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Possible Setback in Court Won't Stop Zorn and Tax Equalizers

Objection to Ballot Title Held for Sole Purpose Of Causing Delay

If the state supreme court should rule the ballot title for the higher education consolidation bill invalid, the proponents of the consolidation measure would promptly secure a new title and would at once get new signatures for placing the initiative measure on the ballot. Henry Zorn, president of the Marion County Taxpayers Equalization league, was emphatic yesterday in his statements here that his group was in a "fight to the finish" to secure the merger at Corvallis of the University of Oregon and Oregon State college and would not be impeded by litigation which he characterized as unnecessary and started with the sole purpose of blocking the merger movement.

"We now have circulators of petitions in the majority of countles of the state," Zorn said. "We are having no trobule securing signatures. Many people are coming to our offices in Portland and asking to sign. I think we will not only have little trouble in securing the necessary 17,800 signatures by July 7 but I feel certain the consolidation measure will pass in November." Date for Argument

May be Set Soon Meanwhile Arthur Benson, clerk vanced on the court's calendar. | ful.

Preliminary papers on the appeal were filed with the court late yesterday by Attorney Custer Ross of Salem in which C. W Keene of Silverton was named actual as well as nominal plaintiff, and state officials defendants. It is an appeal from the pus. title fixed by Attorney-General VanWinkle some time ago.

Zorn said yesterday that he would consider no offers of compromise. While he has no antagonism to Eugene, Zorn said he felt the interests of one city should not be held paramount to the greater good of the state.

Zorn was asked where funds were being secured for the fight being waged by his league. He would not release information on this matter although he intimated that contributions were being made quite widely by people opposed to duplication in Oregon's higher educational program. Zorn and Willard H. Stevens, of Gervais, secretary of the league, were distributing here yesterday well-printed circulars urging the consolidation of the two schools. Zorn and his group have established an office in Portland and have already utilized the radio for the campaign. A well-established law firm is handling the legal work for the league.

Special Levies For Schools in Portland Lost

PORTLAND, Ore., June 7levies voted on here today were apparently beaten by more than two votes to one.

Thirty-eight precincts complete out of a total of 152 in school district No. 1 gave 1301 for and 3168 against the \$1,200,000 maintenance levy and 1196 for and 3235 against the \$100,000 building levy.

The vote was one of the heaviest on record for a school elec-

Montana Man is Favored to Head Rotary District

MISSOULA, Mont., June 7-(AP)-Enor K. Matson, of Lew- near Foster, was accidently shot American National Band buildistown, Mont., was nominated for last night by her husband who ing here last December. Defendgovernor of the sixth Rotary dis- mistook her for a marauder, ants include the Security Savtrict for the coming year at the Physicians, who said the bullet ings & Trust company, the Ameri- nomination, on the face of early district conference here today.

of Bozeman, Mont., and will be installed as governor of the district at the international convention in Seattle this summer. As Matson was the only candidate his nomination is equivalent to election.

Knitting Mills Office Robbed

PORTLAND, Ore., June 7-Portland, reported to police tonight that \$1042.47 was stolen from the cash box in the mills office some time last night.

More Than 40 Hommes, No Chevaux



Reminiscent of war days in France, when 40 hommes and 8 chevaux were considered a fair cargo for a freight car, is this picture of several hundred veterans of Detroit, Mich., packed into flat cars on their way to reinforce the "Bonus Army" of occupation at Washington. Similar scenes are taking place in other parts of the country as veterans are joining in the demand for payment of their cer-

College Will Take no Side In Consolidation Move President Avers

CORVALLIS, Ore., June 7 -(AP) -Oregon State college has been following and will continue to follow a "hands off policy", with regard to the proposed initiative to move the University of Oregon to Corvallis and the normal schools to Eugene, Dr. W. J. Kerr, president of the college, announced today.

Dr. Kerr outlined his position to T. O. Russell and a committee of ninety steps a minute and colof the state supreme court, an- from the Eugene chamber of comnounced yesterday that the date merce who called on him to asfor hearing arguments on the ap- certain his position, especially in peal from the ballot title will be view of the recent statement by set by the supreme court upon the state board of higher educa- General Phelan D. Glassford pafiling of briefs or upon official tion denouncing the merger pro- rolled the lines, carefully watchrequest that the matter be ad- posals as extravagant and waste- ing as crowds along the street ap-

His statement follows:

whatever with any movement in connection with the proposed bill to consolidate the state university | the lines four abreast. They were and the state college on one cam-

"Reports that units of the extension service or other division of the college organization are or may be used in any way in connection with such a campaign are unfounded, with no possible basis in fact. Any such activity would be entirely contrary to college policy.

"Certain statistics have been cited as having been obtained from the college library. This is a situation over which we have no control. Our library is public, just as the records of this institution are public, and just as the records of any state office are open to anyone interested. We are not responsible for interpretations made from any figures obtained."

Head of Bandit Gang is Handed 15-Year Stretch

PORTLAND, Ore., June 7 .leader of a gang who robbed an aged Civil was veteran and the widow of another Civil war veteran, staged four other hold-ups, and ransacked a house after find-(AP)-The two special school tax today by presiding Circuit Judge Jacob Kanzler.

Wemburg was last of four members of the gang to be sentenced. Previously Pete Ritthaler was sentenced to 10 years in the

Bonus Army Parades in Washington

WASHINGTON, June 7-(AP) -An army of war veterans swung into martial step tonight and tramped up historic Pennsylvania avenue to give emphasis to their demand for full payment immediately of the bonus.

They were a bedraggled, forlorn lot. Their ragged, soiled shirts, worn shoes and baggy trousers contrasted sharply with the natty uniforms they wore in the days of the world war. A handful had dug out and pressed for the hundredth time the last uniform the army gave them.

All were orderly and the spring umns left and right returned quickly as company and regimental commanders snapped orders. Police commanded by Brigadier plauded or commented from behind stretched metal lines as for "I have had no connection a president's inauguration,

Glassford estimated that between 5000 and 7000 marched in followed by automobiles and trucks carrying those who were too ill, too disabled or too exhausted after arriving to join in the hour and a half's march.

REPORTED AT OUTS

SANTIAGO, Chile, June 7 AP)-Discord was reported tolay among the members of the unta which seized the government Saturday and dedicated Chile to socialism, but Carlos Davila, the junta's civilian chief, denied there was any friction.

Senor Davila, former Chilean ambassador to Washington, categorically denied widespread rumors that he had threatened to resign from the governmental

He likewise denied there was unrest in the south, or that there was a counter-revolutionary movement, although meager reports (AP)-John O. Wemburg, \$7, from the affected region said such a movement, which started yesterday, continued to smolder.

While the leader of the junta reaffirmed his plan to tax the rich for the relief of the workers and unemployed, several thousand ing the aged woman occupant workers gathered near the presidead in her bed, was sentenced to dential palace and pledged their 15 years in the state penitentiary cooperation in the contemplated

DORE WIELDS KNIFE SEATTLE, June 7-(AP)-Starting his economy campaign, Mayor John F. Dore today elimpenitentiary, John Renner to inated 12 park department jobs, three years and Harold Vinson to reducing that department's annual payroll by \$27,480.

Husband Shoots Spouse "Bonus Widow" Very Ill Bank Faces Damage Suit Theatre Producer Held

He will succeed Fred Bennion heart and lodged in her back, Julius L. Meier. held little hope for her recoery.

HUSBAND IN "ARMY" PORTLAND, Ore., June 7 wife of a member of Portland's any here, arrested last week on night in a shark near Hillsboro. Today physicians reported a States Commissioner Kenneth F. slight improvement in her con- Frazer.

dition. She was believed to be suffering from typhoid fever.

MEIER ONE DEFENDANT The thieves overlooked more than —Lulu B. Dillinger, Portland, usherette, employment which she still hopes to complete the major lar foodstuffs were taken from other men rushed to the scene.

| A col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Col. 1) | Control of the drive this week. | Co

today seeking \$104,265.06 dam-ALBANY, Ore., June 7 .- (AP) | agesb for injuries sustained when -Mrs. Harry Ayers, 71, living she fell on the marble floor of the struck the woman below the can National bank and Governor primary.

MANN ACT CHARGE PORTLAND, Ore., June 7 .-(AP)-Joe Tenner, producer in tion will go uninstructed but fa-(AP) - Mrs. Wilma Macy, 18, charge of a theater stock comp-"bonus army" at Washington, a Mann act charge, was held for velt of New York. was found seriously ill Sunday the grand jury today after a preliminary hearing before United

Dorothy Hearne, 22, Mrs. chief prosecution witness, testi-Mrs. Macy was found by per- fied at the hearing that she had AP)-John A. Zehntbauer, pres- sons hunting fire wood. Her spent most of her life in a Cathodent of the Jantzen Knitting mother and brother were with lic orphanage in Seattle, and came to Portland last December \$2100 budget and \$2000 deficit, Blaine F. Smith. on a bus ticket provided by Ten- Executive O. P. West said last Arrest of the trio followed ed to Woodburn for aid. ner with the promise he would night. The campaign progressed police discovery of canned meats | Floyd "Speed" Maricle of the included the feed mill on Young bridge is completed ready for use. Portland, Ore., June 7.—(AP) find her employment here as an slowly yesterday. The committee and cheese in men's packs. Simi- Woodburn fire department and street, until he sold it to Sam Yo-

BANKERS' MEETING

Callister of Albany Named counted for. President: Woodburn Man Heads Board

EUGENE, Ore., June 7-(AP) A legislative change in the 8 per prompt payment, or both, was favored by the Oregon Bankers' association at the closing session of its 27th annual convention here injuries to two score. The association also went unan-

any form of legislation by condeposits. Invitations for the 1933 con-

vention were received from Salem, Tillamook and Gearhart, and for the 1934 convention, from Rose-F. E. Callister, vice president of the First National bank of Al-

bany, was elected president of the association for the coming year. Other officers chosen were: C. C. Colt, vice president of the First National bank of Portland, vice president; O. A. Houglum, cashier of the First National bank of Eugene, chairman of the general committee in charge of the

convention, treasurer. The executive committee consists of Eugene Courtney, vice president of the Bank of Woodburn, chairman; John N. Edlefsen, vice president of the U. S. National bank, Portland; Charles H. Stewart, vice president of the Portland Trust & Savings bank; B. E. Harder, president of the First National bank, Medford; Edwin Winter, vice president of the First Inland National bank, Pendleton.

RECORD OF INSULL **ACTIVITIES VIEWED**

CHICAGO, June 7 - (AP) -Federal Judge Walter C. Lindley, announced late today he has ordered a complete audit and history - "showing every transaction, every payment of money, and every transfer of stock"-of Insul Utility Investments, Inc.

The company referred to is a half billion dollar investment trust Samuel Insull organized to deal in securities of his operating concerns, and thus insure Insull control of the companies.

"If personal liabilities on the part of directors and officers of the company are disclosed," the federal judge said, "then civil action should be undertaken to recover from them such funds as could be obtained.' Insult Utility Ingestments, Inc.

together with other Insuli investment trusts and holding companies, is in receivership.

Roosevelt Given More Support in Southern States

JACKSONVILLE, Fla., June 7-(AP)-Govrnor Franklin D. Roosevelt of New York tonight was polling his predicted sweeping endorsement by Florida voters from the Democratic presidential

JACKSON, Miss., June 7 -AP) -Mississippi's delegation to the democratic national convenvoring the presidential nomination of Governor Franklin Roose-

Five Teams Will Aid Scout Drive

Explosion in Houston Much Like one in Cleveland Where Eleven Dead

Dozen Persons Unaccounted For There: Causes of Disaster Unknown

HOUSTON, Texas, June 8-(Wednesday) - (AP) - Five persons were reported missing early today after a terrific explosion blasted the 2-story combination store and residence of Mike Butera into the street.

A fire, which drew out practically the entire fire fighting equipment of the city, followed the explosion. Several minor explosions followed in the wake of the blast which practically demol-

ished the house, nearby residents Several persons who were believed to have been sleeping in the house were the ones unac-

Search of the ruins for bodies will be started as soon as the debris cools. Firemen say this will be about 3 a. m.

CLEVELAND, O., June 7-(AP)-A dozen persons were cent tax law, either increasing the | missing tonight in the wake of a penalty allowing a reduction for disastrous explosion and fire that early today destroyed the Ellington apartment hotel with an accompanying loss of 11 lives and

As firemen dug into the great piles of blackened brick and mamously on record as opposed to sonry, they expressed the belief it would be several days before gress tending to guarantee bank the death toll is definitely established. Four Bodies Removed,

Seven Others Seen The six-story frame-brick building, a landmark in downtown (Turn to page 2, col. 1)

DES MOINES, Ia., June 7 today with the apparent defeat of tiff's complaint. United States Senator Smith W. Brookhart in Monday's republican attacked the validity of the law. primary by Henry Field of Shen- had filed an amendment to his andoah, seed dealer and radio station operator.

With 2073 of the state's 2435 precincts reporting field was about 42,000 ballots ahead of the veteran senate foe of "big business and Wall street." The vote was: Field 164,938 and Brookhart 122,763, with the other four candidates trailing.

Field, dry and endorsed by organizations supporting prohibition, apparently was to be opposed in the November election by Louis Murphy of Dubuque, whose campaign centered around the slogan, "I am wet." Murphy's total vote on returns from 1552 precincts was 40,565 against 22,-49 for former Senator Dan F. Steck of Ottumwa. The other three candidates received but slight support.

Yankee Gunboat Goes to Aid of Vessel Aground

SHANGHAI, June 7-(AP)dispatch telling of heavy casualties inflicted by the U.S. gunboat Oahu on Chinese soldiers who were attacking two British steamers in the upper Yangtze river, was published today by the Exchange Telegraph agency. The gunfire, the dispatch said,

was for the purpose of protecting the steamers Wanliu and Ki-awo. The Wanlu, which had \$110,000 in cash aboard, ran aground 40 miles below the town of Chungking and when the Kiawo came alongside to take off the money, cargo and passengers, a considerable force of Chinese soldiers intervened.

Three Men Held, One More Sought In Burglary Case

City police last night were It closed with a statement of love watching for a fourth man believed involved in the burglary of the Corvallis Creamery company's plant at Front and Trade streets, which occurred over the near the river, saw Jackson's car weekend. Three men were being Five solicitation teams are ex- held for investigation in the 11:30 a.m. Running to the bridge, pected to go to work today on the affair. They were Al Johnson and Boy Scout drive to raise the Henry Kelly, transients, and

Senate Tosses Out Economy Bill Rider To Curtail Vet Aid

Lowers Estimated Saving by \$48,000,000 With Total now Left at \$186,000,000; Vote on Measure Itself Looming

WASHINGTON, June 7 — (AP) — By an overwhelming vote the senate late today tossed out of the National economy bill all provisions for curtailing expenditures for war veterans.

The action shot a \$48,000,000 hole in the measure and cut its total estimated saving to \$186,000,000. The exemption of salaries below \$1,000 from pay O-

Remaining Charges not

Yet Decided Upon

DALLAS, June 7 .- (Special)-

maining Empire Holding comp-

any cases, Barnett Goldstein,

special prosecutor, said he was

not sure whether the state would

of the actions against I. H. Fetty

and W. R. Adams, former officers

Goldstein indicated he would

what course the state would pur-

Following the conference today.

Keller, Jr., first of the indicted

quintet to come to trial, would

be continued until decision on

issue of the rest of the trials is

announced. As soon as this mat-

Promotion plans for the state

fair were discussed at a meeting

last night at the chamber of com-

merce attended by Max Gehlhar,

director of agriculture, officials

of the chamber and newspaper

Director Gehlhar submitted the

budget he has been working on.

His tentative plans call for a six-

day fair. The entertainment fea-

tures the first three days may be

rodeo events such as were used

last year; and the last three days

would be given to the customary

Under the program as planned

President McKay of the cham-

ber assured Director Gehlhar that

the chamber and other organiza-

to promote the fair and seek to

make the crowds this year up to

the standards of previous years.

Shoots Way Out

ADA, Okla., June 7-(AP)-

house, two men identified by of-

ficers as Charles "Pretty Boy"

The posse visited the house aft-

brought by trailer from Wood-

Salem firemen, Walter Ed-

wards and Charles Charlton, who

brought an inhalator to the scene,

made a futile attempt to resusci-

tate Jackson manually. Rigor mor-

tis had set in before the body was

Jackson apparently had looked

over the spot earlier in the day.

His car was seen near the bridge

at 9 o'clock. At 10 o'clock Con-

stable William Miller saw him

A warrant in connection with

financial matters, issued out of

recovered, they said.

back in Woodburn.

in an automobile.

WOODBURN, June 7-(Spe-15-foot water after the body. State

cial)—David D. Jackson, about police ordered two rowboats

and real estate operator, com- burn. In these, the men at 1:30

mitted suicide late this forenoon o'clock this afternoon retrieved

by jumping into the Pudding river the body with pike poles 50 feet

swimming hole near the Wood- downstream from where Jackson

plunged in.

Notorious Bandit

the fair could operate quite safe-

ly without incurring a deficit, and

plays and exhibits.

representatives.

will pass sentence on Keller.

STATE FAIR PLANS

of the corporation.

n conference in the court room

000,000. As reported to the senate by its bi-partisan economy committee, the bill carried a saving of \$238,-000,000 and was described as necessary to help the new tax bill balance the budget.

cuts had reduced the saving \$4,-

The veterans sections calling Possible Dismissal of two for a saving of \$48,714,000 were thrown out bodily 63 to 14 after members of the committee who had advocated them told the senate they believed it would not be practicable to put them through at this time. The decision duplicated the action of the house. The senate, like the house, re-

tained only a paragraph providing for a joint congressional committee to consider veterans' legislation and report January 1 as to possible changes.

With the veterans' question out of the way, the senate approached a final vote on the measure.

And Will Speed Ruling Upon Demurrer

Judge L. C. Lewelling of department two of the circuit court here yesterday took under advisement the case of Weinacht vs. Bower in which the legality of the high school tuition law is being questioned. Lewelling heard arguments for plaintiff and defendant Tuesday in court here. He promised at the conclusion of the arguments that he would AP)-A new twist to Iowa sena- shortly render his decision which torial campaigns was indicated comes on a demurrer to plain-

James G. Heltzel, attorney for the non-high school districts who complaint in which he set up the contention that the measure levying the county tuition fund tax is a revenue measure and therefore under the constitution should have been introduced in the house (Turn to page 2, col. 1)

still provide the public with good entertainment and the usual dis-College Merger Deemed Vicious By Alumni Head tions of Salem would join hands

PORTLAND, Ore., June 7-AP)—Alexander G. Brown, executive secretary of the University of Oregon Alumni association, branded as "clever and viclous" the measure to consolidate the University of Oregon with Oregon State college on the Corvallis campus, in his address before the Portland Kiwanis club

Although represented as an emergency measure, Brown said, there is "no economy" in it, but rather additional expense to taxpayers, as passage of the initiaive bill "would wreck higher ed- outlaw, and his lieutenant, ucation in Oregon, lay waste more George Birdwell, escaped tonight than \$3,000,000 in educational plant and equipment and heap upon the already burdened tax- er hearing reports that Floyd payer a load of \$3,000,000 in new planned to hide there preparatory buildings and additional equip- to robbing the Stonewall bank to-

45, prominent local business man

burn-Mt. Angel highway bridge.

On the steep river bank, nearby

residents found his hat on which

The note, according to state po-

was a note addressed to his wife.

lice, stated that Jackson was "go-

ing to end it all" because he had

for his four children. Another

communication, contents unre-

and heard the man yell at about

he saw Jackson struggling in the

water and then sinking. Mrs.

Aicher in the meantime telephon-

J. S. Alcher, a farmer living

vealed, was found in the car.

'made a lot of mistakes in life,"

21 Insurgent Republicans Join With Democrats. Vote is 216-182

Hawley Attempt to Derail Program is Defeated By Like Margin

WASHINGTON, June 7-(AP) -Quickly overriding a republican attempt to obtain sanction of President Hoover's relief program, the democratic house today approved the \$2,300,000,000 Garner plan for helping the unem-

Bound by the caucus rule and aided by insurgent republicans, the democrats sent the speaker's bill intact to the senate by a vote of 216 to 182.

Action came after a motion by Representative Hawley (R., Ore.) to send the bill back to committee with instructions to adopt the here this morning with Judge administration proposals was defeated 218 to 183. Arlie Walker, over the two re-Ten Demos Bolt,

21 Republicans Also Ten democrats bolted their party on the final vote while 21 republicans and the lone farmercontinue or move for dismissal laborite-Kvale of Minnesotacast their votes for the Garner program. An omnibus amendment proposed by majority leader Rainey to perfect the measure know within the next day or two and permit the Reconstruction Finance corporation to lend funds to corporate bodies for the erect was stated sentencing of Frank tion of dwelling was approved.

As the measure went to the senate it provided \$100.000.000 to be distributed by President Hoover for direct relief; an increase of \$3,000,000,000 in the Lewelling Hears Arguments ter is cleared, Judge Walker Reconstruction corporation's capital, and a \$1,200,000,000 public building and waterway construction program to provide employment.

Drastic legislative procedure to insure favorable action on the Garner plan was clapped onto the house by the democrate 205 to 189 after a bitter struggle. Group of Mayors Urges Relief Plan

A group of mayors headed by Frank Murphy of Detroit, representing 31 important cities, placed before Vice-President Curtis and Speaker Garner and party leaders in both houses petitions urging a \$5,000,000,000 bond issue for federal aid. These were

read to both branches. Secretary Mills advocated the president's proposal to expend Reconstruction Finance corporation capital \$1,500,000,000 before the senate banking committee, and clashed with Senater Wagner (D., N. Y.), and others over the merits of the democrate proposed public building program charging it would be a drain es the treasury.

Egan Surrenders Himself to Face Murder Charges

SAN FRANCISCO, June 7. -AP) — Ending a high tension game of hide and seek with a vexed police force, Frank J. Bgaz, ousted public defender, surrendered here today to face a charge of murdering his benefactress in a When Surrounded crafty plot with a money motive. Missing since Saturday, just efore the county grand jury indicted him and two of his follow-Ripping their way with machine ers for the murder of Mrs. Jessie gun fire through a posse which Scott Hughes, Egan walked into had surrounded them at a farm a district police station and submitted to arrest 24 hours after the time set by his attorney, Vis-Floyd, much-sought Oklahoma cent W. Hallinan, for the surrender. "Good morning, boys," said Egan calmly.

Standardizing Haircut Price Barbers' Plan Prominent Woodburn Man

What price haircuts is the question which confronts barbers to-Is Suicide By Drowning day, with prices in Salem now cut in two by many shops. The standard price has long been 50c. dard price has long been 50c. Some cut-rate shops did the job for 35c but in late months they have reduced this to 25c.

So barbers of the city met at the chamber of commerce last night in an effort to get together on a scale that all would follow. Some progress was made, but more meetings will have to be held, it was stated after the meeting.

Start Clearing Site of Bridge

Contractors began work Tuesday clearing the site for construction of the approaches to the new bridge over the Santiam river at Jefferson. A few trees on the south bank had to be cut down. the local justice court three days | The structure will go in between ago, was to have been served on the present highway bridge and Jackson today, state police said. the railway bridge. It will be the Fnancial interests of Jackson latter part of 1938