

CAKE TRICK BY RUFUS ILLEGAL

Cannot Retain Present Job if and When Elected to Governorship

(Continued from page 1)

qualified himself by accepting a higher ranking state appointment. Thereupon the newly elected governor would appoint a treasurer, Mr. Holman, under such an arrangement, could gain control of the board of control and at the same time prevent his bitter enemy, Governor Meier, from reaching his hand over into the new administration by appointing Holman's successor.

In actuality, a different process would have to be followed. Before Holman, if duly elected, could take the oath of office, he would be forced to meet the other requirements. One of these under the "eligibility" clause of the constitution, is that he be holding no other state office. The moment he resigned as treasurer, Governor Meier would appoint Holman's successor—before Holman could take the oath of office as governor. This appointment would serve for two years—the period before another election was held.

It has been suggested that the statehouse that Mr. Holman might circumvent the constitution by writing out his resignation and filing it in his own pocket. However, unofficial legalists at the statehouse declare that such a resignation would not be effective—that a resignation made and filed with the secretary of state and the governor notified. It has also been pointed out that another section of the constitution provides that a state official's term extends until his successor is qualified and installed which would indicate that Mr. Holman would remain treasurer, resigning in his pocket or not, until Mr. Meier had installed his successor.

The entire situation, beyond being one of an interesting legal situation, indicates clearly that Candidate Holman has not consulted legal counsel before announcing he would hold his trusteeship until he could be seated as governor, thus allowing himself to name his own successor. The constitution is squarely against the procedure and should it be attempted, Mr. Holman would be balked as he sought to take the oath of governor by his inability for the office.

The political implications of the situation are these: If Mr. Holman constitutionally cannot appoint his successor, as very apparently is the case, he has blundered in informing the voters that such was his purpose. For he has incurred the ill will of a considerable group which dislikes his proposed dictatorial policies and on the other hand will have gained no support from a group which would like to turn Oregon over to Holmanism since the latter is not possible under the constitution.

PRUNE ORCHARDS AT 'GREEN FOUND FAIR'

HAZEL GREEN, May 4—State Inspector S. H. Van Trump says that Edward Dunnigan Sr. and W. G. Davis will have only half a crop of prunes on their young orchards. Others having prospect of half a crop are Max Woods, A. T. Van Cleave and Son, Tony Kasper has the only real good crop. Joseph Zielski has good prospect of French Noble and Coates prunes.

Maggots are causing much trouble to the onion growers on Llabish Meadows. James Yada has plowed up onions.

Mr. McCorkle has planted 1000 of the Red Hart variety strawberries. He grew the plants from 50 sent him from Idaho last year. He has 12 acres of Marshalls.

ARGUMENTS HEARD IN LOG RATE CASE

(Continued from page 1)

ed that the rate of \$20 on such a basis was really lower than the one revised in 1933.

William P. Ellis, representing the mill, objected strenuously to the introduction of any new testimony yesterday, contending all testimony had been received and that arguments only were now proper.

Briefs on the case have already been filed with Judge Lewelling. Reply briefs will be filed by both sides. Counsel for the railroads said yesterday that they would appeal to the supreme court provided the rate just set by Commissioner Thomas was sustained.

Ellis said the lower rate might permit the mill here to operate.

SCHOLARSHIPS TO BE GIVEN AT FAIR

(Continued from page 1)

Brittall, North Santiam; Carmo Ottaway, Aurora; Sachiko Furey-am, Carol Stupfel, both of Hayesville; Group five, Hulda Beckley, Sunnyvale; Edna Robertson, Stayton; Carmel Stupfel, Hayesville; Virginia Miller, Labish Center; Rachel Riches, Turner.

Division four—Group one, Margaret Addison, Kelsey; Greta Dy-Foon, Aurora; LaVerna White-head, Turner; Lela Runcorn, Gervais; Lorraine Sahli, Gervais.

World News at a Glance

(By the Associated Press)

DOMESTIC:
COLUMBUS—Hugh S. Johnson says NRA enemies might scuttle recovery program if supporters split.

PITTSBURGH—Andrew Mellon says government seeks \$1,319,080 addition tax; attorney general says Mellon knows basis of assessment.

WASHINGTON—House approves bill for government regulation of stock exchanges.

SAPULPA, Okla.—Father held on charge of poisoning three children and endangering five other lives.

TUCSON, Ariz.—June Robles' mother in serious condition as no word comes from child's abductors.

ASTORIA—Four seamen killed, four injured when Norwegian motorship grounds.

WASHINGTON—Chamber of commerce resolution criticizes details of Roosevelt recovery program.

CHICAGO—Police suspicion grows that John Dillinger or pals robbed Fostoria, O., bank.

Foreign:
CAIRO—King Ibn Saud of Saudi Arabia, assured he would be responsible for conquered territories as three European governments were ready to halt his advances.

LONDON—Future relations of Great Britain and continental governments reach critical point in week's deliberations.

LONDON—Mandate over Liberia discussed in controversy between League of Nations and liberal authorities.

CELERY SALES NOW STARTED AT LABISH

Making a record in the history of the Labish Celery Growers' Cooperative, first celery of the season is this week going to a seller's market. Ronald Jones, manager of this association and legislative candidate, yesterday noon told the Salem Retail Credit association.

Jones described the new Portland public market, which with the Salem stores, handles most of the Labish lettuce and other vegetables marketed in lots less than carloads.

The celery deal started this week, under the most favorable market conditions in many years, due largely to scarcity from California and The Dalles gardens, which usually force Marion county growers to enter the season at rock bottom prices. This week, lettuce has been sold on the public market a day ahead, Jones said.

The Labish celery and vegetable crops bring into Salem from \$150,000 to \$200,000 annually, depending upon price conditions. Last year, a very good one, about \$200,000 was realized. The bulk of this money is spent in the county, Jones said.

The largest single item, for fertilizer, to go outside is \$10,000. A sum equal or more to that is spent in Salem for boxes and crates each year. In carload lots, the heaviest buying centers are the middle west, the southwest and the southeast, with many cars moving to these sections each season. Jones said the association, in the 11 years he has been manager, has never lost one carload through its not being paid for, in spite of the fact that some shipments are on open account. He opined produce dealers are a very honest class.

Virtually all the business handled through the Portland public market is cash business, as it is a rule of the market that every buyer pay cash on delivery.

MUSIC WEEK GIVEN AUSPICIOUS DEBUT

(Continued from page 1)

violin obligato by Dalbert Jensen.

Violin solos by Mr. Jensen, "Romana" by Wagner and encore, "Lieblich" by Kreisler brought thunderous applause which they well deserved.

Manville Pettys, who possesses a singularly colorful tenor voice, Earl Stratton Neal, a soft-voiced baritone, and Ruth Bedford, contralto, appeared in solo groups which were well received.

The outstanding number of the entire concert was the beloved "Drink to Me Only With Thine Eyes" by the mixed chorals. Professor Hobson had the many voices completely under the spell of his baton, and wove new meaning and expression into a familiar melody.

Two criticisms of the concert may be made. It was too long, lasting almost a full two hours. The time could have been cut by a fourth if intermissions between groups had been shortened. Secondly, the male chorus slipped out on one number and struck up a series of very flat notes. But these faults were minor and the program on the whole was very fine.

DANCE
"Boots" Grand Presents . . . **CLAUDE BURD**
and His Collegians
SALEM ARMORY
Saturday, April 6 - 25c

MUSIC WEEK PLANS READY

Churches to Observe Event Sunday and Harpist to Play Monday

SILVERTON, May 4.—Plans for the observance of the annual Music Week at Silverton are being completed and Mayor E. W. Garver has issued a proclamation urging citizens to enter into the spirit of music week.

Sunday will be Children's day and the various churches will observe the day by special mention of the effect of music upon children. Immanuel Lutheran church has planned Promotion day in which children will be given prizes. Sunday school work for the occasion. The regular Sunday school hour will begin at 10 o'clock but at 10:45 the group will retire to the church auditorium where the promotion program planned by the committee in charge of Miss Hannah Olsen will be given. It will consist of stories and readings and the Rev. J. M. Jensen will give a sermonette, stressing the children's part in the scheme of the church. Special music will also be given.

Monday night a harp recital by Esther Palmer Day of Salem will be given at the Methodist church sponsored by the Methodist Episcopal Ladies' Aid society. Tuesday night the home talent program will be given at the Eugene Field auditorium.

Schools Participate
Wednesday night a festival of local and rural schools will be held, also at the Eugene Field auditorium. Thursday night the Willard Woman's club will give its musical program at the Waldo Hills community club hall and Friday night has been given over to the junior high school play at the Eugene Field auditorium.

Saturday night is theatre night and Alfred Adams is planning special entertainment between shows at the Palace theatre. Sunday night, May 13, a program of sacred music in commemoration of Mother's day will be given by the various churches of the town at the Eugene Field auditorium.

Mrs. Gertrude Cammeron is chairman of music week arrangements.

Harp Program Given
The program announced for the harp recital Monday night by Esther Palmer Day of Salem includes:

Harp solos, "Autumn" by Thomas; "Because," by Hasselman; Esther Palmer Day.

Vocal solos, selected, Mrs. W. P. Scarth.

Reading "The Happy Prince," (Wilde) Esther Day, with musical accompaniment by Grace DeHarpport.

Violin duet, "Meditation," by Morrison, Nellie Shaw and Fred Baker.

Harp solos, "Mother MacInnes" and "Somewhere a Voice is Calling," Esther Palmer Day.

Violin solo with harp accompaniment, "Ave Maria" (Gounod), Fred Baker.

Vocal duet, "In the Garden of My Heart" (Bernice R. Ball), Mrs. W. P. Scarth and Mrs. F. J. Roubal.

Harp solos, "En Bateau," by Debussy, and "Am Springbrunnen" by Zabel, Esther Palmer Day.

William Barnes Called; Funeral Is Slated Today

WOODBURN, May 4.—William H. Barnes, 79, resident east of Woodburn for the last 26 years, died May 3 in a Portland hospital. Funeral will be held Sunday at 1:30 p. m. at the Beechler-Killian chapel, Rev. D. J. Gillanders officiating, with interment in the Belle Passi cemetery.

Mr. Barnes, whose wife died several years ago from injuries received in an automobile accident, is survived by five sons, Harry of Peabody, Kas, Ward and Earl of Portland, Glenn and Jack of Woodburn; and two daughters, Mrs. Ruth Harper of Woodburn and Mrs. Jessie Troyer of Hoquiam, Wash.

BREWERS RETURN
STAYTON, May 4.—Dr. and Mrs. C. H. Brewer and Miss Mary Stamp are home from several weeks trip to southern California and Mexico.

2 BIG FEATURES
"WHARF ANGEL" with VICTOR McLAGLEN DOROTHY DELL

"Public Stenographer" with LOLA LANE WM. COLLIER, JR.

STARTS SUNDAY
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SHE LOVED HIM AND LEFT HIM!

WAR
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The brewing storm in Europe demands the re-presentation NOW of the picture that shows WAR as it really is. Hailed by the world as the greatest picture ever produced.

See it! See it Again!

Uncertain Lady
SMART! SPICY! COMEDY!

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15c 3 P.M. 20c 8 to 11 P.M.

EDW. EVERETT HORTON
GENEVIEVE TOBIN

Mickey Mouse NOTES

While police, civic authorities, women's clubs and other uplift forces of the country are attempting to steer boys and girls of the nation into the right paths during national Youth week, there is growing up all by itself in the United States a fraternity of children. The organization is that of the Mickey Mouse club, made up of admirers of Walt Disney's little pen-and-ink movie star, and already memberships total over 2,000,000.

Think of it! Two million boys and girls banded together for better citizenship and moral deportment. And the two million are only a starter.

I was asked to say something about national Youth week, so I did—not knowing exactly what was to be said. It just shows you that such an organization as the Mickey Mouse club proves that gang instinct is manifest, and to such an extent that it promotes better citizenship.

I think we had as much fun putting on the School Daze Revue last Saturday as we hope you had watching it.

We've got a very special stage show today. Last chapter of the serial, "Boots" won't be here; George O'Brien in Zane Grey's "Rainbow Trail," and Lee Tracy in "I'll Tell the World."

Uncle Churchmouse says, "A word of advice: Don't give it." See you at 1.

So long, ZOLLIE.

ATTACK IN VOTERS PAMPHLET IS HIT

(Continued from page 1)

included in the pamphlets already printed and distributed, constituting virtually half of those of the entire number to be published, it would be my advice, for the purpose of keeping within the spirit as well as the letter of the corrupt practices law, that proof of its service upon Goss and Dellzell should be required.

It appears, however, that a similar circumstance has not heretofore arisen, and for reasons stated in your letter, such statement was not regarded by your office as one that is required to be served. There being no special provision in the statute particularly specifying what is a statement in opposition to a candidate to which you could turn, you were justified in exercising your best discretion in the matter. It follows that you have done all that the law requires of you in this regard.

BARDWELL IS ARENA CHIEF OF BUCKEROO

MOLALLA, May 4.—May 15 was the date chosen by the Molalla Buckeroo association Tuesday night for its annual kick-off banquet, at the Wilhoit hotel. Guests will include a large number of out-of-town supporters of the show.

Several performers and officials for the show July 1, 2, 3 and 4 were chosen at the meeting. A. A. Bardwell, president of the Burns rodeo, will be the arena director. Guy Ray and his mule will do the stunts. Monte Montana, of Harding, Montana, will be the trick rider, and Mrs. Montana and Ada Bottenburg, of Prineville, will be trick riders. Flint Spragg, of near Burns, who has recently come into the limelight for his daring will be one of the performers.

Albert Hughes and Rankin Crow, who are furnishing the stock for the show, will be here June 20, according to word received from them. They are starting here May 25 from their Narrows ranch with one-hundred head of wild horses.

Miss Jeston to Run Photo Work in Salem Store

Miss Joan Jeston, who before coming to Salem conducted a Markham studio in Seattle, has acquired the lease and all fixtures of the modern photograph studio located on balcony of Miller's department store.

In addition to a complete photography service, Miss Jeston will feature sketching, crayon and oil coloring, in which she has done much special work. Her portraits particularly have gained recognition and much of this type of her work has been utilized by large dairies. Her cameras include the latest minute equipment for both home portraiture and outdoor work.

STATE THEATRE
TODAY ONLY!

Lee TRACY
"I'LL TELL THE WORLD"

6 Big Stars in A Great Hit!

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OLD LANSING FARM DEAL IS REVEALED

(Continued from page 1)

Irving B. Dexter has lived in the Philippines for the last 30 years, and was auditor of the islands prior to the time Major General Creed C. Hammond took over that appointment in 1929. Dexter has banking and lumber interests there now, but information here is that he expects to retire from these upon coming here to reside. He was attracted to this section a few months ago when en route to California where he expected to purchase a future home.

Dexter expects to make vast improvements upon the place and will have both landscape architects and house architects upon the job after he arrives here, he has informed local friends. The large home upon the grounds was built more than 30 years ago by the Lansings. It contains two features which make it unique: seven tile fireplaces in the 10 rooms and a foundation built entirely from stones found on the place and hewn by hand. Water for the premises is furnished by the same cold springs which supply the Graber camp grounds across the highway.

Dexter has written friends here that after his return to the islands in February, he learned that a friend of his in the Philippines, a Mr. Springer, is also to retire to the country near here, the "Dunromin" estate nine miles north of Salem which Thomas M. Knight bought and is making into an elaborate country home.

Mr. and Mrs. Ralph Curtis and family who have been living at Alderbrook moved yesterday to the residence at Fairview and South Commercial.

MOLALLA STUDENTS NAME '35 OFFICERS

MOLALLA, May 4.—Milton Schmidt was elected president of the high school student body for next year Wednesday. Other student body officers chosen were Stanley Slyter, vice president; Mae Matteson, secretary; James Bldgood, treasurer; LeRoy Brackner, yell leader; and June Dahl, song queen.

Class elections held the same day had the following results: Junior class, George Erland, president; Hal St. Clair, vice president; Loyal Buroker, treasurer; Kenneth Schutt, executive committeeman; and Cecilia Jell and Eleanor Sether tied for secretary.

Sophomore class, Marvin Runyan, president; Alvin Friedrich, vice president; Francis McKenzie, secretary-treasurer; Gilbert Wells, sergeant-at-arms; Margaret Itchner, executive committee; LaVerne Dahl, yell king; and Marguerite Miles, song queen.

Freshman class, Kenneth Wallace, president; Roy Lay, vice president; Esther Wallace, secretary; Aileen Cutting, treasurer; and Robert Berger, executive committee.

Mickey Mouse Matinee
Today at 1 p. m.
Geo. O'Brien in Zane Grey's "RAINBOW TRAIL"

EL SINORE
LAST DAY

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The Call Board . . .

EL SINORE
Today — Lee Tracy in "I'll Tell the World".

GRAND
Today—Double feature, "Murder in Trinidad," with Victor Jory and Tim McCoy in "Speedings".

CAPITOL
Today—Double bill, Victor McLaglen in "Wart Angel" and Lola Lane in "Public Stenographer".

STATE
Today — Regis Toomey in "State Trooper".

HOLLYWOOD
Today — Double bill, Ken Maynard in "The Lone Avenger" and "Private Detective".

HOUSES FOR RENT HELD SCARCE HERE

Another indication of improvement in general conditions is reported by Mrs. Wianle P. Pettyjohn, local realtor. She says rent collections have been in excellent shape recently, though they were "terrible" a year ago.

Scarcely any good modern houses are available in the city for renting purposes, though there is good demand, she says, adding that only this week an agent for a large home products company reported he notes practically no empty farmhouses as he makes his regular travels over this county.

She this week rented one of the Robertson apartments in West Salem to Mr. and Mrs. C. P. Andrews, who came here from Portland. He is sales manager in this district for a national concern.

Sammis Returns Added Salary to State Treasurer

George Sammis, state liquor administrator and one of nine officials and employees of the state liquor commission whose salary increases yesterday were rejected by the state board of control, Friday remitted \$100 of his \$500 check for the month of April to the state department.

Sammis' salary was increased from \$400 to \$500 a month, effective April 1, while other salaries were increased in amounts ranging from \$3.50 to \$50 a month.

Members of the board of control declared that these increases were not justified under existing conditions.

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M'NARY TO REPORT ON TEACHER STAND

The local branch of the National Federation of Teachers has received word from Senator McNary, stating that he will make known their views to the committee on education and labor regarding the Wagner labor bill. This was in reply to a resolution recently forwarded to Senator McNary favoring passage of the bill.

Communication has also been received from Congressman Mott regarding a resolution forwarded to him relative to Postmaster General Farley's edict, curtailing and abandoning service in the postoffice department. This increased unemployment among substitute postal employees, and furloughed the regular employees. The furlough order and curtailment in service has been countermanded by Postmaster Farley.

The local unit of the National Federation of Teachers is affiliated with other local labor groups.

PROGRESS IS MADE ON CAMPUS MOVIE