

WIFE ON STAND IN BALM TRIAL

Frank Story of Acts Which Allegedly Alienated Affections Told

(Continued from page 1)
They were not true," she declared. She testified, however, that she tried to get her husband to drop the case and went to see a lawyer to find out if there was any way she could avoid being forced to come to the trial. She said legal representatives of Walbridge told her that her testimony about staying at Chinook with Walbridge would be refuted by testimony from the latter that his wife stayed there with him, allegedly to be corroborated by Mrs. Walbridge.

Defense Questions
Actions Since July
Counsel for the defendant, on cross-examination, conducted a minute examination of Mrs. Laughlin's actions since last July when the alienations action was filed by her husband. Under the questions, Mrs. Laughlin described how she lived a portion of the summer at the coast, then stayed with her parents for a time at McMinnville, then went to Portland where she has worked since last November.

The line of questions followed by the defense counsel indicated clearly that a comparison of her testimony with that of some person who has shadowed her movements in recent weeks could be looked for as the case proceeded in court.

Mrs. Laughlin denied on the stand that she had had intimate relations with her husband since the lawsuit was started. She said she had seen him alone only on a few occasions and that rides she and her husband took into the country last fall at McMinnville were to give them opportunity to discuss personal matters including this suit.

Questioned if she had lost her love for Laughlin, the wife answered in the affirmative. Story is Related.

Without Restraint
The witness was shortly dressed with a modish hat, short coat and dark dress. She wore gloves and fingered her purse nervously as her story was unraveled. Her manner was frank and she answered questions clearly although at times she said her memory was faulty. Not brazenly, but without noticeable restraint, Mrs. Laughlin told the details of various meetings with Walbridge.

Mrs. Laughlin said she was born in Anaheim, Cal., and met her husband at McMinnville high school which they both attended. They carried on their friendship through letters when she lived at Salt Lake and Laughlin at Eugene where he attended school. In 1925 they were married and allegedly lived happily until 1928. They lost one child. Mrs. Laughlin now has the custody of their second child, a daughter.

The Laughlins, she testified, first became acquainted with Walbridge and his wife when the former induced Laughlin, his wife and the latter's sister, to sell insurance to supplement their income. She testified that Walbridge used to visit their home often, had dinner on several occasions and was deeply sympathetic when she lost her first child.

She testified that her conscience hurt her after her alleged relations with Walbridge had been made known to her husband and she felt that no longer could she live with him.

The case will be resumed at 9 a. m. today, Judge L. H. McMahon is presiding.

JAPAN TAKES FIRM STAND ANENT CHINA

(Continued from page 1)
flict with treaties to which Japan is a party," he said, "the treaty will be respected but there may be differences in interpretation of treaties."

Foreign diplomats here generally were interpreting the declaration as a "hands-off China" policy aimed at western nations, surpassing even the broadest claims which have been made under the Monroe doctrine. They hastened to inform their home governments of the development.

The manifesto set forth Japan's responsibility to maintain peace in East Asia and voiced objections to the efforts of other nations, including the United States, to help Chinese air and military forces.

Hayes, Arthur are Fined, Silvertown

SILVERTOWN, April 17. — On a charge of drunken and disorderly conduct, George Hayes was fined \$10 and costs in police court Monday by Judge George Hubbs. Hayes was arrested by Officer Lloyd Kennedy Saturday night.

Frank Arthur was fined \$5 and costs by Hubbs Monday on a charge of reckless driving. He was picked up by Chief of Police Arthur Dahl Saturday night.

Soliciting State Employees is Hit

Solicitation of employees in the secretary of state's office for contributions to the campaign fund of Earl C. Snell or any other aspirant for public office, will not be tolerated, P. J. Stadelman, secretary of state, announced yesterday. Stadelman made his order after reports had come to him that a Lieutenant for Snell, the latter a candidate for the republican nomination for secretary of state, had been active this week in urging secretary of state workers to give money to support Snell.

First Mates "Captains" on Good Ship Cupid



According to boulevard gossip, the doctrine of "first love, best love" is enjoying popularity in Hollywood just now. To prove their point they cite at least three cases of parted stars slowly, but surely, drifting together again. Ruth Chatterton, who divorced Ralph Forbes and married George Brent, is one example. With the break-up of the Chatterton-Brent idyll, gossip predicts Forbes will once more lead Miss Chatterton to the altar. Then, too, although Harry Handing has been reported engaged several times since his divorce from Ann Harding, the betting is that they'll remarry. The breach between Mary Pickford and Douglas Fairbanks grows narrower daily. Trans-Atlantic telephone conversations, flowers and birthday greetings by cable, are straws that show how the wind blows with the bounding Donz and "Amarina's Sweetheart."

JURY IS SELECTED IN MANNING TRIAL

(Continued from Page 1)

R. Dunlap, retired farmer, residing five miles from Klamath Falls; J. M. Justin, merchant, Klamath Falls; Frank Howard, laborer, Klamath Falls; Arthur B. Keenan, plumber, Klamath Falls; William Lorenz, plumber, Klamath Falls; Charles Spidell, farmer, Klamath Falls; John H. Martin, miller, Klamath Falls; Jesse Hanks, farmer residing 30 miles from Klamath Falls; Wal-mir Donart, bartender, Klamath Falls; and O. L. Williams, automobile dealer, Klamath Falls.

Alternates selected were Clyde Thompson, mill machinery salesman, Klamath Falls, and Fred H. Cofer, carpenter and former mayor of Klamath Falls.

In questioning veniremen the defense asked: "Do you believe a man has a right to slay another to save himself from bodily harm?"

Both the defense and the state attorney were insistent that each juror should accept the instruction of the trial judge as to what legally constitutes the law of self-defense.

THREE PEDESTRIANS FALL BEFORE AUTOS

Pedestrians were involved in three automobile accidents over the weekend but none was seriously injured, reports to police indicate.

Barbara Williams, 441 North 24th street, suffered minor bruises when the bicycle she was riding was struck by William Floyd Webb, route 8, Sunday.

M. F. Butler, route 4, reported that his automobile Sunday struck a four-year-old girl named La Von, who lives at 1245 Saginaw street, at Commercial and Miller.

Slight injuries were received by a Mrs. Leach, 68, when she was struck by a car driven by Joseph Frank Ziebart of Sublimity at Four Corners on Pen road.

Minor collisions reported involved the following:

Rains Tipton, route 7, and Ronald R. Hewitt; C. E. Daugherty, 1595 South 12th, and George F. Clinton, 1643 Court; H. Jarvis, Williams, and R. W. Conn, 703 North High, at 12th and State.

Victory Bus Line Permits Revoked by Thomas' Order

Operating permits previously issued to the Nevins Victory Bus Line, Inc., and the Victory Bus Lines, Inc., both with headquarters in Portland, were revoked Tuesday in an order issued by Charles M. Thomas, state utility commissioner.

Hearings in connection with the operations of the two companies were held here March 22.

Testimony at the hearings showed that the operating schedules of the two carriers were suspended for a period of several days prior to the date of the hearings, and that a number of round-trip tickets issued by the companies were in the hands of patrons. Other evidence showed that most of the equipment of the companies was in the possession of the sheriff of Multnomah county.

Williams Captures Hospital Fugitive

Following the receipt of telephoned information that Henry Brown, escaped inmate from the Oregon state hospital, was in the vicinity of St. Paul, Chief Deputy Sheriff Newell Williams and Special Investigator O. G. Chandler made a record run to that town. Brown was found walking toward Newberg and returned to the hospital by the officers.

Farmers' Union News

BETHEL, April 17.—All members of Bethel local of the Farmers' Union are invited to a dinner at 6:30 o'clock Wednesday night, to be followed by a social evening at the Mountain View schoolhouse near Schindler's hall. The Orchard Heights local is entertaining Bethel local as an expression of appreciation for Bethel's help and interest in the recent organizing of Orchard Heights local.

TALBOT, April 17.—Sidney Talbot Farmers' Union met in regular session in the Talbot schoolhouse Friday night with about 90 members present. Mrs. George Potts and G. M. Belknap were elected as delegates to the state convention and Mrs. G. M. Belknap and Nelson Gilmour as alternates.

The program consisted of harmonica solos, C. F. Johnston and Virgil Calavan; reading, Dale Turnidge and Anita Gilmour; comic skit, Ernest Cochran.

TUBERCULOSIS MAP OF COUNTY SET UP

A clear cut picture of the districts in Marion county in which the greatest number of tuberculosis cases are being found at the county health department offices here yesterday by staff members using a map and colored tacks. Incomplete, the map showed Salem and Silverton, most populous, were nuclei for the greatest number of cases.

In an endeavor to ascertain the relation of cases and carriers of the disease, if any, three types of marking are being used, one for active tuberculosis cases, one for tuberculosis deaths and a third for carriers, or persons who react positively to a tuberculin test but do not actually have the disease. The local health unit the past three years has pioneered in tuberculosis control work. It was the first in the state to use up the recently developed tuberculin test on a large scale.

Jason Lee Troup Finds "Release" Play is Popular

So appreciative was the congregation which viewed the production of the religious drama, "Release," Sunday night at the Jason Lee Methodist church by the Jason Lee Players that the group has determined to present the play once more in Salem and one night in Dallas on dates to be announced later.

The entire plot, laid in the dungeon where were chained the three robbers, two of whom were later crucified with Christ, revolves about Barabbas and his release. Unusually fine lighting and costume effects added much to the color of the play which was directed by Beulah Graham. Raymond Carl, stage manager, was assisted by Maurice Clark and Chester Oppen.

Included in the cast were: William Heseman, R. A. Forkner, Gerald Minton, Donald Watson, Vernon Day, Esther Palmer Day, Ardelle Earnest and Robert Brown.

STATE THEATRE

Last Times Today
"M"
With German Dialogue
English Titles

MILK PLAN TO BE GIVEN FAIR TRIAL

(Continued from Page 1)

tor, declared distributors' spread is less than before the milk board came into being. He holds that stabilization as now started is bound to work out for good of the industry.

Essential objections to the board's work came from Dr. E. S. Portner, Jersey breeder, who held that there should be no price differential because of richer cream content, such as has been established by the board. He, along with another producer, objected that some Washington milk enters the Portland market through Salem producers, save members on that market prior to a certain date, have been excluded from that shed by the board.

Andy Campbell, Perrydale producer, selling independently through a big distributor, declared he has received no benefit from the state milk control, although he admitted that he has received 25 cents more per 100 pounds for milk since the law became operative.

Max Euren, local furniture dealer, took exception to the spread between producer and consumer. Ed Jory, legislative candidate, avowed one of his objectives will be to put the milk control board out of business.

Henry blamed the so-called consumer committee disturbance in Portland to work of chain stores that were refused a two-cent differential when the bill was drawn up.

Squirrel Poison Being Requested by Many Farmers

Requests for squirrel poison continue to come in quantity from farmers in the county, and already the county has mixed over two tons of the material. County Horticulturist Van Trump reports. Squirrels were out in February this year, unusually early, and still prevail in large numbers. Considerable damage to gardens, and especially potatoes, is wrought by them.

There is also heavy demand for strychnine for gophers. The county furnishes both these poisons to the farmer without charge. In case of the gopher poison, the farmer does the mixing. Marion county mixes more squirrel poison than any other county in the state.

Dog Stays With Lost Boy, Barks to Help Search

SANDPOINT, Idaho, April 17. — (AP) — With only his dog as a companion, Walter Nelson, 7, was found in the densely timbered region northwest of Clarkfork today after posses searched for him all night.

The dog, who refused to leave his young master, attracted the attention of searchers by barking when they approached. It is probable, the father of the boy, Swan Nelson, said, the posses would not have found the boy when they did if the dog had not barked.

Charlie Chan
Chinese Medicine
& Herb Co.
New Method Without Operation
S. B. FONG, Herb Specialist
Eight years' practice in China. Uses all Chinese herbs for piles, kidney, bladder, stomach, prostate gland, catarrh, constipation, glands, rheumatism, tumor, asthma, headache, liver, male and female troubles — 11 years of service.
123 N. Commercial St., Salem
Office Hours 9 to 6 p.m.
Sundays 9 to 11 a.m.
CONSULTATION FREE

CONCERT OF AYRES PLEASES LISTENERS

Technique and Spirit Elicit Handsome Approval as Shown by Encoring

By JESSIE STEELE

A touch that was almost feminine in its delicacy but had power and fire that placed him among the talented few characterized the splendid playing of Harold Ayres, graduate student in piano from the University of Oregon, in his concert at the Salem high school auditorium last night.

The first group of four numbers left Paradisi's "Toccata" and Bach's "Chromatic Fantasy and Fugue" impressed on the memory. Subdued bass intoned solemnly through the toccata and lightning finger work in the Bach selection.

The well-loved "Sonata A Major" by Mozart, was the gem of the entire program. Ethereal melodies such as only Mozart could compose drifted sympathetically from the charmed keyboard. The spirited "rondo" movement was especially outstanding.

A meditative piece was "Litanies" by Schubert-Godowsky in the third group. Chopin's "Scherzo B Flat Minor Op. 31" received tremendous applause and really merited an encore.

The final group was varied as was all of the program with two delightful sketches, "Suggestion Diabolique Op. 44" by Prokofiev and "Le Petit Ave Blanc" by Ibert. The former brought visions of little red imps prancing about in a comical dance which evoked hearty laughter at the conclusion of the piece.

"La Campanella" by Paganini-Liszt was beautifully chosen as a final number for its depth and its range of technique. The only encore of the evening, although many were demanded, was a transcription of "Waltz of the Flowers" from the Nut Cracker suite by Tchaikowsky. Usually heard in orchestral arrangement, it was here given in its entirety.

The number lost none of versatility and character through limitation to one instrument.

FEDERAL COURT MAY RETAIN WATER CASE

A tentative opinion given by Federal Judge Fee in Portland Monday indicates that the city of Salem probably will have to carry on its condemnation suit against the Oregon-Washington Water Service company's local properties in federal court. Judge Fee, however, gave an additional ten days in which both sides may file further briefs.

The water company, after the city had filed its suit in circuit court here, succeeded in having the action transferred to federal court. The city then filed a motion to have the case remanded to circuit court. Judge Fee heard oral arguments on this motion Monday.

The city based its motion on the fact that some of the defendants in the suit resided in Salem. The federal judge Monday told attorneys for both sides that as the suit was for condemnation of the whole property involved and the Salem resident defendants owned only parts of two or three of the parcels involved, the federal court probably would retain jurisdiction.

Ensign Battles Blaze in Plane, Aights Safely

OAKLAND, Cal., April 17. — (AP) — Ensign Jack Lincke, U. S. naval reserve, escaped injury and possible death today when he landed his flaming plane on a salt marsh seven miles southeast of here.

Lincke had gone aloft for target practice and was alone in the plane when the motor caught fire 2000 feet above San Francisco bay. Instead of using his parachute, he remained with the plane and piloted it to a landing on the salt marsh.

The ship was not destroyed, although it hit a ditch and nosed over in landing.

Portland Pulpit Calls Galloway; He Will Accept

PORTLAND, April 17. — (AP) — Call to the pastorate of the First Church of the Nazarene, Portland, has been accepted by the Rev. Fletcher Galloway of Salem.

It was announced that Rev. Galloway will succeed the Rev. Donald J. Smith, pastor for the last 10 years, whose resignation was announced yesterday. Rev. Smith will be financial secretary of the Northwest Nazarene college, Nampa, Idaho.

Hollywood Theatre

Today and Thursday
Are Dime Nites 10c
AN EXPLOSION OF MIRTH
BOMBSHELL
JEAN HARLOW
LEE TRACY
with
Frank Morgan, Franchot Tone, Pat O'Brien, Una Merkel, Ted Healy.
Added — Comedy, News and Travel Reel

The Call Board...

GRAND
Today — Anna Sten in "Nana."
Friday — Double bill, Buck Terry in "The Fighting Code" and "F. P. 1" with Jill Esmond.

ELKS LODGE
Today — Edna Ferber's "Glamour" with Paul Lukas.
Friday — Edward G. Robinson in "Dark Hazard."

CAPITOL
Today — John Barrymore in "Long Lost Father."
Friday — Double bill, Richard Arlen in "Come on Marines" and "Near the Trail's End" with Bob Steele.

STATE
Today — First run of "M" with German dialogue, English titles.
Thursday Only — Douglas Fairbanks in "Around the World in 80 Minutes."

HOLLYWOOD
Today — "Bombshell" with Jean Harlow and Lee Tracy.
Friday — "Cradle Song" with Dorothea Wieck and "Lucky Texan" with John Wayne.

The unusual in photography and plot is promised theatre-goers in the European screen sensation, "M," which is showing at the State theatre. The dialogue is German but English subtitles and excellent acting make the picture readily understandable.

New York's motion picture reviewers, reputed to be the world's most hard-boiled critics, were completely captivated by "M." The Herald-Tribune said: "M" is one of the great motion pictures. The World-Telegram declared: "Peter Lorre's is the worst performance yet given by any actor in the sound films."

"Glamour," Edna Ferber's intriguing exposition of the eternal triangle, is today's feature at the Elks theatre.

Constance Cummings and Paul Lukas play the featured roles in this Universal drama of wandering hearts, with its colorful background of theatrical folk in New York and London. Musical romance is supplied by Philip Reed, who sings several numbers.

CLEARING CONTRACT OFFERED, SANTIAM

An order that would mean jobs for some 30 men, if only a subcontractor to provide equipment and supervise the work could be found, was received by Manager D. D. Dotson of the national re-employment agency here yesterday. Hal Beck, Detroit, who holds a right-of-way clearing contract on the Santiam highway route, asked Dotson to find a subcontractor to clear 20 acres for him at \$175 per acre.

The "rub" in the order, keeping a group of local unemployed men from taking it up, is that the subcontractor must furnish his own teams, an expensive fire pump and 500 to 800 feet of inch and a half hose.

From Dotson's office a dozen woodsmen were sent to work on the Aetna Bonding company's clearing site on the North Santiam route, five laborers were given jobs on the North Capitol street bridge project here, and two on the Abiqua bridge near Silverton. Six of those placed were veterans.

4-H DISPLAY FRIDAY
TURNER, April 17.—The five 4-H clubs are finishing their required work this week and will display their exhibits Friday afternoon, and give their program at the school auditorium Friday night at 8 o'clock. Friends are invited.

Friday, April 20
at 8 p. m., the first of Five Public Lectures of the Domestic Relations Institute.
MARION HOTEL
BANQUET HALL
"INTIMATE SECRETS OF LIFE"
Not a Sermon or Show!
Adults Only!
ADMISSION FREE!

MEN WERE HER STEPPING-STONES
Edna Ferber's
GLAMOUR
PAUL LUKAS
CONSTANCE CUMMINGS
Phillip Reed
Doris Lloyd
in

Edna Ferber's
GLAMOUR
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WALDPORTE WATER UTILITY IS LOSER

City Has Right to Operate Competing System Says High Court Ruling

Holding that the city of Waldport was within its right to construct and operate its own water system despite the unexpired franchise of a private individual, the Oregon supreme court yesterday denied the attempt of Zenas C. Copeland, owner of the private water system from recovering cost and net profits during life of franchise in the amount of \$42,568.

The opinion of the court handed down affirmed Judge Fred W. Wilson in the decree handed down in Lincoln county. The case attracted wide attention because of its similarity to a former case brought by the Tillamook Water company against the city of Tillamook which was decided in like manner by the United States circuit court of appeals, and to its similarity to other situations pending in several Oregon cities.

In his suit Copeland declared he was given a franchise by the city September 11, 1924, to maintain and operate a water system for a period of 42 years. On December 30, 1929, the city by election authorized Waldport as a municipality to acquire, construct, purchase, own, maintain, manage and operate a complete system of water works.

Copeland further alleged he offered the city his plant at its original cost of \$13,000. The city tabled his offer and thereafter constructed its own water system. Copeland brought suit for \$42,508 which was lost in the circuit court on demurrer filed by the city that the complaint did not state facts sufficient to constitute a cause of action. The plaintiff was given leave to amend but stood on his original complaint, whereupon judgment was rendered for the defendant.

The opinion written by Justice J. U. Campbell held that the city when it decided to build its own plant was acting on its legislative or governmental capacity without fraud and within the scope of its authority; that the Copeland franchise was not exclusive; and finally that "This is an action for damages and not a suit by a taxpayer to protect the city from the alleged inconsiderate action of the city council."

WILLIAM F. FOWLER FUNERAL IS TODAY

Funeral services will be held today from the Hopewell church for William F. Fowler, 85, under the direction of the Ladd Funeral parlor of McMinnville. Mr. Fowler had been a resident of Oregon for 70 years, the greater part of that time in the Willamette valley.

Born in Monroe county, Mo., August 21, 1848, the son of Charles and Louisa Fowler, he

WARNER BROS. ELSINORE

Today and Thursday
Another great love story by the writer of "Show Boat" ... the colorful drama of a woman who loved two men ...

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was 16 years old when the family started the journey across the country to Oregon in 1864, which trip was completed in just six months. They settled in the Chehalis valley. Later the young man spent two years in eastern Oregon in the John Day mines. He returned to the valley in 1869 and was married to Louisa Hess on April 12, 1870.

To this union were born 13 children, 11 of whom survive: John, Ralph and Clyde Fowler, Mrs. Sibbie Tandy and Mrs. Rose Pope all of Wheatland, Mrs. Jennie Comer of Newberg, Mrs. Georgia Jones of Beaver, Mrs. Georgia Elliott of Independence, Mrs. Norma Bittner of Mist and Gus Fowler of Jefferson. Mrs. Fowler passed away in January, 1926. One daughter, Mrs. Alice Beatty died in February, 1929, and one daughter died in infancy.

Two sisters, Mrs. Ida Thomas of Wheatland and Mrs. Amanda Isham of Salem, 45 grandchildren, 33 great grandchildren and one great great grandchild survive. Mr. Fowler was for 36 years a member of the Amity Odd Fellows lodge.

British Budget Draft Provides No U. S. Payment

LONDON, April 17. — (AP) — A "sunshine" budget granting all classes of Britons — government workers, motorists, income tax payers, and the unemployed — \$145,000,000 in benefits but not providing for American debt payments was given parliament today by Chancellor of the Exchequer Neville Chamberlain.

His approximate 10 per cent reduction in the income tax, 25 per cent slash in the auto horsepower tax, restoration of the "dole," and re-institution of half the pay cuts of government employees enabled him to produce another safe and sound statement of national accounts for 1934-1935.

WARNER BROS. CAPITOL

Tonite & Thursday
A MAN OF MANY THEATERS
DEVIL ON WHEELS
Comedy
Drama
of
Father
Daughter

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