates were given the approval of the Salem trades and labor council last night when the political committee reported on meetings at which candidates for city, county and state offices were interviewed. The legislative candidates were questioned relative to their stand on the legislative program of the state federation of labor.

Candidates approved were Mrs. Hannah Martin, W. C. Pettyjohn, Romeo Gouley and Ronald B. Jones.

Ben T. Osborne, executive secretary of the state federation, attended the meeting.

The council voted to hold an open meeting and smoker Wednesday night, May 18, for union members and their families.

REDUCE WATER RATE

EUGENE, Ore., May 10—(AP)—Reduced rates for water users and salary reductions for city and water board employees were ordered last night at a meeting of the city council and the city water board.

## School Board Fails to Act on Reinstatement Of Expelled Students

Plaintiff Given  
\$500 Judgment  
Against Laffar

A circuit court jury returned a verdict for the plaintiff yesterday for damages to the extent of \$500 in the case of Marie A. Smith against G. W. Laffar.

The court action arose from an accident occurring on November 27, 1929, two miles north of Jefferson, in which Marie Smith received serious injuries while riding in a car driven by Laffar. She sought to recover damages to the amount of \$5317.

## MURDER CASES TO MARK JULY COURT

Ripley, Manning, Erpelding  
All to be Tried That  
Month, Indicated

A July term of circuit court which will be featured by three cases of alleged first-degree murder, along with two other trials involving serious business offenses, was agreed upon Tuesday by Judge Fred W. Wilson of The Dalles and District Attorney John H. Carson.

Trial of Robert Ripley upon a charge of first-degree murder of James Iverson, Silverton police officer, is scheduled to start July 11 at 10 a. m. It was announced late Tuesday night after a series of conferences. The other trials which follow without delay in the order mentioned, are Valley Mortgage and Loan company.

State vs. Frank Manning, jointly indicted with Ripley but to be tried separately.

State vs. B. F. Giesy and Zeno Schwab, nine indictments for alleged speculations in connection with the now defunct Aurora State bank and the Valley Mortgage and Loan company.

State vs. Lloyd Erpelding, true name Robert H. Coleman, alleged first-degree murder of Lloyd Eddy.

State vs. Charles Archerd, alleged conversion of warehouse certificates.

Judge Wilson, sent to the circuit court here by order of Chief Justice Bean of the state supreme court when Judge L. H. McMahan (Turn to page 2, col. 3)

## Cronmiller is Chosen as Head Of Arts League

Lynn F. Cronmiller was elected to the presidency of the Salem Arts league Tuesday night at its regular meeting held at the home of Prof. and Mrs. T. S. Roberts. He succeeds John Clifford.

Other officers elected included: Secretary, Mrs. Ora F. McIntyre; treasurer, S. H. Van Trump; financial secretary, Mrs. C. A. Lytle; art director, Mrs. Elia Hattaway; first vice-president, Mrs. Edna L. Daily; second vice-president, Mrs. Blanche M. Jones, and publicity, Mrs. J. M. Clifford.

Reports were given from various committee heads and a highly instructive talk was given by Robert E. Millard of Portland, well known astronomer, who spoke on "Great Epochs in Astronomy."

## It's Circus Day! Shows Offered at 2 and 8 P. M.

About the time the milkman is making his rounds this morning, three special trains bearing the Al G. Barnes circus, one of the world's largest amusement organizations, will reach Salem, traveling over the Southern Pacific. As quickly as possible the show trains will be parked on convenient railroad sidings where the work of unloading will take place.

Without any halls or perplexing delays, the huge baggage wagons, cages and floats will be transferred to the show grounds at Olinger athletic field, where the work of erecting the tented city will go forward. Twenty-two tents, covering 12 acres of ground, are needed to house the big show. A large circus like an army moves on its stomach, and the first tents to be erected will be the dining department. With the circus the hours are long and the work is hard, therefore, the best of food must be served.

With breakfast over, the work of erecting the tents will go forward with renewed vigor. The "big top" is among the largest spread of canvas ever erected here. It is 300 feet in width and nearly 600 feet in length. It is shapely supported by towering center poles, larger than those

used on the largest sea sailing vessel.

The menagerie tent, the dressing rooms, stable and blacksmith tent, the barber shop and dozens of other "tops" will now rise in the air. Within the space of several hours after the arrival of the first wagons on the show grounds, the once barren lot will, like some Aladdin touch, be transformed into a bustling and bustling city of tents.

From darkest Africa comes a whole tribe of monster-lipped Ubangi savages. It is the first time that these weird natives of the Congo equatorial district have been exhibited in America. They are shown in the menagerie tent in tribal costume.

There are hundreds of performers in this season's circus, and equally as many trained animals. Scores of superbly schooled horses representing "Europe's finest equestrian acts form a big new feature; another interesting 40 dancing horses and 40 dancing girls, including many Hollywood beauties.

The glorious fairyland spectacle "The Pageant of Gold," a gorgeous processional fleet depicting the dramatic romance of old

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