

## TESTIMONY ON SALES TALK TO BE PERMITTED

Declarations of Salesmen Of Empire Corporation Deemed Material

Vollmer, Present Secretary Of Firm, Takes Stand, Tells of Deals

DALLAS, May 24—(Special)—Judge Walker ruled this afternoon that testimony regarding the statements and declarations of salesmen and agents of the Empire Holding corporation would be admitted in the trial of Jay Stockman as it had been in the two previous trials of the Empire cases. This ruling came after the entire morning session had been taken up by arguments of the attorneys regarding this particular testimony. In ruling on the matter, Judge Walker stated that he was of the same opinion now as in the previous trials and that his former ruling would apply in this case.

Joseph Vollmer of Portland, successor to Dr. R. W. Clancy as secretary of the Empire Holding corporation, was the state witness called when the testimony was resumed. C. T. Eddy, Gervais farmer, was on the stand yesterday when the question regarding the statements of salesmen was brought up but was not called this afternoon when the state resumed its case.

Vollmer told of talking with J. C. Robinson, a salesman, and Frank Keller, Jr., about the Empire corporation, was the state witness called when the testimony was resumed. C. T. Eddy, Gervais farmer, was on the stand yesterday when the question regarding the statements of salesmen was brought up but was not called this afternoon when the state resumed its case.

During Vollmer's testimony, the state tried to introduce testimony regarding the Western stock but the defense objected to this and the witness was excused but will be recalled later. All Vollmer could say about the Western deal was that he had talked with Stockman about this at one time and that Stockman had refused to show him the contract for the sale of Western stock. Testimony regarding the Western deal was barred in the Chow trial.

Al Perkins, cattle buyer from Gardiner, told about being approached by S. E. Howard, a salesman, and being asked to introduce Howard to his friends. Perkins stated that he had lived in Gardiner practically all his life and knew everybody around there. Before agreeing to accompany Howard in making sales, Perkins talked with the other witnesses.

PORTLAND, Ore., May 24—(AP)—The voting on the ten democratic delegates to the national convention gave the following figures, with 1,819 precincts complete in the state. Four are to be elected from the state at large, and two from each of the three congressional districts:

- Delegates at large—  
Wood, 31,419.  
Langley, 30,365.  
Moses, 30,104.  
Miller, 29,945.  
Flegel, 23,221.  
Strayer, 17,358.  
First district—western Oregon: Finley, 11,215.  
Black, 9,962.  
Goss, 7,027.  
Second district—eastern Oregon: Duncan, 3,613.  
Fitzgerald, 3,559.  
Stillings, 3,296.  
Raley, 2,480.  
Blackaby, 2,314.  
Hughes, 2,102.  
Third district—Multnomah county: Morrow, 15,362.  
Garson, 15,969.  
Dairymple, 8,006.

### Espee Finishes 12 Years With No Lives Lost

SAN FRANCISCO, May 24—(AP)—A 12-year record of operations on its line in six western states without the loss of a passenger in steam train accidents was claimed today by the Southern Pacific railroad.

## Mott, Delzell Hold Slim Leads as Last Votes are Reported

Republican Margin Swells to 174 but Bourbon Race Decided by Only 30, Recount may Be Demanded in Both Cases

PORTLAND, Ore., May 24—(AP)—The youthful, dynamic James W. Mott, state corporation commissioner, maintained his lead over Representative Willis C. Hawley, veteran congressman from Oregon, today as official returns in Friday's primary election were checked. Mott, whose wet policy and his energetic attack on Hawley's tariff measures and proposals for a tremendous following of republican voters throughout the first Oregon district, had a lead of but 174 out of a total of 61,654 votes cast. He polled 30,914, and Hawley received 30,740 votes.

The democrats staged even a closer battle in the first district in attempting to nominate a candidate to oppose the winner of the Mott-Hawley fight, and with every precinct complete, but an official count awaited to actually determine the winner, William A. Delzell had 12,077 votes and Harvey Starkweather had 12,047, a lead for Delzell of but 30 votes.

Seldom has even the oldest inhabitant of the state seen two contests so bitterly waged. It was a foregone conclusion the loser in both instances will demand a recount. Complete returns were of little value in attempting to determine the winner, and only when official returns are available will the election be definitely settled.

### CITY PLAYGROUND STAFF IS CHOSEN

Large Savings With Service Undiminished Planned For This Summer

Thirty-three per cent savings in cost without reduction in service was planned by the city playground board yesterday afternoon for the 1932 summer playground program. The city council budgeted \$1060 for this year, \$130 less than spent last year. The board decided it could operate the playgrounds at Olinger field and Lincoln school for around \$700.

This year's playground directors, appointed two months ago at a meeting held at the city hall, were named yesterday. Margaret E. Nelson will direct activities at Lincoln, Vivian Bartholomew at Olinger. Esther Arnold and Gus Moore will have charge of swimming at the Monday night assembly since Monday night at the American Lutheran church here.

Dr. D. D. Kistler of Everett, Wash., was yesterday elected president of the conference for another two-year term. Other elections and resolutions will come up today in an assembly held at the American Lutheran church here.

Dr. A. E. Bell, president of the American Board of Missions with headquarters in Toledo, Ohio, delivered an address last night on "Stilling Our Economic and Spiritual Fears," during the course of which he pointed to the 13-year economic cycle to point to the increase in spiritual interest as economic warfare lags.

Dr. Bell stated that the American Board of Missions is not depressed over present spiritual and economic conditions, but declared rather that the outlook is bright for the future.

### POLK JURY BRINGS SEVEN TRUE BILLS

DALLAS, May 24—The grand jury today reported to Judge Walker, returning five secret indictments, two open indictments and two not true bills. The open indictments were against Lewis Fox on two different charges of larceny not in a dwelling. The two indictments were returned against James Bowler for burglary not in a dwelling. Both Bowler and Fox are in jail here. The two not true bills were against Jack O'Neil, charged with assault with a dangerous weapon, and William Smith, charged with contributing to delinquency of a minor.

### Street Work at N. Commercial Bridge Started

Construction of the roadway over the new North Commercial street bridge over North Mill creek got under way yesterday. The city engineer's crew was setting forms for the curbing. The bridge is 99 feet across, with 26-foot sidewalks and 49-foot roadway. Completion of the project will require more than the usual amount of time because attempt will be made to keep a 30-foot roadway open during the construction, City Engineer Hugh Rogers said yesterday.

### Patriotic Orders Making Plans for Memorial Day

Memorial day will be fittingly observed by a program sponsored through the Federated Patriotic Orders of Salem. Speakers have been assigned to speak at both public and private schools Friday, May 27, throughout the city, as well as the outlying districts. A parade under the command of Colonel Abrams will take place on Memorial day at 3 o'clock Monday, May 30. All veterans are urged to be present to take part in the parade and the meeting at the armory, as well as decoration of graves later. The American Legion has assigned Rev. George Swift to speak at Williamette university, Dr. B. F. Pound at Sacred Heart academy, Judge M. B. Hayden at the

## FARMERS UNION STATE SESSION TO OPEN TODAY

Max Gehlhar Stated to Give Opening Address; Many Delegations Come

Delegates from Oregon Farmers Union locals over the state will gather at the chamber of commerce auditorium this morning at 10 o'clock for the opening session of the annual convention, which will continue through Thursday and Friday. The convention banquet will be held Thursday night at the Masonic temple.

President L. H. McBoe of Dallas will call the convention to order this morning; J. D. Mickle will lead the assembly in song; H. R. Richards will deliver the invocation, following which Mayor P. M. Gregory will welcome the farmer group to Salem. A. R. Shumway will respond.

Max Gehlhar, head of the department of agriculture, will give the opening address on "The Value of the Farmer Union to the Department of Agriculture."

Jesse Vetter of Washington will bring greetings from the Farmer Union of that state, following which committee appointments will be announced.

State Officers to Present Reports

A closed session will be held this afternoon, beginning at 1:30 o'clock, when state officers will be elected and installed, musical numbers will be furnished by the orchestra of the Marion local, Marion county, with A. F. Lafky, director.

Thursday afternoon reports of the committees on livestock agency, dairying and legislation will occupy the convention; and Friday morning committees will tell what they have been doing and plan to do on marketing information, cooperative purchasing, public utilities and cooperative marketing.

### DEVELOPMENTS IN LINDY CASE MINOR

HOPEWELL, N. J., May 24—(AP)—The strange coterie of intimates, who once buoyed false hope for the return of the slain Lindbergh baby, monopolized the murder hunt today—one in a jail cell; and another before a grand jury; and a third sponsoring an appeal to the ransom receiver.

Anthony M. Hauck, Jr., Hunterdon county prosecutor announced he planned to lay the Curtis case before the grand jury at Flemington, N. J. Thursday.

Morris Rosner, undercover man for Col. Lindbergh, was taken before the grand jury today for a grand jury, which has been pursuing an inquiry into the futile payment of \$50,000 ransom by Dr. John F. Condon. Rosner signed a waiver of immunity.

From a summer cottage at Beckst, Dr. Condon heard of the format posting of \$25,000 reward by Governor A. Harry Moore and dictated this appeal: "John: money I gave you is useless. You can't get rid of it. Return to Colonel Lindbergh in time. Get your \$25,000 reward."

### County Canvass Of Vote Starts At Courthouse

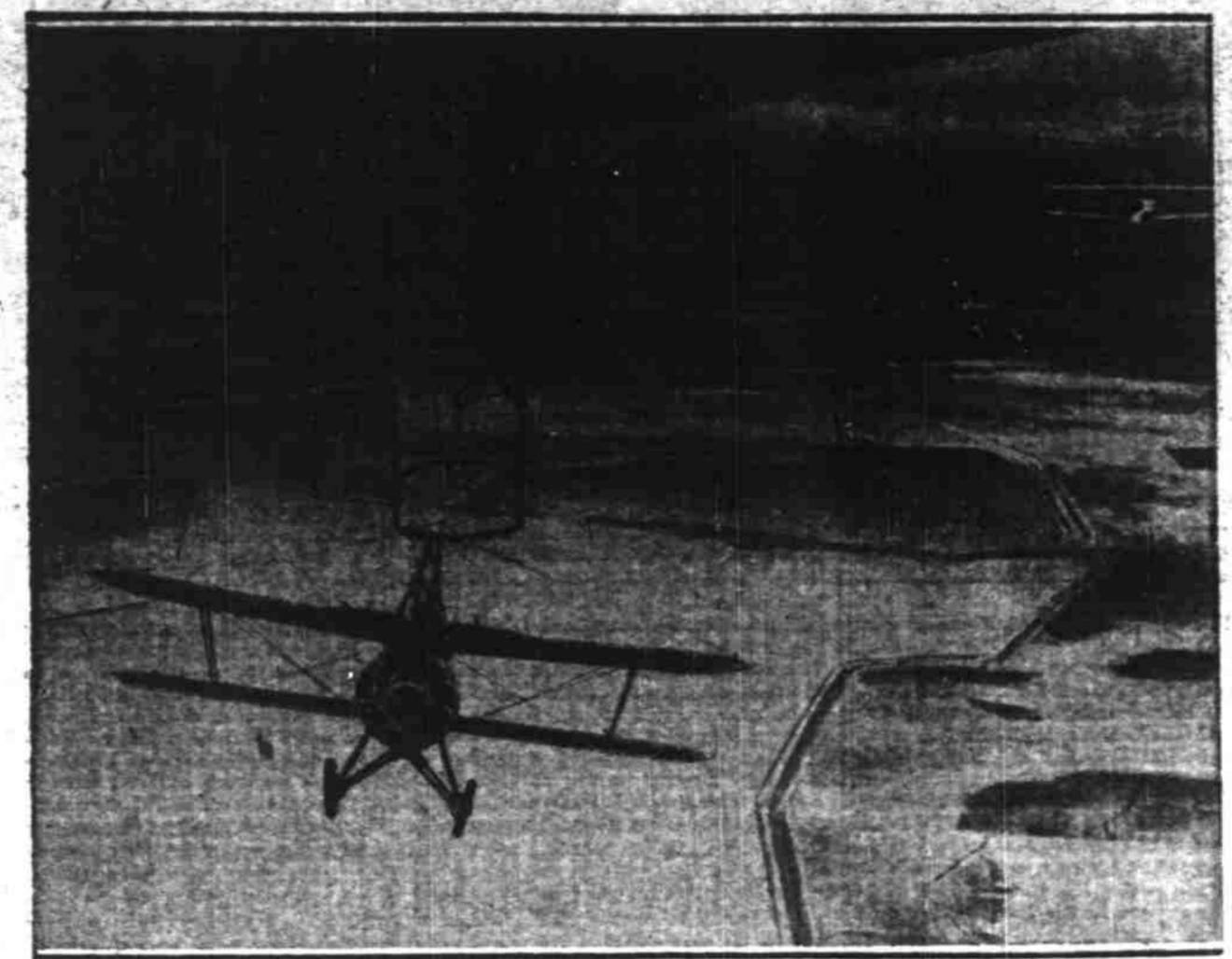
The official canvassing board, composed of two members of the republican and two members of the democratic parties, was at work yesterday at the county clerk's office going over the vote in the 79 precincts of the county. Each tally sheet will be checked and the totals will be checked against the extensions made on the report sheets.

When the canvass has been made locally the count will be sent to the secretary of state's office where an official check of the additions will be made. Not until all counties have made their reports to the state offices and all the official votes be announced by the secretary of state.

### Warehouses at Odell Burn up

HOOD RIVER, Ore., May 24—(AP)—Fire believed to have been of incendiary origin destroyed four warehouses at Odell early today. Those burned were the Davaport Packing plant, the Sogbel and Day plant, Page and Son, and Lafferty and Wood warehouses. The loss was estimated at about \$30,000 covered by insurance.

## Early Risers See Big Dirigible



Salem residents who got up before 5:30 Tuesday morning saw the Akron, giant dirigible, soar over the city. Thousands of people heard she was coming back Tuesday night but were disappointed. This picture doesn't show much of the Akron, but does show how the five airplanes she carries "hook on." The stunt was demonstrated at Sunnyvale a few days ago. In the background is a second plane with the hooking apparatus.

## BEARCATS DEPART FOR WALLA WALLA

Andy Peterson to Pitch one Game, but Will Leave Soon for Orient

This morning at 7 o'clock Coach "Spec" Keene and his Willamette Bearcats will leave Salem by automobile for Walla Walla to engage Whitman college Thursday, Friday and Saturday in a three game baseball series for the northwest conference baseball championship.

The Bearcats are the defending champions, having won for the past two seasons. Whitman has already won the conference football and basketball championships and the Bearcats are going to try to snap that championship habit. Borleske's men are trying to assimilate.

Andy Peterson will pitch in the opening game and play outfield in the second contest, but will not be there for the third game as he was last year.

Saturday morning Andy is leaving from Seattle on the steamer President Taft, sailing for Japan where he will spend the summer.

Andy has had several offers to sign up with big league baseball clubs, but has chosen to remain in school in the fall. He will spend the summer in Japan and will return by way of the Hawaiian Islands where he will remain one week before returning to Willamette university. He will pitch and (Turn to page 2, col. 4)

## HOOPER NOW HAS SUFFICIENT VOTES

(By the Associated Press)

While President Hoover discussed prohibition and other matters connected with the approaching national convention with three party leaders last yesterday, he gained the indisputable pledge of sufficient delegates for renomination.

Texas, instructing its delegation of 49 for him, sent Mr. Hoover's total of pledged delegates to 621, or 43 more than the majority of 578 needed for the nomination.

In addition, local party leaders in 14 states claim 423 more delegates for the Hoover column for a grand total of 1,044 out of the 1,080 selected to date. Joseph I. France, of Maryland, the only avowed opponent of Mr. Hoover for the nomination, disputes this claim.

Democrats selected 52 delegates yesterday, Texas giving its 46 to Speaker Garner and Delaware instructing six for Franklin D. Roosevelt.

### Weather Delays Browne's Plans Of Tokyo Flight

SEATTLE, May 24—(AP)—Weather reports of storms in the north Pacific tonight caused Nathan C. Browne, who plans to fly non-stop from here to Tokyo, to decide to remain here until at least after an 11 a.m. report is received tomorrow.

## New Planet Discovered Near Earth

HEIDELBERG, Germany, May 24—(AP)—The Heidelberg observatory announced tonight the discovery of a new planet, which it tentatively named "Nineteen Thirty-Two," and which can attain a proximity of seven million kilometers to the earth.

(This is approximately 4,350,000 miles.)

Although investigation at the observatory had not been completed, all accounts of an object discovered by Dr. Karl Reinmuth, said he had spotted what he thought was the new planet after long and painstaking telescopic research.

He tagged his discovery "Nineteen Thirty-Two H. A."

The object travels an elliptical orbit between that of the earth and Venus, its course bringing it remarkably close to the earth. The new planet crosses the earth's orbit south of the ellipse, thus the timorous need not fear a collision.

### M. E. ATTITUDE ON DIVORCE CHANGED

ATLANTIC CITY, N. J., May 24—(AP)—The attitude of the Methodist Episcopal church toward divorce was liberalized tonight by the general conference which sanctioned as grounds for dissolution "vicious conditions which through mental or physical cruelty or physical peril" invalidate the marriage vow.

The change from adultery as the sole grounds, the second in almost a century and a half, was approved in the face of weak opposition which urged the conference to follow other denominations in adopting more stringent regulations and "to go back to the new testament" for guidance on divorce.

The conference also deleted from the burial service the phrase "ashes to ashes, dust to dust" and from the sacrament of the Lord's Supper the "wine" in every instance except the prayer of consecration.

### OWYHEE GETS FUNDS

PORTLAND, Ore., May 24—(AP)—A special Washington dispatch to the Oregonian today said Commissioner Mead, of the reclamation bureau, had notified Representative Butler that beginning July 1 \$1,000,000 will be available for the Owyhee project.

### Newport Man is Thought Drowned

MARSHFIELD, Ore., May 24—(AP)—Harry Reed, employee of the Coast Fisheries at Newport, today was believed drowned in an attempt to beach his craft near the Umpqua jetties during a storm last week.

Reed was a widower with two daughters, one living in Florence, Ore., and one in Riverside, Cal.

## REINSTATEMENT OF LADS UNMENTIONED

Delbert Graber is Accorded Special Recognition For Shop Work

Mention of reinstatement of the seven expelled Salem high school boys was not made at last night's school board meeting. The directors moved leisurely through their routine of business and adjourned at the end of 45 minutes.

On Superintendent Huggs recommendation, the board voted for presentation of a special certificate to Delbert Graber, high school industrial shop student for the past four and one-half years. Young Graber, the superintendent said, is highly talented in shop work, particularly at drafting and drawing. The certificate will state that he has taken all the industrial work offered by the school.

The Disabled American War Veterans, Salem chapter No. 6, were given permission to bring a carnival to Olinger field next month. The chapter is to receive a percentage of the receipts, with \$400 guaranteed. Their earnings from this enterprise will be used in aiding unemployed, needy disabled veterans.

No comment was made on a letter from the Lincoln Parent-Teacher association requesting the reinstatement of next year of present instructors at Lincoln school. The letter stated that it was partly a matter of expressing appreciation of the teachers' work. The board also was thanked for having the lawn put in front of the school.

Clerk W. H. Burghardt's recommendation that the board hire an appraisal company at \$100 to re-evaluate school district properties in order to obtain decreases in insurance rates, was adopted.

Coach Garnee Fleisher's request for permission to have a dirt tennis court constructed at Leslie junior high school was referred to the building and grounds committee.

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### Widening Project Starts Soon, Contractors State

Work on the \$127,455 pavement widening and straightening project from Salem north to Brooks will start within a short time, it was learned here yesterday when members of the West Contract company, announced bids to the city to make arrangements for sub-contracts and materials.

Under the contract awarded last week at the state highway commissioner meeting in Portland, the work must be completed by September 15 so the road reconstruction will not interfere with traffic to the state fair.

## AIRSHIP PLAYS HIDE AND SEEK WITH CITIZENS

Visits When Most Asleep, Fails to Show When Expected Later

Rumors fly but Akron Goes South by Ocean Route; Sky is Watched

SAN FRANCISCO, May 24—(AP)—The U. S. navy radio station here reported receipt of a message tonight from the navy dirigible Akron, in which the airship was reported 12 miles west of Yaquina head, Oregon, heading southward toward Sunnyvale, Cal., where the ship was expected to moor at sunrise tomorrow. The dirigible has kept well to sea thus far on its return flight.

By STEPHEN C. MERGLER

The United States navy's largest airship aloft and the largest man-operated body of matter ever to fly through space yesterday twice disappointed thousands of Salem and Willamette valley folk—the first time, because it passed overhead while they were not ready for it, and the second time, because they were ready and it didn't pass over.

All Salem seemed looking up last night. Everywhere on the streets heads were upturned, scanning the misty skies for a glimpse of the giant flying machine.

Rumors ran wild. One police officer was informed by a service station operator that the Akron had passed over Oregon City "five minutes ago." An Oregon City state police said they knew nothing of it.

Planet Mistaken For Akron's Light

A brilliantly glowing planet in the west blinked "on" and "off" by moving clouds, was many times taken to be the Akron.

The Statesman received one telephone message stating that the ship had been sighted over the Willamette river. But it was found to be no more.

Hundreds of telephoned inquiries poured into the offices of the Statesman last night, to ascertain whether the Akron would fly over Salem. Rumors had apparently spread throughout the city that the arrival of the dirigible was imminent. An Associated Press dispatch brought the news that the Akron was going south along the coast and would not be seen in the interior. The number of telephone calls for two hours equalled or exceeded those received on election nights.

Early Risers Get Worth While View

While the interested thousands last night were not to be entertained with a view of the sky-filling Akron, hundreds of early risers, all-night watchers and light sleepers yesterday morning (Turn to page 2, col. 5)

## PRICE OF GASOLINE IS INCREASED HERE

PORTLAND, Ore., May 24—(AP)—The retail price of gasoline was increased 1 1/2 cents a gallon here today. The new price is 16 1/2 cents a gallon, including four cents tax.

The division manager of one of the larger oil companies said his company had made a similar increase in price throughout the state.

After a few days of 16-cent gasoline prices, the motor fuel yesterday was boosted in retail cost to 17 1/2 cents a gallon by four distributing companies. At least two other companies continued to let their product be sold for 16 cents, while some of the larger service stations, drawing on their storage tanks, also quoted the lower figure.

Local operators do not profit by the increase, it was said. The distributors raised the wholesale price to 14 1/2 cents.

While Salem gasoline was selling at top for 17 1/2 cents, Portland motor fuel sold at 16 1/2 cents, an increase of 1 1/2 cents a gallon.

### Sidewalk Bids Are Called by City Recorder

Bids for construction of 41,000 square feet of sidewalk in Salem soon will be called for by Recorder Mark Poulsen. The jobs comprise chiefly sewerage sections. The work will be supervised by City Engineer Hugh Rogers.

Some confusion has arisen among property owners along the walk lines involved as to payment for the work, it was reported yesterday. The work will be paid for directly by the property owner as soon as completed or they may be bonded under the Bauercroft act if the cost exceeds \$25. Under this act, the assessment is paid off at the rate of 10 per cent per year plus interest.