

GROWD LISTENS TO "BALM" SUIT

Plaintiff is Queried Closely on Testimony He Gave in Divorce Case

(Continued from Page 1)
Graves by counsel for the plaintiff.

Herman Lafky, in his statement to the jury, as counsel for Rice, flayed Graves and said the only question at stake was the amount of damages to be allowed. He said there were no extenuating circumstances in the case for a man of Graves' age and experience at trial often did not end up in the courtroom but in the graveyard.

Lafky said he would prove that Graves wrongfully and maliciously deprived Rice of his wife's affections, that he furnished Mrs. Rice with expensive wearing apparel including a fur coat, that he induced her to file a divorce proceeding and furnished her funds for it, that he took her to expensive places of amusement, that he entertained her at his apartment, that he told her he had changed his will in her behalf.

Conspiracy Claim of Defense Counsel
"We expect to show Mrs. Rice is at the bottom of this suit," Winslow said in his address to the jury. We'll show there's a conspiracy between these parties to blackmail Graves, we'll show their plans to get some money out of Graves and then go back and live together. Mrs. Rice furnished the information on which this lawsuit is based."

Counsel for the defendant asserted that he would prove that the Rice couple had domestic difficulties and lived apart a year before Mrs. Rice met Graves. He said their case would show Graves did nothing but good to the young woman. Winslow asserted Mrs. Rice was going with several other men when she kept company with Graves.

The name of Justice J. O. Bailey was brought into the case when the defense counsel in his opening statement said the Oregon supreme court had used to drop into Graves' apartment sometimes when Mrs. Rice was there and the three would have meals together. Winslow said Graves and Justice Bailey would then wash the dishes while Mrs. Rice left the apartment. Justice Bailey came to the courtroom late in the afternoon to testify but did not take the stand since the plaintiff had not closed his statements when court was adjourned for the day.

The case will be resumed at 9 o'clock this morning. The jury hearing the Rice-Graves case follows:
Julius Wilson, civil engineer, Salem; Charles J. Rice, berry grower, East Woodburn; Harold E. Russell, farmer, Marion; Edith E. Low, housewife, Salem; George Tate, farmer, Sublimity; Ascenath P. Swafford, housekeeper, Salem; Mabel S. Hunt, housewife, Seaside; Joseph Horisch, farmer, Shaw; John W. Etzel, farmer, Mehama; Stella L. Bynon, housewife, Salem; Annabelle Miles, housewife, Salem; Rose G. Appleby, housewife, Mt. Angel.

Motion to exclude all witnesses from the court room was denied and a reporter was allowed and in doing this both sides named their witnesses. Winslow stating he might have others. Lafky attempted to force Winslow to name them all, but the court refused to demand this. The plaintiff named as his witnesses, Mrs. Blanche Ferguson, county reporter; W. H. Daney, Rex Gibson, Olaf Anness, auditor of the New Heathman hotel, Portland; Mrs. Lela Hurst, Oscar Olson and John P. Rice, plaintiff.

The defendant named as his witnesses C. S. Hamilton, Earl Headrick, Thomas Smith, Mrs. Thomas Smith and the defendant.

TWO MINERS HURT IN LABOR FLAREUP

(Continued from page 1)
production, the others being shut down due to the refusal of the miners to return to work until the controversy over coal wages and hours is settled in Washington. Approximately 15,000 Alabama miners are out of work since the operators last Friday shut down declaring they were unable to pay the \$4.60 basic minimum wage scale provided in an amendment to the bituminous coal code.

The mines were reopened Monday under protection of an injunction granted by Federal Judge C. B. Kennamer which restrained NRA officials from enforcing the higher provisions contained in the executive order of General Hugh S. Johnson, recovery administrator, effective March 31.

Menaced by Spy Ring Avengers



The strain of the ordeal undergone by Mr. and Mrs. Robert Switz, American spy suspects under arrest in Paris, is evident in their facial expressions as they are pictured after one of their "interrogation" sessions. It is rumored if the Americans are freed they will always be in danger from avenging members of the spy ring they are alleged to have betrayed.

WIRT DENIES THAT HE ASKED PWA AID

(Continued from page 1)
lary Ickes had been interested in securing any money from any federal, state or local government for any sort of project.

"This was not a money-making project, but we hoped to make it self-liquidating by leasing residential lots on parts not desirable for park purposes.

"No promotion fees, no dividends whatsoever have been paid and only absolutely essential salaries have been paid for operation and development of the area.

"Last December some people in Porter county proposed to develop with the aid of federal funds, a clubhouse and yacht basin, with recreation features on a part of this property. They asked Dune Acres, Inc., for an option. This we gave for 60 days."

In referring to the Virginia dinner party at which Wirt said he heard talk of "Kerensky" and "Stalin," Ickes said, "Dr. Wirt is a good ventriloquist."

Ickes added that the educator seemed able "to make words come out of a mouth when they don't come out," and suggested the imposition of a rule at Washington dinner parties that guests should be "deaf and dumb."

"I don't know whether her information is reliable, but we took it at its face value," Greenwood said. "So far we have been unable to make progress on the leads she gave us, but we are holding her pending the outcome of our investigation."

Walrath's Name Isn't on Ballot

The name of H. J. "Wally" Walrath who filed for city alderman from the fifth ward, two-year term, will not appear on the city ballot May 18 because he failed to file the required nominating petitions, it was explained at the city recorder's office yesterday when the absence of his name from the official list of candidates was pointed out. Walrath filed his notice of candidacy in proper fashion and received the necessary petition forms, it was declared.

CLUB WILL MEET

ROBERTS, April 12. The community club will meet Saturday night with a program of local and outside talent planned by Miss Maxine Pettyjohn. Miss Cavell Abbott and Robert Lauer, talented musicians of Portland, will play.

Each club member is asked to bring cake.

AUTO INDUSTRY DOVE MAY FLIT

Labor Leaders Dissatisfied With Action; Meeting Set for Sunday

(Continued from page 1)
was turned down at Sandusky, Ohio, by the Central Labor union.

Efforts were under way toward settling a walkout of 800 rubber mold machinists at nine Akron, Ohio, rubber plants.

A conference also was held at Cleveland in an effort to prevent the threatened walkout of 2000 workers in the Tuscarawas county, Ohio, glass district.

Nine hundred workers of the Newport Rolling Mill company at Newport, N. Y., were ordered back to work, ending a week long strike.

The Bingham Stamping and Tool company at Toledo, Ohio, reported 75 per cent of the day shift was back at work, following a walkout of 400 employees Wednesday.

A strike at the Diamond Match company at Barberton, was in effect, with about 800 out. It began more than three weeks ago.

Ten persons were slightly injured and 60 men and women arrested at Germantown, Pa., when workers and strikers clashed at the re-opening of the Bergman Knitting mills, which had been closed three weeks because of labor troubles.

The Curtiss Aeroplane and Motor company announced it would begin moving its plant from Buffalo to Baltimore unless its striking employees at Buffalo returned to their jobs.

The oil industry wage question was under consideration by the petroleum labor policy board at Washington, with operators divided as to the wisdom of proposed wage differentials.

Threats of Alabama coal operators to start a "civil war" in the bituminous fields rather than accept the NRA demands for a seven hour day again were voiced at Washington.

Settlement of the strike at the Kankakee and Naperville, Ill., plants of the Kroehler Furniture Manufacturing company was announced by the national labor board.

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The Call Board . . .

GRAND
Today—John Boles in "I Believed in You".

HOLLYWOOD
Today—Double bill, Spencer Tracy in "The Mad Game" and Tim McCoy in "End of the Trail".

ELSINORE
Today—Burns and Allen in "Six of a Kind".

CAPITOL
Today—Double bill, "Harold Teen" with Hal Leroy and Walter Huston in "Keep 'Em Rollin'".

STATE
Today—Edmund Lowe in "Bombay Mail".

Saturday Only—Donald Cook in "Fury of the Jungle".

Charlie Ruggles, Mary Boland, W. C. Fields, Alison Skipworth and George Burns and Gracie Allen, Paramount's leading comedians, are responsible for the funniest picture of the season, "Six of a Kind," the comedy now playing at the Elsinore theatre.

After 20 years of happily married life, Ruggles and Mary Boland start on their second honeymoon. To defray expenses, she advertises, unknown to Ruggles, for another couple to drive with them, and Burns and Allen with a large flea-hound answer the ad.

With W. C. Fields and Allison Skipworth waiting at the end of their journey, the second honeymoon turns into a complicated mixture of laughs and troubles.

REGISTERED SHOOT SCHEDULED SUNDAY

A big event of the season for Salem gunmen will be the registered meet of the Salem Trapsshooters' club at the club grounds Sunday, beginning at 10 a. m. Included in the list of entries are said to be some of the best shooters in the state, representing clubs from Klamath Falls, Eugene, Medford, Corvallis, Toledo and Portland, while there is still time for further registration.

Authority to hold the registered shoots here under the Pacific International Traps shooting association was granted March 26. Merchandise trophies and \$65 of added money have been put up.

Glen Hildebrand, T. Shelton, L. Imlah, W. H. McCain, and C. Kable were elected at Wednesday night's meeting of the Salem club as its first team in the shoots. C. Townsend, C. Bowne, P. McKee, B. McKay, Max McKay and J. McKee were also picked by ballot as second team.

Dempsey is Ill With Ptomaine Poisoning, Word

DALLAS, Tex., April 12.—(AP)—Jack Dempsey, former heavyweight champion, was in Baylor hospital here tonight undergoing treatment for what was described as a "touch of ptomaine poisoning."

Dempsey was scheduled to have refereed a fight tonight at Austin, but his illness caused the engagement to be called off. His condition was not serious, hospital attendants said.

Kelly is Officer Of York Masons

E. L. Wieder and Milton L. Meyers returned to Salem yesterday from Astoria where they attended sessions of the annual convention of the York Rite Masonic groups of the state. Judge Percy R. Kelly of the state supreme court was elected grand sword bearer of the order.

Weiland Yields Two Safe Hits

NEWARK, N. J., April 12.—(AP)—Bob Weiland, Boston Red Sox southpaw slated to open the season against Washington on Monday, appeared in mid-season form today when the American leaguers turned back the Newark Bears, 8 to 1. He gave but two hits in six innings, one of them a home run by Marvin Duke, former Yankee who hurried for the Bears.

Pirates Capture Series With Sox

TULSA, Okla., April 12.—(AP)—The Pittsburgh Pirates clinched their 14-game exhibition series against the Chicago White Sox with a lopsided win in a high wind and on a rough diamond here this afternoon. The score was 10 to 4. So far the Pirates have won 8 and lost 5. The remaining game will be played in Terre Haute, Ind., tomorrow.

BROWN SENTENCED

PORTLAND, April 12.—(AP)—Motion for a new trial was denied and Earl Brown, alias Swede Ferguson, today was sentenced to three years in federal penitentiary by Federal Judge John McNary.

SOUTH MARION SCHEDULE OUT

Richfield Eagles of Salem Entered in Division of Mid-Valley League

Play in the southern Marion county division of the Mid-Willamette Valley Baseball association will start April 22, according to the schedule released this week by Frank Bashor, league secretary. Salem will be represented in this division by the Eagles, a team backed by the Richfield dealers.

The schedule follows:
April 22
Turner at Jefferson
Sublimity at Mehama
Eagles at Stayton
April 29
Jefferson at Sublimity
Mehama at Eagles (Salem)
Stayton at Turner
May 6
Sublimity at Turner
Eagles at Jefferson
Mehama at Stayton
May 13
Turner at Eagles
Jefferson at Mehama
Stayton at Sublimity
May 20
Mehama at Turner
Sublimity at Eagles
Jefferson at Stayton
May 27
Jefferson at Sublimity
Mehama at Stayton
Eagles at Eagles
June 3
Sublimity at Jefferson
Eagles at Mehama
Turner at Stayton
June 10
Turner at Sublimity
Jefferson at Eagles
Stayton at Mehama
June 17
Eagles at Turner
Mehama at Jefferson
Sublimity at Stayton
June 24
Turner at Mehama
Eagles at Sublimity
Stayton at Jefferson

WASHINGTON CREW EXPECTED TO WIN

By FRANK G. GORRIE
SEATTLE, April 12.—(AP)—Close to 80,000 persons will see one of the most dramatic and colorful spectacles of the west here tomorrow when the spider-like racing shells of California and Washington battle for Pacific coast rowing supremacy in their 31st annual regatta on Lake Washington.

Washington was a favorite in the three-mile varsity race—largely because the Huskies won the Pacific coast and national sprint championships last year, and have six veterans including the coxswain back in their boat again. The south is represented by a band of inexperienced but smooth-working sophomores.

California was given a slight edge in the junior varsity event over the same course, while the two-mile freeman duel was considered a toss-up with the Husky and Bear yearlings expected to furnish the spectacular performance of the day.

CCC Officer Likes Oregon; to Return

Lieutenant C. N. Johnston of the Wolf Creek CCC camp in the Umpqua forest near Roseburg spent yesterday in Salem, a guest of Mr. and Mrs. W. C. Conner. He is from Mrs. Conner's home city, La Plata, Mo. The lieutenant's CCC contingent has received orders to entrain at Roseburg late this month bound for some mid-west or southern district. He says it is his intention to return to Oregon at the close of his present assignment and make this his permanent home.

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Comfortable Greyhound Buses offer convenient departures to all Redwood Highway points and San Francisco.

SAN FRANCISCO
Redwood Highway
One Way \$10.35 Round Trip \$18.45
New Superior Hotel Phone 4151

PACIFIC GREYHOUND

Amity Beats Dallas With Early Rally

Richfield Eagles of Salem Entered in Division of Mid-Valley League

DALLAS, April 12.—(AP)—Dallas high dropped her first game of the season here today when a last inning rally failed and Amity came out on the long end of a 5 to 3 score. The Amity batsmen nicked Jones and L. Friesen for six hits and five runs during the early part of the game but were stopped dead when McMillan took over the pitching role in the seventh. McMillan struck out four men, walked one, and did not allow a hit in three innings.

Amity started off with a bang and gathered in two runs in the first inning on two hits, a walk, and an error. In the second the Yamhill county outfit scored another county on two walks and a hit. Amity's other two runs came in the sixth on two doubles and a walk.

Dallas gathered in her three runs in the last half of the sixth when J. Friesen walked, Hunter lined out a triple scoring Friesen, Pleasant connected for another triple to score Hunter, and Pleasant then scored on what was intended for a hit and run play but turned into a stolen base when the catcher tried to catch him off third.

Due to a late decision of Falls City not to enter the league this year the county schedule has been revised somewhat and Dallas' game with Falls City for tomorrow has been called off. Dallas will play her next game at Monmouth next Tuesday. This will be a county league game and will have considerable bearing on the county race.

Lineups:
Dallas
Woodman, ss
J. Friesen, ss
Hunter, rf
Pleasant, lf
Joslin, cf
Grant, 1b
L. Friesen, 3b
P. Friesen, 2b
Jones, p
McMillan, p
Umpires, Hawke and Wood.

Amity
Wood, c
Davis, ss
Loop, 3b
Stephens, 2b
Raskas, p
Setola, 1b
Nash, cf
Stoutenberg, lf
Bugli, rf

DUFFY WANTS OUT TO HELP CARNERA

NEW YORK, April 12.—(AP)—William J. "Big Bill" Duffy said today he is certain Primo Carnera can't win his fight against Max Baer June 14 unless he, Duffy, gets out of jail.

Duffy, who is Carnera's American manager, made the statement in federal court when he was brought before Judge William Bondy after a motion had been filed seeking a reduction of sentence.

He is serving a four months sentence for failure to file a federal income tax return.

Duffy, a husky Irishman, asked to be heard.

"I'm the only one who knows how to handle Carnera, he said earnestly. "I've handled him ever since he was a novice."

Judge Bondy reserved decision in the case, after an assistant United States attorney appeared in opposition to the motion.

GRADE KITBALLERS WILL CLASH TODAY

A number of decisive games are scheduled for today in the Marion county grade school kitball league.

In the southern division girls' section Mill City, Liberty and West Stayton are tied and the game between Mill City and Liberty today will have an important bearing on the outcome. In the northern division Hubbard and Aurora, the leading teams, will clash; in their last meeting Aurora won 23 to 28.

In the boys' section for the larger schools Mill City and Salem Heights will play today and Mill City if it wins will have the southern division championship clinched. In the north, Hayville, so far undefeated, plays Hazel Green and Butteville, in second place, plays Buena Vista. Shaw, already division winner among one-room schools, defeated Liberty Thursday in a non-league game, 28 to 4.

Important questions in connection with the county playoff which will be held in Salem early in May, will be made at a meeting of teachers Saturday.

EDITORIAL MEET SET

EUGENE, April 12.—(AP)—The Oregon State Editorial association's summer convention will be at Roseburg June 21, 22 and 23. Arne G. Has, field manager of the organization, said today.

WARNER BROS. CAPITOL

204 FEATURES
Sensational Laugh Hit!
"HAROLD TEEN"
with Hal LeRoy
Rochelle Hudson
Hugh Herbert
Patricia Ellis
Guy Kibbee

A stirring drama of peace-time army life.
"KEEP 'EM ROLLING"
with Walter Huston
Frances Dee

500 Seats 15c Doors Open 6:45

WARNER BROS. ELSINORE

TODAY AND SATURDAY

IT'S ALL IN FUN!

Ace comedians of stage, screen and radio get together for the nuttiest of comedies!

OF A KIND

with CHARLIE RUGGLES
MARY BOLAND
W. C. FIELDS
ALISON SKIPWORTH
GEORGE BURNS
GRACIE ALLEN

500 Good Seats 25c

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PACIFIC GREYHOUND

DANCE WITH ROOTS GRANT

SALEM ARMORY

Sat., April 14
ADMISSION 25c

"The MAD GAME"

SPENCER TRACY
CLAIRE TREVOR
RALPH MORGAN

— Added —
Cartoon Comedy News
First Episode of
"The MYSTERY SQUADRON"
Starring Bob Steele

I Believed in You!

Rosemary Ames
John Boles
Victor Jory
Directed by Irving Cummings

GRAND

CONTINUOUS SHOW - 11 P. M.

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