

## CONSTITUTION UNDER ATTACK BY ROOSEVELT

### Decision Puts Nation Back in Horse and Buggy Day President Asserts

### Agreement to Proceed With Program as Recently Mapped, Reported

WASHINGTON, May 31.—(AP)—President Roosevelt today appealed the supreme court's NRA decision to the people.

Hinting strongly at an effort to revise the constitution, he asserted, at a press conference unique in his administration, that the nation must decide whether the federal government shall, or shall not, have authority to deal with what the administration considers grave economic and social problems of national scope and importance.

The president challenged directly the supreme court's interpretation of the fundamental law and told a hundred reporters—gathered in an atmosphere of tension—that the court had "relegated the nation to the days of the horse and buggy."

### Two Courses Open President Asserts

Surveying the wreckage of NRA, the chief executive declared the federal alcohol control administration, as now constituted, had been abolished and that the agricultural adjustment administration and securities exchange commission were threatened. While stock and staple markets quickly hit a downward trend, Washington interpreted Mr. Roosevelt's remarks as indicating future administration policy would follow one of two courses:

The submission of an amendment to the constitution giving congress specifically the powers it sought to wield in NRA, but which the court said was denied to the federal government by the fundamental law.

A campaign of public education and agitation intended to find its reflection in a change in the court's philosophy which led it to confine interstate commerce, as Mr. Roosevelt interpreted the opinion, to goods in transit.

### Apparent Decision

In a conference with three of his senate lieutenants late today, Mr. Roosevelt was reported to have agreed that congress should proceed with the legislative program mapped out prior to the supreme court decision rather than attempt to draft something immediately to replace the recovery law.

The conferees, including Senators Byrnes (D-SO), Wagner (D-NY), and La Follette (PRO-WIS.), reported that congress would go ahead with the social security bill, the Wagner labor bill, the AAA amendments and the public utility holding bill.

It was understood that there would be no effort to rush through any kind of legislation to replace the wrecked NRA.

After the conference Senator Byrnes said "So far as I know there is no program to draft anything to take the place of NRA at this time."

## SCHOOLS TO CLOSE END OF NEXT WEEK

Public schools wind up their year's activities next week with report cards to be issued Friday, June 7. The senior high school will have its baccalaureate service tomorrow morning at the Elsinore theatre at 11 a.m. Rev. H. C. Stover will deliver the sermon.

Friday night, June 7, high school graduation exercises will take place at the Elsinore for 356 seniors. Dr. Bruce R. Baxter is the speaker.

Both junior high schools are planning 9-A assemblies on Wednesday. Parrish has 285 pupils in the class. Merit and honor awards for the year will be announced at the assembly and promotion certificates presented to the 9-A students.

Leslie has a class of 167, the largest in the history of the school. The 9-A class is putting on the program next Wednesday which includes a play and musical numbers. Parents of the 9-A class are invited to the assembly.

Monday afternoon at Leslie the student body officers will be installed and Tuesday the Girls' league will induct its new leaders into office.

### MRS. LENCKEN DIES

BALTIMORE, May 31.—(AP)—Mrs. H. L. Mencken, writer, teacher and lecturer, and wife of the editor, died late today at the Johns Hopkins hospital. Death resulted from an illness she had suffered at intervals for a year but that became grave only recently.

## World News at a Glance

(By the Associated Press)  
NRA situation in Washington: President Roosevelt seeks to appeal supreme court's NRA decision to the people, hints at effort to revise constitution. Says FACE gone, AAA and SEC threatened.

Some leaders of both parties express opposition to changing constitution; others support president.

Wallace seeks to amend AAA, carry on program.

General Johnson proposes "new NRA"; details a secret; Donald Richberg reported perturbed at Johnson's activity.

Other domestic:  
Tacoma, Wash.—Suspicion grows that Alvin Karpis gang kidnaped little George Weyerhaeuser.

Fifteen die in Colorado floods; two Nebraska towns reported obliterated.

Foreign:  
Paris—Fernand Bouisson forms coalition cabinet to save franc, wresting decree powers from chamber of deputies.

Karachi, India—Three earthquakes shatter Quetta, dead estimated at 20,000.

London—Britain prepares to defend her citizens involved in threatened hostilities between Chinese and Japan.

Bogota, Colombia—German minister near death from beating; 15 native suspects arrested.

## KARPIS GANGSTER IN TACOMA, WORD

### Volney Davis Seen There in Last Few Days; Others of Mob Mentioned

(Copyright, 1935, by Associated Press)  
TACOMA, May 31.—(AP)—Mounting reports that linked gangsters of Alvin Karpis and Baby Face Nelson with the kidnaping of George Weyerhaeuser, whirled through the grim wait tonight for messages to contact the frantic family.

Silence that muffled all official activities in the \$200,000 week-old snatch stiffened in the face of reports, with point blank refusal to comment on their importance.

The names of Volney Davis, lieutenant of Karpis, who is sought in the Edward G. Bremer kidnaping; John Paul Chase, convicted member of the Nelson gang, and Ed Bentz, associate of Harvey Bailey and George "Machine Gun" Kelly, were injected in a fast developing picture of circumstance.

Stories of two persons today placed a man resembling Davis here over the weekend, where he had been reported seen by three other people previously.

Told by the kidnaper they (Turn to Page 2, Col. 6)

## Oregon Assured Of Highway Fund Over 5 Millions

Formal notification that Oregon would receive \$5,400,000 from the federal relief program for expenditure in 1935-1936 on its highways, was received at the state house yesterday. Of this sum, \$2,300,000 must be spent for the elimination of railroad grade crossings and the remainder of \$3,100,000 must go for road and street improvements.

The specific projects to which the money can be used will be designated by the state highway commission until Washington's rules for the expenditure of the moneys are received.

The highway department has projects surveyed calling for an aggregate expenditure of \$30,000,000.

## Drainage Projects Not to Be Local Expense, Stated

Drainage projects to be carried on under the emergency relief appropriation for 1935 will be federal projects entirely, and farmers do not have to spend a dollar for the work, according to information presented to the Willamette Valley Projects committee, which met yesterday afternoon at the chamber of commerce here with Douglas McKay, chairman, presiding.

Word received in Portland this week in connection with application for projects for flood control and other matters coming under the emergency appropriation was relayed to the committee by the secretary, R. H. Kipp. With this information at hand, first completed applications for projects on the valley development are expected to go through the committee's hands shortly for approval or disapproval.

The projects committee yesterday endorsed a preliminary application presented by Benton county members for flood and soil erosion control on the Big Muddy creek in south Benton county. This preliminary application will now go before the state planning board.

The Big Muddy project, on

## BALUCHISTAN'S QUAKE DEATHS EXCEED 20,000

### Expected to Go Much Higher When Checkup Made in Outlying Regions

### No Americans Either Killed or Injured, Word From Consul at Karachi

(Copyright, 1935, by Associated Press)  
KARACHI, India, May 31.—(AP)—Three tremendous rumbling earth shocks shattered the northwest frontier city of Quetta early today, killing an estimated 20,000 Europeans and natives.

It was feared the death toll would go much higher with receipt of reports from outlying districts, especially that between Quetta and Kalat.

Tonight many of the dead still lay buried beneath debris, at which exhausted soldiers and volunteer relief workers were frantically tearing.

Unnumbered thousands were left homeless, destitute and panic-stricken when the three successive quakes, the most violent last 60 seconds, racked their homes to pieces about them.

Scores of British and Indian troops dropped in the streets from sheer exhaustion after unbroken hours of digging into debris, succoring the wounded injured and organizing relief activities.

One relief train left Karachi tonight. Another was being prepared. Aboard it were physicians, nurses, railway men, medical supplies and food. Messages from Quetta, sent by wireless because land lines were wrecked, said food was enough for several days.

Few fresh details as to the extent of the catastrophe were forthcoming owing to the destruction of the Quetta wireless station. Messages were being sent by way of Sibi, 70 miles from Quetta.

Measur advices said 50 Europeans and 153 Indians injured in the quake had been extricated from the ruins by military rescue (Turn to Page 2, Col. 4)

## CHERRY SHIPMENT DEAL TO BE LARGE

About 20 carloads of black cherries will be shipped from this district to eastern and midwest markets this season by the Salem Cherry Growers' association, according to present prospects. O. E. Brooks, manager, said yesterday, estimated now at 10 carloads, will come from the big 215-acre Lamberta orchards near here.

Price prospects on the fresh shipment deal are the best in some years, Brooks says. The first carload of California blacks reaching the eastern markets recently brought 22 cents per pound, which would mean about 15 cents to the shippers. With a short crop in California, Oregon cherries have a better chance than usual in the east. The California crop is estimated at 80 to 40 per cent short, on the black, while in Oregon blacks for fresh shipment are expected to run better than last year and about 75 per cent of a normal yield.

Growers averaged about 5 1/2 cents per pound on the black deal last year, Brooks said.

First shipment from here will go out about July 1, it is expected. On that date last year the fresh shipment deal had been finished.

The other petition asks for oiling of the Battle Creek road to Turner. The petitioners, who claim that heavy trucks, hauling rock from the crusher, throw so much dust, the crops along the road are harmed. The court, in the petition, is also asked to cut down the speed at which trucks are allowed to run over the road.

## Albert S. Wells, State's Chemist 24 Years, Called

Following 24 years as state chemist, Albert S. Wells, 57, died at a local hospital yesterday, after a brief illness. He lived at 334 Wyatt court.

A Salem boy, he entered Oregon State college, where he finished his collegiate studies. He was a prominent member of the Presbyterian church and of Sunnyside lodge, A. F. & A. M., of Portland.

He is survived by his wife, Gertrude Moore Wells; a daughter, Miss Virginia, both of Salem; a son, Bruce A. Wells, of Portland; two brothers, Dr. Richmond Wells of Portland and Dr. Lee A. Wells of Roseburg, and a sister, Mrs. E. S. Robe of Albany. Funeral arrangements are being handled by Clough-Barrick company.

## Sawmill Labor Peace Efforts Are Shifted To Puget Sound Area

### Longview and Astoria Strikes are Settled but Portland Operators Reported as Refusing Deal With Muir

PORTLAND, Ore., May 31.—(AP)—With the Longview, Wash., section of the Pacific northwest lumber strike definitely settled and the Astoria, Ore., section following suit, new settlement efforts tonight shifted to the Puget Sound area.

A. W. Muir, executive of the carpenters' and joiners' union and spokesman for the striking sawmill and timber workers' union, left today for Seattle.

Current reports were that Portland operators still refused to dicker with him.

At Longview, strikers who accepted a compromise plan calling for five cents an hour increase in wages went back to work in camps and planing mills today with the main mills to open Monday.

The Youngs Bay mill at Warrenton near Astoria, reopened today under terms of a union agreement, said to be based on a minimum (Turn to Page 2, Col. 5)

## BOND BUYERS EYE WATER ISSUE HERE

### Numerous Inquiries Arrive at Office of Recorder; Will Be Serial

Bond buyers are already evidencing much interest in the \$1,000,000 water purchase issue Salem will sell here June 24. Warren Jones, city recorder, announced yesterday. A number of written inquiries have been received about the proposed issue and several bond buyers have come to Salem to look over the terms on which the bonds will be put out. Formal advertisements on the issue are being published today and will be forwarded to bond houses throughout the northwest.

June 17 the city of Salem will receive bids for \$173,000 refunding issue which will take the place of a like amount of Bancroft bonds which will be called. These maturities will run from one to 10 years from the time of issue and are expected to be greatly sought after by buyers.

The water purchase bonds are serials, the maturity dates running from five to 30 years from the date of issue. One bond buyer here yesterday expressed the opinion that the city could make a much more favorable deal if it would bring all the maturity dates to within 15 years of the time of issue.

"This would undoubtedly necessitate the need for refinancing a part of the bonds when the 15 years were up but it would allow the city the advantages of the low rates now prevailing on short-term securities," he observed.

"We find no large buyers of bonds interested in maturities running beyond 15 years. "No one knows what the rate of interest will be at that time. On the other hand, the demand for short-term securities is huge. Buyers feel that they cannot lose much, even if inflation comes, by an investment in short-term securities; they do not want to be caught, however, with long-term securities at low rates and to see inflation come and no opportunity for them to get out of fixed yield securities except at a considerable loss in principal."

## NORTH END OILING REQUESTS ON FILE

Two requests for the county court to spend money oiling roads in the north end of Marion county were filed with the court yesterday. The court has not yet designated which roads it will oil in that district.

One of the petitions asks for oiling of the road from the Chapman park road to the St. Paul Woodburne highway. There are many signers to the petition which sets out that the road should be oiled because of the heavy traffic each summer to Champeong.

The other petition asks for oiling of the Battle Creek road to Turner. The petitioners, who claim that heavy trucks, hauling rock from the crusher, throw so much dust, the crops along the road are harmed. The court, in the petition, is also asked to cut down the speed at which trucks are allowed to run over the road.

## Mrs. Cora Reid On County Jobs Quarter Century

Mrs. Cora Reid today begins her 25th year of service at the courthouse, nearly 21 years of which have been spent in the county school superintendent's office where Mrs. Reid is now assistant superintendent.

"I have enjoyed the work from the outset," Mrs. Reid commented. "Every year seems to go more rapidly. In the time I have spent in the school superintendent's office the growth in the schools has been noteworthy. In that period union high school districts have come and free transportation to grade and high schools."

Mrs. Reid's first work in the courthouse was in the county clerk's office when E. D. Allen was in charge there.

## TOWNS WASHED AWAY IN FLOOD LATEST REPORT

### 22 Known Dead in Colorado and Wyoming; Missouri River Over Banks

### Parks and Max, Nebraska, Rumored Inundated and Deaths are Feared

(By the Associated Press)  
Killing floods knifed through highways, ruined crops and left scores homeless in lowlands along stream beds between the Rockies and the Mississippi Friday night while Californians fought a levee break on the snow-fed San Joaquin river.

Colorado and Wyoming listed 22 dead. Nebraska had unconfirmed reports of six more deaths. Two boys were reported drowned at Topeka, Kan.

Thirty families were driven to higher ground by the San Joaquin flood. More than 5,000 acres of rich farming land were inundated with the crumbling of a levee 10 miles east of Manteca, Cal. Sixty SERSA workers were rushed to cut through the levee below the break to relieve the pressure.

The lower Missouri river reached flood stage, with the water from the Colorado and Wyoming deluge to come.

The toll was uncertain as broken wires, blocked roads and darkness drew a curtain over the picture of devastation in southwestern Nebraska, eastern Colorado and Wyoming, where the raging waters rolled with greatest fury.

Torrential rains caused evacuations in the mid-continent as far south as the Texas border country.

Unverified reports from Nebraska that the towns of Parks and Max had been washed away caused fears of an added death toll. Included in a maze of reports was that six men perished at McCook when flood waters wrecked a bridge.

Communication lines to southwestern Nebraska's flood area went out about 7 p. m., cutting off further word from McCook and other communities, which were checking reports of millions of dollars property damage.

## PRICE IS AWARDED DAMAGES FOR RING

Damages of \$400 for the theft of a valuable diamond ring from his home, 444 North Cottage street, were awarded in circuit court here yesterday to O. E. Price against the Union Pacific Casualty Insurance company. The jury was out three hours.

Price asked \$500 in his suit. The jury awarded him an additional \$100 for attorney's fees.

Price set out in his case that the ring was stolen from his house in July, 1933, but declared his loss was not ascertained until December, 1933.

The defending company held that proof of the theft had not been adequately made and that Mrs. Price, to whom the ring had been given, was the proper plaintiff rather than her husband.

## MARINES ARRESTED

Two south bound marines were removed from the Southern Pacific train last night, and booked by the Salem police on charge of being drunk. They were Clarence Lahman and Roy Keranen and were headed for San Diego.

## Mrs. Neal Carter Winner In Round Table Contest

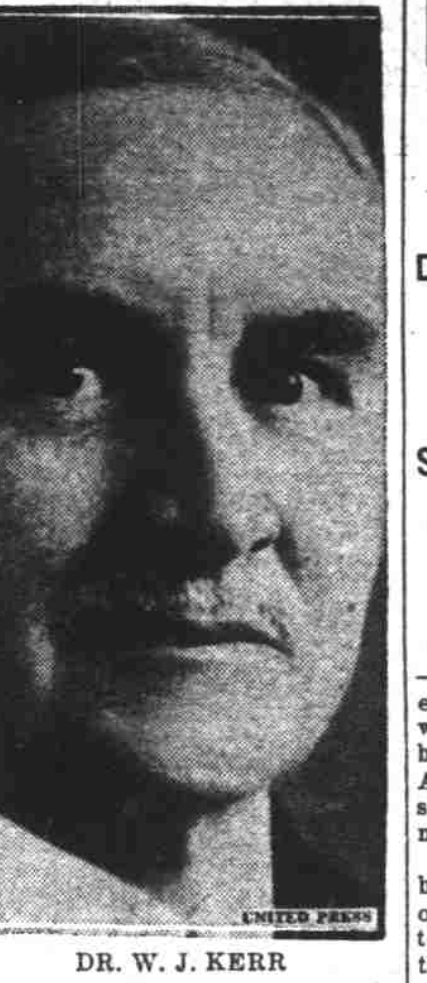
By JESSIE STEELE  
Mrs. Neal Carter of Monmouth will receive the grand prize of \$1 in cash through the mail and Marie Burgoyne, 865 Hood street, and Lorraine Takayama, route 2, box 252, may call at the Statesman office for their recipe books or second prizes in the Round Table contest.

Next week the contest goes back to a cash basis for the awarding of prizes, \$1 for the first and 50 cents cash to the two second winners. The topic will be tomatoes. Good fresh tomatoes are available on the market now and canned ones are always on hand. Recipes may call for tomato juice as well as the fruit. Any sort of recipe is welcome just so the principal ingredient is tomatoes. The deadline is Thursday noon, June 6.

Here are this week's prize winners:

- Fancy Veal Loaf
  - 1 lb. good boiling veal (shoulder)
  - 2 large sliced onion
  - 2 hard-boiled eggs
  - 1 teaspoon gelatin
  - 1/2 cup salt and pepper
- Make a biscuit dough of the flour, salt, baking powder, shortening and milk, using just enough to make a dough. Roll into a sheet half an inch thick, having the ends even. Mix the other ingredients and roll into pieces. At least 1 1/2 cups of liquid should be left in the pan. Salt and pepper well. Lift out meat onto a dish and drain the liquid. Add 1 teaspoon gelatin to the liquid. Cut the meat into small pieces with the scissors. Pack in half of the meat firmly in a mold, lay the eggs in whole, and to end down the center of the mold. Pack the rest of the meat in on top and pour the liquid over it. When done, lift out and cut in slices. There will be an egg circle in the center of each slice. Serve on a bed of lettuce. Serves 10.
- Mrs. Neal Carter, Monmouth, Ore.

## Answers Blast From Savants



DR. W. J. KERR

## BOUSSON ASSURED DICTATORIAL POWER

### Consent of All Parties is Obtained in Advance; Cabinet Mixture

(Copyright, 1935, by Associated Press)  
PARIS, May 31.—(AP)—Ferdinand Bouisson, who ruled the chamber of deputies for nine years, formed a new coalition cabinet to save the franc tonight by wresting decree powers from the chamber within 24 hours after former Premier Pierre-Etienne Flandin fell on the same issue.

The granting of decree powers to Bouisson by the chamber for a virtual financial and economic dictatorship seemed assured. Bouisson, before forming his ministry, exacted consent from various political parties because of the national emergency. The cabinet will appear before parliament Monday.

Bouisson will read the ministerial declaration, but will make no argument and will conduct no debate to get his dictatorial powers which already have been agreed upon.

Bouisson's cabinet has 11 holdovers, all in the same jobs except for Henri Roy, minister of agriculture, who was minister of public works under Flandin.

There are four senators in the cabinet—Callaux, Laval, Roy and Roustin—three non-parliamentarians—Petain, Maurin, and Denain—and 15 deputies.

The political complexion ranges from Maurin, on the extreme right, to Frossard, on the extreme left.

## Rotary Plow in Deep Drifts at Cascade Summit

BEND, Ore., May 31.—(AP)—The rotary snow plow sent into the Cascades west of Sisters more than a week ago reached the deep drifts at the east approach to the big cut, near Summit, today.

Packed into this highway cut is the deepest snow in the history of the stormy Cascades. When measured two weeks ago the snow was 35 feet deep there.

The rotary crew experienced considerable difficulty in reaching the summit drifts, boring through snow eight feet deep in places.

Statements repeated in the report that there was a direct or implied "deal" made with me in connection with my appointment to the chancellorship are entirely unfounded. At no time when I was approached regarding accepting the chancellorship was the term "Macherson" ever mentioned directly or indirectly. Nor was there any reference to the chancellors' office. . . .

"2. Any statement that I "inducted," induced, urged or other (Turn to Page 2, Col. 1)

## KERR ANSWERS CHARGES MADE IN NEW REPORT

### Denies Participation, Any Deal Over Appointment to Chancellorship

### System Working Admirably; Recognition of Rumors Criticized in Reply

PORTLAND, Ore., May 31.—(AP)—W. J. Kerr, chancellor of higher education in Oregon, tonight answered some of the charges made by a committee of the American Association of University Professors and said criticism did not make it incumbent that he resign.

"My responsibilities are to the board of higher education, to all of the institutions in the state system and to the people of the entire state," he said.

Chancellor Kerr called attention to the fact that his resignation had been in the hands of the board for more than a year and declared he had given every assistance possible toward selection of a successor.

He declared many of the charges in the report were "unaccompanied" and said the unified state system is "organized and functioning on a practical working basis that has evoked the wide admiration of educators."

The A. A. U. P. report recommended that Dr. Kerr be retired as chancellor to bring harmony to Oregon's system of higher education.

His statement follows, in part: "While I am informed that it is the customary procedure of the A. A. U. P. to supply advance proof of copies of impending reports to principals concerned, I have not been supplied with such a copy either by the committee or by the national body, though I note in the press that mimeographed copies have been circulated by the association chapter at Eugene. In preparing this statement, therefore, I am dependent upon the press for information on the contents of the report.

"It is to be observed that the report is filled largely with the repetition of old charges against the chancellors unsupported by evidence or accompanied by findings of fact, though numerous recommendations are included for the guidance of the state board of higher education. Charges against the board are repeated to the effect that bad judgment and breach of faith was shown. . . .

"As I stated when elected to the chancellorship in September, 1932, I had no illusions regarding the responsibilities to be carried out by the chancellors as supported and aided. The position was accepted with a view of helping develop the program established by the board, but with no thought of continuing in office beyond the period when the organization could be stabilized and conditions became such that a successor suitable to the board could be obtained.

"Although I have no desire to consider publicly the mass of material which appears to have been taken from the report and which it now makes public, there are some charges of such a nature as to impugn my personal integrity as a state educational official. To these I wish to give specific reply, since the public is entitled to the facts.

"Statements repeated in the report that there was a direct or implied "deal" made with me in connection with my appointment to the chancellorship are entirely unfounded. At no time when I was approached regarding accepting the chancellorship was the term "Macherson" ever mentioned directly or indirectly. Nor was there any reference to the chancellors' office. . . .

"2. Any statement that I "inducted," induced, urged or other (Turn to Page 2, Col. 1)

## BUILDING PERMITS BIGGEST SINCE '30

Salem building permits for May totaled \$100,374, the largest for any month since 1930, Earl Bushnell, building inspector, announced late yesterday. Coupled with the permits for the first four months of 1935, the permits for the year amount to \$174,854, an amount which exceeds by \$50,000 the total building done in 1934 in this city and is only \$16,000 less than the total construction for 1932.

With the steady increase in business and residential work, the mark of \$277,000 for 1934 is certain to be exceeded before the year is ended, Bushnell believes.

Ninety-one building permits were issued here in May. Of these 19 were for new construction projects with an estimated cost of \$50,416. Seventy-two of the permits were for alterations and repairs jobs with an aggregate estimated cost of \$13,959.