EIGHTY-FIFTH YEAR

Salem, Oregon, Sunday Morning, February 9, 1936

Price 3c; Newsstands 5c

No. 274

Weather Moderating; Cold Snap Here Ends

Budget Policy Has Limelight In State Now

Wharton in Position to Direct Finances in Adequate Style

Pension Defense League Routs Solons' Plan; Payment Expected

By SHELDON F. SACKETT With the arrival at the capitol of Wallace S. Wharton, newly named executive secretary for Governor Martin, the budget control policy espoused by the ex-ecutive in the first days of his administration will get under real headway. Wharton's job will be (1) to see that departments do not exceed — preferably spend less than - their biennial appropriation and (2) to provide the governor with a carefully studied, economical budget to submit to the biennial sessions of the leg-

Wharton becomes administrator of the position first created under Governor Patterson when Sam Kozer became budget director. Henry Hanzen, who succeeded him, used the office as a takeoff field for the political manipulation he handled for the Meier administration. D. O. Hood. named budget director by Governor Martin, was too busy with personal business to give much time to the office and while Carl age of 76. Cover, his deputy, inaugurated various bureaus and last month began a budget checkup system, it remains for Wharton to determine wether budget control can be made to work at the stage-

February Budgets

Quickly Approved The February budgets sent the budget department by the scores ly approved last week in order to get them to the secretary of state's office and thus not to delay the payment of warrants. Some of the budgets called for a great amount of work in preparation. One state department estimates budget preparation each month would cost \$3000 a year; another puts the cost at \$6000.

Wharton said yesterday that he had no desire to add expense to department costs in keeping of budgets; that he planned to hold down reports to a minimum consistent with real control from the executive department. He said he had no expectation of making personnel changes in his office.

An extended executive conference between Governor Martin, Secretary Gosslin and Executive Secretary Wharton took place yesterday, presumably to allocate the work of the two secretaries and to provide Wharton with background on Governor Martin's views on control of state expenses. Gosslin will continue the contact man for the department and will see that patronage problems are routed through his office. Wharton's task will be state finances. He gets \$3000 in the new post; the budget director and quickly spread under the drivposition paid \$6000 a year.

Each time the sales tax has been proposed in Oregon its proponents have put forward the argument that the levy had to be passed—else disaster would befall the state. Three times the "wolf" cry has been sounded; three times voters have scotched the tax; three times the state has muddled through. Episode three in this flight from disaster was the recent old-age pension scare where voters were told it was a sales tax -or no pensions. Pension Defenders

Put Over Petition Only a week after citizens had repudiated all attempts to impose a sales tax, the Oregon Old Age Pension Defense league, a new. small, underfinanced group in Portland, came down to Salem with 12,000 signatures on a referendum petition and put the clamps on most of the horrors let the sales tax proposal die.

The action of the league was a neat thrust at the special session legislators who thought they had tied up pensions with a sales tax and would push the tax through with the cries of the needy oldsters ringing in the public's ears. What the referendum does is to put the special session's action in (Turn to page 2, col. 5)

Coomler May Run For County Court

and stated he is considering being | ed last night.

Death Summons Famous Kansan



CHARLES CURTIS

Ex-Leader Victim Of Heart Attack

Charles Curtis' Funeral to Be Monday; Noted Men Give Praise

WASHINGTON, Feb. 8. - (AP) -Charles Curtis, former vice-president, who left an Indian tepee to scale the heights of American public office, died unexpectedly Chairman of Milk of a heart attack today at the

For 40 years the thick of republican political cision as one of great importance. combat, and, despite his age, and expressed gratification that death came just as he was plan- Judge Lusk held that the milk ning a return to the arena as board had "never acted in an unchampion of his old friend and reasonable or arbitrary manner." fellow Kansan, Gov. Alf M. Lan- Smith predicted it would be one don, for the presidency.

tal. Expressions of regret from in connection with control legisthose now high in the government quickly attested a popularity which took no account of the party lines, by which his own po-(Turn to page 2, col. 1)

Crowd Imperiled As Auto Burns Up

tors were believed narrowly to have escaped injury yesterday af- the suit by Brandes creamery delivery truck caught fire and creamery, because collected prior was destroyed on the shoulder of ville around 3 p. m. Only the motor was saved through the efforts of Salem firemen.

When state police arrived at the scene a large number of curious persons were grouped about the burning truck and the flames were dangerously close to the gasoline tank. The tank, punctured by police bullets, exploded shortly after the officers had ordered the crowd out of the danger zone.

Police did not ascertain the name of the truck owner, who told them the fire started in ignition wiring under the dashboard er's seat. He said he barely had time to drive the truck off the pavement and jump out before the rear of the vehicle broke into

Rice Will Run For Reelection, Says

From bed at his home where he has' been confined for four weeks, City Treasurer C. O. Rice yesterday sent word that he would run for reelection. He said he expected to be out of bed within a few weeks and definitly would seek election to his 12th two-year term in the treasurer's office.

Mr. Rice suffered a severe heart to give up his duties as treasurer with 13 led the Missionary scorfor the time being.

Milk Control Law Is Upheld By Judge Lusk

Decision Comes in Suit of Four Producers; Fault Overcome

Appeal to Highest State Court Expected Due to Importance

PORTLAND, Feb. 8-(Special) -In a lengthy decision handed down late today Judge Hall S. Lusk of the Multnomah county circuit court sustained the constitutionality of the Oregon milk control act as amended at the last special session of the legislature. was handed down in a case brought by four producers enjoining the Brandes Creamery company from participating in the pooling orders of the milk control

The Oregon law, first passed in 1933, gives the control board power to fix prices, establish milk pools, and to average returns to producers. The decision held that the provision of the original act exempting producer - distributors from the pooling program rendered the act unconstitutional; but, since this exemption was removed in the special session of 1935, the amendment operated to cure the law and make it constitutional. So important is the decision that it is expected it will be appealed to the state supreme

Board is Pleased

Edgar W. Smith, chairman of he milk board, acclaimed the of the most widely quoted judi-His passing shocked the capi- cial pronouncements handed down lation in many years.

The suit was initiated last May. Its outcome has been awaited with interest not only by producers, distributors and consumers of milk but by the dairy industry throughout the country, because the Oregon act is said to have been a pattern for similar laws in most of the 13 states now having control legislation.

Ordered Refunded Certain monies deposited into the court during the pendency of ternoon when a light panel type were ordered refunded to the to the curative 1935 amendments. the Pacific highway near Hayes- Later payments go to the produ-

(Turn to page 2, col. 7)

Work Will Start On Undercrossing

A dozen local men will be at work Monday on the highway undefcrossing construction at the north entrance to the city, it was reported at the national re-employment office yesterday when an order from the contractors, State Superintendent Churchill, Kern & Kibbe, for six more common laborers was filled. The builders previously had obtained three laborers, a carpenter and two shovel oilers through the job

A number of the skilled workmen on this project were brought in by the contractors, as permitted under federal regulations, it

Whitman Coasts In

WALLA WALLA, Feb. 8 .- (AP)-Whitman basketeers snatched a long lead, 33 to 8, in the first half of their game with Lewiston Normal here tonight and then, with reserves seeing considerable action, coasted in to a 50 to 21 attack January 13 and was forced victory. Reser with 14 and Clark

which were to ensue if the state let the sales tax proposal die. Kuykendall and Deacon to Demand Hearing on Ouster

charged from the Salem police repaired at a gunsmith's." force last Monday, will appeal to Deacon Will Ask the civil service commission for Rowe to Testify a hearing early this week, he anreal case" to present.

J. S. Coomler, North Howell whom Chief of Police Minto disfarmer, was in Salem yesterday charged Friday, Kuykendall stat- ing to call on Harry Rowe, pri- A. Kuykendall, patrolman, who

reelection. (Turn to page 5, col. 8)

Harold Deacon, who was dis- in the gun, which is now being

nounced last night. He is arrang- of careless use of firearms with ing for legal counsel, he said, which Kuykendall is charged, and declared he would have "a Chief Minto said he did not know that charge had been included in A hearing also will be demand-ed by Charles A. Kuykendall, kendall.

Deacon is expected at his hearvate patrolman employed by was discharged Friday. Litchfield, a candidate for county commissioner in the republican primaries. Coomler ran for commissions. Complex ran for commissions was a reporter that he visited the cer at the state fairgrounds, was a reporter that he visited the cer at the state fairgrounds was a reporter that he visited the cer at the state fairgrounds was a reporter that he visited the cer at the state fairgrounds was a reporter that he visited the cer at the state fairgrounds was a reporter that he visited the cer at the state fairgrounds. The ticket sale sioner in 1934 and polled a sub- the charge that I let a gun go R. C. Aiken, Inc., jewelry store, assigned to patrol in company ed. Whether the charges against The ticket sale for the excur- Will Take Part stantial vote, being thi d in a off accidentally, that did happen 547 State street, between 5:30 with Frank Winslow, who has the Gamble will be discussed in open sion was very pleasing late yesnarrow race. Roy Melson, in- but it was right here in my and 6 o'clock last Sunday morn- downtown beat formerly held by session of the board was not terday to service club officials pervisor of the Willamette forest cumbent, is expected to file for home, while I was off duty and ing and did not see any evidence Harold Deacon, whom Chief Minto known yesterday at the state- who had sponsored the excursion. area, under whose direction the

Itinerants Get "Bum's Rush" at California Borders; West Agog



Nothing has caused quite so much outcry in the west recently as the announcement of Los Angeles officials that city police would be sent to California borders to turn back itinerants who sought to enter that state. Protests and threats of reprisal came from Oregon, Arizona and Nevada. Here are the L. A. officers fine-combing a freight train at Truckee in search for undesirable itinerants.-International Illustrated News photo.

Mary L. Fulkerson Liver Is Subject

County Superintendent to Original Preparation or Run as Non-Partisan Under New Law

Mrs. Mary L. Fulkerson, county school superintendent, joined cials who seek reelection, when county clerk's office yesterday.

This year, for the first time in history, the county school superintendent's job will be on a nonpartisan ballot. Heretofore Mrs. Fulkerson has sought election on the republican ticket. Her ballot slogan will be: "Efficient service for Marion county schools," Elected if Primary Yields Majority

Under the non-partisan provision for electing county school superintendents, the individual receiving a majority of votes cast at the primary election is elected. In event no majority is received by a candidate, the two aspirants for the office having the largest number of votes enter the fall election contest and the winner there becomes county school su-

From 1915 to 1920 Mrs. Fulk-erson served as rural supervisor in the county school superintendent's office here. When William M. Smith, who was county school superintendent here, was appointed assistant superintendent to Mrs. Fulkerson was appointed to his place. She sought election and has retained the office through the following years.

Townsend Board Members Chosen

PORTLAND, Ore., Feb. 8.-(AP)-Delegates to the Multnomah county Townsend meeting today elected to the area board five out of seven of those recommended by the nominating committee.

Two of those named - Elbert tor's representatives on the state governing board.

Others chosen from the nomin-Mrs. Helen Buckner, W. H. Chap- lican. man and Dean Bryson. E. H. Wright and Sam Smith won the Gamble to Have post by nominations from the

Officials said the result of the election showed a sentiment for close cooperation with the official state group.

Litchfield on Duty in Place of C. Kuykendall

Chief of Police Frank A. Minto last night placed Claude M. Litchfield on duty in place of Charles discharged last Monday. sales per Alexand

Seeks Reelection For Next Recipes

Loaf, Sandwich Uses Will Be Eligible

Recipes for the preparation of liver will be welcome at The he procession of incumbent offi- Statesman Round Table this week. They may be directions for cookshe formally announced her candi- ing the meat originally or may be dacy for the post for the next four for loaves or sandwich spreads years in a statement filed with the calling for liver already cooked.

Three cash prizes are offered each week for the best recipes submitted on the current topic. Housewives are winning this money simply by sending in their favorite rules. Neatness and clarity of description count in the

Cottage cheese ideas follow: Sandwich Spread 1 cup drained cottage cheese 2 teaspoons anchovy paste 1 teaspoon drained horseradish

Mash cheese fine and smooth. ued to sting. add other ingredients and blend well. Use on white bread thinly (Turn to page 5, col. 6)

Borah Swats Ohio Favorite Son Idea

WASHINGTON, Feb. 8. - (AP) Senator Borah of Idaho tonight challenged forces against him fer the presidential nomination to 'come into the open" and declare their preference.

Prompted by objections to him later that year, won the contest by the former republican chairman, Simeon Fess of Ohio, the candidate attacked plans of the Ohio party organization to seek a "favorite son" convention delegation in the Buckeye state primaries May 12 as "sham and decep-

On the democratic side, the week's developments dealt mainly with policies of campaign-issue importance. Modification rather than aggressive advancementment of the new deal seemed the trend. Attempts to elect anti-Roosevelt delegates to the Philadelphia convention were broached in Massachusetts and Maryland. Unless Eastman and James Logan-were the convention turns its back on also selected to serve as this sec- the new deal, President Jouett Shouse of the American Liberty league estimated almost 2,000 .-000 democrats of a mind with ating committee's list included Alfred E. Smith would go repub-

Hearing Monday

Orville V. Gamble, who heads the state trade school for the blind in Portland, will have a formal hearing before the state board of control tomorrow moraing. Gamble is said to have shown financial losses in several departments of the school in the last audit, the losses being due to mismanagement. Gamble is also said to have failed to cooperate with the state budget department.

house.

Governor Will Apply For U.S. **Pension Funds**

Plan of Action Depends on Legal Status of State Provision

Checkup Begun; Petition Sufficiency Will Be First Question

"I have always been a strong advocate of old-age pensions and I remain solicitous for the proper care and attention of our aged

With this statement, Governor Martin yesterday concluded an extended conference between himself and Attorney-General I. H. Va Winkle and Ralph Moody, de-

The governor indicated a thorough study was to be made at once by the attorney-general's office on the present legal status of old-age pensions in Oregon.

While he made no direct statement, it was learned authentically that Governor Meier would ask the state relief commission to apply to Washington for federal funds for old-age pensions in Oregon, if the state's legal and inancial situation made such an application feasible. Passage by U .S.

Congress Looming Pension funds are in a deficiency bill before the senate.

43, have been filed in his office, which petitions apparently contained the necessary number of ed. He added the determination (Turn to Page 9, Col. 7)

Temperatures Up **About 10 Degrees**

PORTLAND, Ore., Feb. 8 .- (AP) Ten-degree higher temperatures in northern Oregon, as compared with last night, and a similar respite from the cold wave in most parts of the state cheered those with dwindling coal piles tonight. Portland's temperature at 10 p. m. was 27. Minimum this morning was 14. An east wind contin-

A further recession of the cold was predicted for Sunday. Highways were kept open despite new snows in eastern portions. Many secondary roads remained closed.

Operations at Bonneville dam continued at slow-speed and traffic on the river was halted by ice cakes. An ice-breaker was pressed open for the ferry near The

Meacham, Ore., atop the Blue mountains recorded 33 below.

Big Improvement Job On Corvallis Campus Gets Final Approval

CORVALLIS, Ore., Feb. 8.-(AP)-President George V. Peavy of Oregon State college telegraphed from Washington today that WPA officials placed final approval on the proposed \$77,000 improve- ance into his ear. Joseph F. Hook. ment project for the institution father of the slain girl, said only

The work would include landscaping, construction of sidewalks and service drives, installation of tennis courts and improvements to the crew house.

Poison Takes Wrong Victim



Donna Lou Marsters, 5, of Roseburg, who died after eating poisoned food thrown into her play yard by a dog poisoner. Enraged Roseburg people are making a strenuous search for the guilty person. - International Illustrated News photo.

Rough Americans Beaten at Hockey

Canadians Beat Austria; German Woman Takes Title at Slalom

GARMISCH - PART ENKIR-Passage of an old-age pension CHEN, Germany, Feb. 8-(AP)-The appropriation is momentarily ex- United States suffered two major pected at the federal capital, reverses in the fourth winter Olympics today as the hockey "I have just been advised by the finals, bowed to Italy in a protection against freezing of the the secretary of state that pe- stunning upset, and Donna Fox, radiators of their cars. titions, referring to the people at pilot of the leading four-man bob- Hourly temperatures yesterday the November election Senate bill sledding team, narrowly escape serious injury in a spectacula

crack-up on the Olympic chute. These developments overshad signatures," the governor declar- owed such other competitive re sults as Canada's third successive victory over Austria, in defens of its hockey crown and the smashing triumph of Germany's Christel Cranz in the Slalom and the combined downhill-Slalom skiing championships for women.

America's hockey defeat came in a bruising game that went to two extra ten-minute periods before Giovanni Scotti scored the goal that gave the Italians a 2-1

For the first time, the Americans found their unpopular but peratures, to the Pacific northhighly effective heavy body-checking matched by the opposition and as a result tempers were on hairtriggers throughout the game.

Van Vlack Faces **Death For Crime**

TWIN FALLS, Idaho, Feb. 8 .-(Pi-Douglas Van Vlack, bushy- across the Strait of Juan de Puca, haired Tacoman, was convicted tointo service to keep the channel day of the murder of his pretty and by noon was 21/2 inches deep, young former wife, Mildred Hook, and will appear next Tuesday to receive the death sentence the jury recommended.

> of first degree murder and recommending that he be executed was returned to District Judge Adam B. Barclay this afternoon at 2:15 mountain time after the jury had deliberated since 5:10 last night. Mrs. Carl Van Vlack, mother

of the defendant, took her son into her arms and kissed and comthe state of Idaho gave me justice.

Van Vlack himself apparently was unmoved by the verdict. who fought doggedly to convince W. A. Jensen, executive secre- the jury that Van Vlack was intary of the college, said the pro- sane at the time of the killing and gram would give employment for had been for some months previthe rest of the winter for those ously, said the conviction would

Over 300 From Salem Off For Idanha, Winter Sport

ing go more than 300 men, wom- through the chamber of comen and youngsters from Salem, merce offices and scores more in the first all-city winter sports will be moved before the train excursion the capital city has ever leaves the Southern Pacific depot enjoyed.

As if in harmony with the city's long-laid plans for develop- coaches to Idahna, getting the ment of a sports area in the Mt. special train to the camp shortly Jefferson area, the weather man continued the cold days of last Salem will come after 4 o'clock weekend and predicted excellent in the afternoon. skiing conditions. Snowfall yes-A protege of State Treasurer terday at Idahna exceeded one ning to drive to the playground

Two hundred and sixty paste-

Off to Idanha early this morn- | boards had been sold by noon at 7 a. m. today. Two engines will pull the

before 11 a. m. Departure for

Many Salem people are planand to see the official dedication of the hut at idanha. Forest Supervisor

P. A. Thompson of Eugene, su-(Turn to page 9, col. 8)

Mercury's Dip Halted at 27; Rain Probable

Unsettled Condition for Today Forecast With Temperature Rise

16 Mark Reached Early Saturday, Freezing Nearly All Day

Moderating weather last night brought cheer to Salem citizens who shivered yesterday morning with the thermometer only 16 degrees above zero. At 10 o'clock last night the thermometer stood at 27 degrees, a seven-point higher mark than was reached the previous night at the same hour. At midnight the thermometer mark was still 27 degrees,

Weather predictions for today called for unsettled conditions with the thermometer gradually On the coast, rains were predicted and in the interior either

points Saturday, some relief was predicted with snow, instead of rain, if any precipitation occurs this weekend, Moderate and changeable winds were predicted off the coast.

rain or snow was looked for. In

eastern Oregon, where the ther-

mometer was below zero in many

Roads Kept Open Throughout State Yesterday's cold in no way affected roads throughout the state, team, strongly favored to reach Car owners were advised to have

d	in	S	ale	m were:				
r	1	8.	m.	Friday 20	1	p.	m.	21
-	2		m,	19	2	p.	m.	21
-	3	n.	m.	18	3	p.	m.	
	4	a.	m.	18	4	p.	m.	31
-	5	s.	m.	17				
e	6	8.	m.	17	- 6	p.	m.	
-	7	B.	m.	16	7	p.	m.	
6	8	n.	m.	16	8		m.	21
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9				21				
d	11	8.	m.	23	11	p.	m,	27
u	12	12 poon		24	12	D.	m.	27

SEATTLE, Feb. 8 .- (AP)-A great ocean storm sweeping southeastward, split late today as it approached Vancouver island and the lower mainland, but brought heavy snow to British Columbia and a forecast of snow and rain, and moderate but subnormal tem-

Lawrence C. Fisher, federal meteorologist here, said one part of the storm had blown itself out "and all we can do is wait and see what the one still out there in the Pacific will do." Meantime snow warnings, hoisted at 7 p. m., Friday, still

ings were displayed in Puget Snow began falling in Victoria, B. C., and at Port Angeles, Wash., early today, first of the season,

flew today and small craft warn-

with no signs of a letup. Blizzard winds blew in many sections of the Idaho panhandle, closing highways and dropping The verdict finding him guilty the mercury as low as 33 degrees below zero. Dispatches from Moscow, Idaho, said most country schools were ordered closed for the duration of the cold wave after snow blocked many highways and thermometers hit 33 below at Ferdinand, 20 below at Burke, 19 below at Coeur d'Alene and 18 be-

low at Moscow. La Grande reported all main highways still open in northeastern Oregon, and that several snow - blocked secondary reads were re-opened.

Carnegie Hero Medal Certain For This Girl

ZANESVILLE, O., Feb. 8-(A)—A near-tragedy turned into a happy celebration to-night—all because of a little girl's pluck.

Eleven-year-old Clara K. Van Horn, trudging up a steep hill at White Cottage, here, saw a speeding sled bearing Gerald Nixon, 12, and Raymond Kelly, 10, to almost certain collision with a New York Central train at the hill's foot.

flung herself on the snowpacked ground in front of the sled, Her body threw sled and boys into a snowbank at the roadside. The boys were uninjured, while Clara suffered cuts

Without hesitation she

and bruises where the sled runner struck her. Tonight neighbors gath ered at her home to pay her tribute. They said they would attempt to obtain a

Carnegie hero award for her.