

**The Weather**  
Clearing and much colder today. Sunday mostly fair; Max. Temp. Friday 45, Min. 31, river -1.9 feet, rain 1.84 inches, S-W wind.

**Legislative News**  
Complete and unbiased coverage of the legislative session is provided in The Statesman with all features carefully reported.

EIGHTY-SIXTH YEAR

## Hundreds Flee Before Floods in Midwest

### Open End Sale Contract Plan Held "Vicious"

Legislation to Ban It Is Sought in Report to Governor Martin

Prune Industry Ills Are Analyzed; Grades of Products Viewed

The type of agreement between grower and buyer of fruits and other agricultural products known as the "open-end contract" is inherently vicious and its use is contrary to the public interest, Governor Charles H. Martin was advised Friday in a report by the committee he appointed last June to investigate marketing of fruits and kindred problems.

Members of the committee are Louis Harner, Carlton, chairman; John W. Ramage, Woodburn; L. H. McBe, Dallas; D. N. Buesenbark, Roseburg, and Paul Carpenter, Corvallis.

"Despite a certain legal standing now of the 'open end' contract, it is urgently recommended that legislation be enacted to outlaw the purchase and sale of fruits and vegetables under such agreements," the report continued.

The committee said the "open end" contract has few friends in Oregon. Grading of Fruits, Vegetables Viewed

Grades for fresh fruits and vegetables delivered to canneries were discussed at length. The report recommended:

That suitable grade standards for fruits and vegetables delivered to canneries be promulgated by the state department of agriculture in conjunction with growers and processors.

That all fresh fruits and vegetables at processing plants be on state grades.

That all grades at processing plants be established by inspectors from the state agricultural department.

That grades so established under hermetically-sealed foodstuffs be final.

That all plants packing fruits and vegetables in any form be subject to these regulations.

That all canneries be held to account for disposition of cull fruit.

The recommendation was made that all canners be brought under the produce dealers' and peddlers' act.

Licensing Canners Favored in Report

Further recommendation was made that all commercial canners and processors packing products in hermetically-sealed containers brought under license under the state agricultural department.

The license would control sanitary conditions, employment of properly qualified and licensed processors, and processing methods as to time and temperatures for approved time periods.

The need of proportional railroad rates on mixed carloads of canned goods, dried fruits and nuts, was stressed. Producers, packers and other trade factors deriving income from these commodities were requested to organize and present their problem to the proper authorities.

Prune Growers' Ills Are Analyzed

Several reasons were advanced to show why the prune income has not been as satisfactory as it should have been. (Turn to page 2, col. 4)

### One-House Use Legislature To Be Issue Next Week

#### Three Varying Proposals Will Get Spotlight

Non-Partisan Vote to Be Favored in One Bill; Nebraska Copied

Townsend Memorial Will Reach Senate; Total of Measures 49

The Townsend old age pension proposal, passed by the house and now in the senate committee pending action for floor debate, held the spotlight of the first week's session of the Oregon legislature, but as adjournment was taken Friday morning, over the weekend reports indicated strongly that the unicameral legislative issue would be the highlight of the second week.

Three measures were being drafted, but sponsors declared they did not know how many would be introduced on the one-house legislative plan. One will call for a partisan election, another for a non-partisan, while the third will provide various changes from the present Nebraska system. The other two follow the Nebraska plan closely with the exception of the partisan phase.

Two of these measures may be introduced in the house and the third was slated for senate introduction. Sponsors requested their names be withheld until later in the second week's proceedings.

Pension Memorial to Senate

The Townsend old age pension memorial was lying quietly in the senate committee on resolutions of which W. H. Strayer of Baker is chairman. He stated action on the memorial would be delayed until later in the week.

Predictions were the measure would be defeated by a close vote. Placing the first week's bills and memorials into committee, the two houses of the legislature adjourned until Monday.

The house will introduce 29 bills and two memorials, one the Townsend old age pension proposal being disposed of immediately by passage, while (Turn to page 2, col. 5)

#### Land For Capitol Group Is Favored

Purchase of additional property for a capitol group now, rather than later when values will have increased, was advocated by Robert M. Duncan, state senator from Burns, in a talk before the Salem Twenty-third club Friday night.

Senator Duncan said that in his opinion the legislators erred in failing to acquire the Willamette university campus.

The work of the present session is complicated by lack of a major issue and the pressure of many controversial questions relating to specific localities, the senator said.

It was announced at the meeting that Richard Halliburton, noted globe-trotter, writer and lecturer would be brought to Salem under the club's auspices for a lecture May 18.

#### 2500 Relief Workers March In Capital Protest Parade

WASHINGTON, Jan. 15.—(AP)—Twenty-five hundred WPA workers, chaperoned by Washington police, marched from the White House to Capitol Hill, today chanting demands for more relief jobs at higher pay.

Their leaders said they had come from 25 states and were members of the Workers Alliance of America.

Better provision was demanded. Their demands, presented by committees to the White House and both houses of congress, included:

A deficiency appropriation of \$1,046,000,000 to carry WPA until July 1 (President Roosevelt's demand for \$500,000,000); employment of 2,500,000 WPA workers until that date; and a 20 per cent increase in monthly wages.

WPA records showed 2,284,000 at work on relief jobs on December 15.

The workers marched four abreast down Pennsylvania avenue carrying banners and shouting.

#### Made Chairman Of Water Board

E. B. GABRIEL

#### Democrats Raise Patronage Issue

Marion County Gets Blank on Legislative Jobs, Society Informed

Asserted lack of recognition of Marion county democrats in the matter of patronage in the state house of representatives brought fourth indignant protests at the meeting of the Marion county democratic society at the court house Friday night.

Bitter criticism of the apportionment of most appointments to Multnomah county was voiced by several speakers with the result that President Horace Walter appointed a committee of five to confer with the speaker of the house and his employment committee Monday.

The opening gun in the attack on the house patronage set-up was fired by Kenneth Baque and he was followed by Avery Thompson, Mrs. E. English, George Custer and Alvin Young.

Multnomah Charged With Actual Greed

The committee appointed to meet with house members Monday includes Avery Thompson.

(Turn to page 2, col. 3)

#### Re-Allocation in Bandon Arranged

BANDON, Ore., Jan. 15.—(AP)—The city of Bandon and a score of industries signed over their property to trustees of the fire-razed town today as efforts continued to acquire title to all land, after which a re-allocation will be made.

Included in the signers was the Moore Mill and Lumber company, untouched by the Sept. 26 holocaust.

The second industry to rebuild since the nearly four-months-old conflagration will open tomorrow—the Bandon Cheese and Produce company. The new city hall had its first tenant today—the fire department.

Of the seven prisoners affected by the governor's order, which was compiled with four are still in jail, according to information at the sheriff's office. They are Paul Dickman, William Kalugin, Joe Jigger and Frank Bragg.

Charles Leflerman, William Aldrich and Elmer Volderbachat, the other three affected, have completed their sentences and been released.

With the county court refusing to pay approximately \$300 in bills for these prisoners' board, Sheriff Burk had been forced recently to let them go hungry to pay the food expense from his own pockets.

#### Catholic Pastors In Woodburn and Salem Announced

PORTLAND, Ore., Jan. 15.—(AP)—Changes in the Catholic diocese of Portland, announced today by Archbishop Edward D. Howard, sent to Woodburn, as pastor the Rev. Joseph C. Buehler, superintendent of the St. Mary's home for boys at Beaverton, succeeding the late Rev. John Rubis.

The Rev. Nicholas Deis, supply pastor at Woodburn recently became assistant priest to St. Joseph's Catholic church, Salem.

To succeed the Rev. Mr. Jeschaker, the Rev. James Maxwell of Newberg was named to the Beaverton boys' school and the Rev. Robert Neugebauer, Salem, was transferred to Newberg.

Named as pastor of the St. Vincent de Paul parish at Salem was the Rev. John Dunn, chaplain at Maryhurst college.

#### Gabriel Named Water Board's New Chairman

Sub-Departmental Setup Planned; Rental for Hydrants Sought

Appeal to Budget Board Is Olson's Proposal; Policies Talked

The Salem Water commission last night elected E. B. Gabriel as chairman for the next two years and thereby set a precedent recognizing seniority membership.

Gabriel's election became unanimous after E. E. Grabenhorst, new member, had declined to accept nomination.

Gabriel served a two-year term on the city's original water board and was then reelected for a four-year term, which expires at the end of 1938.

Foreseeing increased responsibilities, the commissioners directed Manager Cuyler VanFatten to draft a tentative sub-departmental form of organization for presentation at the next meeting.

Commissioner J. M. Rickman, recalling that Former Commissioner William Gahledorf had frequently advocated dividing the commission into committees, proposed that this plan be adopted by the new board.

Charge For Water Connections Talked

The commission found little business to transact, at the second meeting at which Grabenhorst and Dr. O. A. Olson sat as new members, but engaged in considerable discussion of the question of charging for water connections and of collecting fire hydrant rentals from the city council.

From his long experience as a councilman, Dr. Olson declared a belief the commission could regain the \$5500 it is losing annually in hydrant rentals, which the (Turn to page 2, col. 7)

#### Sheriff Benefits By Court Ruling

Sheriff A. C. Burk yesterday saw approximately \$300 returning to his personal pockets when Attorney General I. H. Van Winkle ruled that Governor Charles H. Martin acted within his authority when he commuted the sentences of seven short-term penitentiary prisoners and directed they serve the remainder of their terms in the Marion county jail.

The county court had refused to pay these prisoners' board bills pending the handing down of this decision.

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### Seek Pervert; Mattson Case Clues Fizzling

Request for Records of Many Persons Reveals Lack of Real Line

Arthur Madsen, Held at Sacramento, Queried; Haynes Not Linked

TACOMA, Jan. 15.—(AP)—A reliable source indicated tonight federal bureau of investigation agents are seeking a pervert for the kidnap-slaying of Charles Mattson but as yet do not have a clear idea of his identity.

The source said the agents have within the last few hours asked and secured from local authorities the records of numerous persons involved in criminal trials, including a number implicated in perversion and other sex cases.

From the number of records requested, the source immediately deduced the hunt has not produced clues sufficient to center the agents' attention on any particular person.

Pervert Theory Is Given Prominence

From the request for perversion records, the informant judged young Mattson had been the victim of a sodomized person.

The pervert theory has been (Turn to page 2, col. 1)

#### Vikings Win Tight Game at Medford

Score 17-13 With Medley High Despite Belated Entry; Angels Lose

MEDFORD, ORE., Jan. 15.—(AP)—Salem high defeated Medford high's basketball team 17 to 13 tonight in a close-checking game. The visitors led 13 to 9 at half-time.

Medley, Salem substitute, led the winners in scoring with 4 points. Wilson, Medford forward, was high point man with 6.

Lineups: (17) Salem: Gallagher, 3; F. Ettinger Lowe, 5; G. Wilson Hill, 3; C. Miller Chambers, 3; G. Hill Maers, 3; G. McKee Substitutions: Salem, Medley, Wickert 1; Medford, Werbeck 3.

ASHLAND, ORE., Jan. 15.—(AP)—Southern Oregon Normal defeated Mount Angel college's basketball team 41 to 31 tonight, holding the lead most of the way. Half-time score was 23 to 13. Three Southern Oregon regulars were out with injuries. Ashland high won from Grants Pass 22 to 21 in the pre-lim.

#### Woman Leaps and Fireman Catches With Great Skill

SPOKANE, Wash., Jan. 15.—(AP)—A woman who leaped from the third floor of a burning apartment house tonight said she owes her life to a good catch by Lieut. Al. McCrae of the fire department.

Agnes Wylie, a nurse, leaped from the blazing Gardner apartments when flames trapped her on the third floor. Lieut. McCrae, she told hospital attendants, caught her before she reached the ground breaking the fall.

She suffered second degree burns on both arms and both legs, but a bruised foot was the only injury received from the fall.

A man who leaped from a second-floor window, landing on his hands and knees, walked away without giving firemen his name.

#### Sigma Xi Charter Now Granted State College

CORVALLIS, Ore., Jan. 15.—(AP)—Oregon State college received the second charter in the state from Sigma Xi, national honor society for the promotion of scientific research. Dr. W. E. Milne, head of the O.S.C. department of mathematics, said today. The other state charter is at the University of Oregon.

#### Late Sports

LA GRANDE, ORE., Jan. 15.—(AP)—Eastern Oregon Normal returned back the Lewiston Normal quintet 41 to 36 in a hectic basketball game here tonight.

MISSOULA, MONT., Jan. 15.—(AP)—Montana State university, playing its best game of the season, defeated the University of Idaho 32 to 29 in a sizzling basketball game tonight.

### In Plane Crash That Kills Two

Above, Esther Jo Conner, stewardess who helped rescue passengers despite her own injuries; below, W. W. Lewis, pilot who refused help until all others were taken from the plane that crashed near San Fernando, Calif., recently. One man was killed and Martin Johnson, famed explorer, died later from his injuries.—International Illustrated News photo.



LOS ANGELES, Jan. 15.—(AP)—Elaine Jacobs Barrymore filed suit for divorce in superior court here late this afternoon against John Barrymore, actor. She charged mental cruelty.

Mrs. Barrymore, known on the stage as Elaine Barrie, asked the court to award her temporary support, but at her Beverly Hills home she declared she did not intend asking for permanent alimony.

The divorce action followed by little more than two months their marriage at Tuma, Ariz., and their separation last New Year's eve when Barrymore left his wife at a night club, following an asserted disagreement over (Turn to page 2, col. 3)

#### Condon Man Dies As Auto Plunges

THE DALLES, ORE., Jan. 15.—(AP)—The ice-covered Columbia River highway 35 miles east of The Dalles sent a car careening down a 145-foot bluff late today, killing William Squires, 55, Condon, Ore., and bringing injuries to three other occupants of the machine.

One, Albert Brandon, The Dalles, was reported in a critical condition from internal injuries and shock through the top of the automobile after it crashed through a guard rail. Squires died before he could be brought to the hospital here. The accident occurred near Quintin station.

State police at Arlington said eye witnesses reported all four men were thrown through the top of the automobile after it crashed through a guard rail. Squires died before he could be brought to the hospital here. The accident occurred near Quintin station.

#### Postoffice Not Wanted For Library, Viewpoint In Collegian Editorial

Opposition to the proposal that the old Salem postoffice be moved to the Willamette university campus is expressed in an editorial in the Collegian, campus newspaper, this week.

The editorial declares that the postoffice building "would not fit" from an aesthetic point of view and that the structure is "well past its prime in life." Doubt is cast on the financial practicality of the proposal is also expressed.

#### Truce Brings Hope of Early Settlement in Motor Strike

(By the Associated Press) Employers and employees involved in far-flung labor disputes quickened their steps along the path toward peace yesterday (Friday).

An 18-day armistice permitted spokesmen for the management and the United Automobile Workers of America to prepare for the opening of negotiations for a permanent settlement of the strike at General Motors corporation plants. Conciliatory moves gained momentum in the strikes in the flat glass and maritime industries.

Together, these three controversies have resulted in the unemployment of the great majority of the nation's 200,000 strike idle and have caused wage and business losses estimated at approximately \$50,000,000.

Major Developments in Strike Scanned

These were the major developments along the strike front: 1. Gov. Frank Murphy of Mich-

### Forecast of Colder Weather Welcomed; May End River Rise

Conditions in Jay County, Indiana, Worst Since 1913; Some Refugees Are Rescued in Small Boats

Levees Broken in Missouri; Illinois Situation Also Grave; Ohio Near Flood Mark But Is Receding

CHICAGO, Jan. 15.—(AP)—Hundreds of lowlanders fled before the steady advance of flood waters in the midwest today.

Some left threatened homes on foot. Others were brought out in small boats. But the refugees were cheered by a forecast of fair and colder weather—expected to end protracted rains and check the swift rise of overburdened streams in the Ohio and Mississippi valleys.

Considerable damage and distress was reported. Jay county, Indiana, officials called conditions the "worst since 1913." Railroad and interurban traffic was disrupted in the inundated areas of that state. Nearly 100,000 acres were submerged near Evansville. Many highways were engulfed. A long freight train toppled from the rails near Endenburg. In some districts the icy waters covered houses and barns.

The brimming St. Francis river broke through a levee near Romabauer, Mo., and the Black river poured through an embankment south of Poplar Bluff. National guardsmen evacuated more than 100 families from the danger zone. One thousand WPA workmen strengthened sea walls. Clear creek burst two levees and surged over eight square miles of farm land in Union and Alexander counties in Illinois.

The Kaskaskia river lapped near the top of the levee near Vandalia, Ill. It reached the highest level since the 1920 floods. The Wabash river went out of its banks and moved across thousands of acres in the Mt. Carmel vicinity. Farmers left for higher ground. Rural schools closed. Three mines were idle.

35 Rescued With Mayor Supervising

Mayor Harry Cray of Marion supervised the rescue of 35 persons. They were quartered in a school building.

The broad Ohio swelled to within inches of the 52-foot flood stage at Cincinnati but Meteorologist W. C. Devereaux said a slackening in rate of rise indicated the upper valley would escape a damaging inundation.

Just ten months ago, the crest of one of the nation's most disastrous floods moved down the Ohio.

The great Miami receded today after dozens of residents had vacated homes near Trenton and Engles corner, Ohio, but the Ohio river crept further over low lands below Louisville. More than 100 persons evacuated houses near Hamilton and Newtown.

Creeks and streams edged up to new high marks in Tennessee. Lowlanders retreated from menaced areas.

#### Snow Returns as Cold Is Forecast

Snow flurries returned to Salem around 10 o'clock last night again to whiten lawns which had turned green a day earlier when a Chinook wind evaporated a previous two-inch blanket of snow.

The flurries had stopped at midnight, however, and changing weather was predicted for today.

The weather bureau also forecast "much colder" weather. Temperatures Friday night ranged about seven degrees colder than Thursday night.

#### Ballade of Today

The temporary factory for grinding out new laws is on a weekend sit-down strike, a welcome two-day pause; next Monday in its hopper will drop measures by the score; one scheme proposes just one house where two have stood before.

There's joy among the Salem fans, both local teams prevail; they'll call 5301 tonight to learn if Vikings fail. Corvallis sees a red-hot game and weeps as final shot enhances Webfoots' title hopes while Beavers go to pot.

Long lines of marchers seek relief as in the gloomy time when nation's current anthem closed with "can you spare a dime?" Detectives on the kidnap trail admit with rueful faces they've followed many leads but so far lack authentic traces.

#### Fowler Angle Is Studied Further

BELLINGHAM, Jan. 15.—(AP)—Two department of justice agents and Snohomish county Deputy Sheriff Ray Ryan again late this afternoon questioned Leigh Haskell Fowler, 36, a paroled convict and convicted Albers Bros. Milling company robber here, regarding the Charles Mattson kidnaping and murder.

The woman angle in the case was kept alive as the G-men again questioned Fowler's alleged sweetheart, a widow said to reside near Arlington. A man on Thursday night the woman again departed from the county jail with the officers. Whether she was in official custody could not be learned.

#### Riippa Sent Here To Supervise Job

Walnard Riippa, Oregon State college graduate, arrived here yesterday from Redding, Calif., to supervise construction of the new postoffice for the treasury department. His wife and 10-year-old daughter accompanied him.

Excavation work was temporarily halted on the project yesterday because of the mud and equipment was shifted to the task of removing stone work in front of the old building.