

Validation Is Historic Step

Guarantees Labor Rights To Bargain in Each of Five Varied Cases

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constitutional in each instance. The cases were:

The Washington, Virginia and Maryland Coach company, in which the interstate character of the firm's business was concerned. The decision, in this case, was unanimous.

Freedom of Press Issue in One Case. The Associated Press, in which Associate Justices Sutherland, McReynolds, Butler and Vandevanter dissented on the ground that this application of the law involved an abridgment of the constitutional guarantee of freedom of the press.

The Jones Laughlin Steel corporation, manufacturing steel, the Fruehauf Trailer Co., producing automobile trailers and the Friedman-Harry Marks Clothing company, Inc., makers of men's clothing, in which cases the business activities involved were held, by a majority of the court, to affect interstate commerce sufficiently to bring them into the federal domain.

In the cases of the Coach company and the Associated Press, Associate Justice Roberts read the opinion in majority. Chief Justice Hughes delivered the majority opinion in the three others, with Associate Justice McReynolds speaking for the four dissenters. Associate Justice Sutherland read the dissent in the Associated Press case.

The court's unanimous decision upholding the constitutionality of the railway labor act just two weeks ago had made an opinion upholding the Wagner act in the Coach company which case the business activities centered, therefore, upon how much of the great American industrial field, as exemplified by the steel, trailer and clothing cases, would be held to be in interstate commerce.

Hughes' opinion, with such consideration to the fact that the steel company's enterprises were scattered over a vast geographical area, that its raw materials came to it from and its products were transported across state lines. He observed that the act was aimed at preventing strikes and that these constituted interruptions to interstate commerce.

Interstate Trade Declared Affected. "Instead of being beyond the pale," he said in the steel case, "we think it represents in a most striking way the close and intimate relation which a manufacturing industry may have to interstate commerce and we have no doubt that congress had constitutional authority to safeguard the right of respondent's employ to self-organization and freedom in the choice of collective bargaining."

"Employers have correlative rights to organize for the purpose of securing their business and to promote agreements with employers relating to rates of pay and conditions of work. Restraint for the purpose of preventing an unjust interference with that right cannot be considered arbitrary or capricious."

"The act does not interfere with the normal exercise of the right of the employer to select its employees or to discharge them. The employer may not under cover of that right, intimidate or coerce its employees with respect to their self-organization and representation, and on the other hand, the board is not entitled to make its authority a pretext for interference with the right of discharge when that right is exercised for other reasons than such intimidation and coercion."

Merely Safeguarded For Bargaining. The law in question, the chief justice said, his voice rising to an oratorical pitch and ending by emphasizing his words, "goes no further than to safeguard the right of interstate commerce in the neighboring towns of Treeco, Kas., and Picher, Okla., by bands of tri-state miners seeking to break up a scheduled C.I.O. organization meeting. At least seven men were beaten badly in sporadic fighting."

After talking to members of both factions, Henbest said "I'll make such arrests as evidence warrants" but declined to reveal whether he had learned the identity of gunmen in yesterday's fracas.

Lumber Workers Reject Proposal. Mountain View School Teacher Accepts Post, Hillsboro Junior High.

MOUNTAIN VIEW, April 12—Miss Edith Romig, for the last two years principal of Mountain View school, left Saturday for Hillsboro where she has accepted a position as junior high school teacher. Miss Lois Alsip of Mountain View will fill the position here.

Friends of Miss Romig gathered at the schoolhouse Friday night to give her a farewell, with music, games and a 6:30 o'clock supper.

Fists Fly as Unions Clash at Cleaner Plant



When the Electric Vacuum Cleaner Co., Inc., plant in Cleveland reopened after two-week shutdown and only members of A. F. of L. craft unions working under contract with the management, were permitted to enter, a free-for-all fight resulted between A. F. of L. cohorts and sympathizers of the C. I. O. One C. I. O. leader was slugged and forced to rush away in his car. In this excellent action photo, unionists are seen fighting one another outside the gates of the plant.

Further than to safeguard the right of employees to self-organization and to select representatives of their own choosing for collective bargaining or other mutual protection without restraint or coercion by their employer."

"That," he added, "is a fundamental right." McReynolds, dissenting, delivered an at times sarcastic, opinion, in which he paid little attention to the prepared and printed opinion. At one point he asserted that the activities cited had no more effect upon interstate commerce than "marriages."

"The number of marriages might affect the number of babies and the number of babies the number of employees," he said. "It is just about the same thing to those of us who believe that the states (not the federal government) have power to deal with such things."

Eight Chosen for Lands Committee. (Continued from page 1)

tion later. The first meeting of the committee will be held at Burns.

Stanfield Lease Approved, Report. Reports received by the board indicated that the recent action of the state in leasing a large tract of these grazing lands to Stanfield had proved popular with the livestockmen.

In two cases persons subleasing part of the lands voluntarily offered Stanfield five cents an acre in excess of the price specified in his original lease. Stanfield obtained the lands on a rental basis slightly in excess of one cent an acre.

Three new county attorneys were appointed by the land board. These included Al Grant, Baker county; G. B. McCluskey, Lincoln county, and Robert Christman, Wallowa county.

Kansas Mine Area Tense After Riot. (Continued from page 1)

ter raids on international officers in the neighboring towns of Treeco, Kas., and Picher, Okla., by bands of tri-state miners seeking to break up a scheduled C.I.O. organization meeting. At least seven men were beaten badly in sporadic fighting."

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Oiling of Dayton Road Is Ordered

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15 and \$2400 to clear Hog Pass. Henry Cabell, chairman, authorized a letter to C. C. Hockley, public works administrator, describing the commission's opposition to any change in PWA policy that would be retroactive to projects previously considered. The PWA has proposed to make grants for relief labor in place of an original plan for 45 per cent grants for construction, material and labor. The change would affect about 18 projects involving approximately a million dollars.

Oiling projects approved included: McKenzie Pass, 20.7 miles, \$15,000. Salem-Dayton section, 11.5 miles, \$7000. Load restrictions were lifted from Mount Hood loop about 13 miles south of the junction with the Columbia to the Mount Hood postoffice, and the Salmon River highway.

The commission held the right to control design of automotive equipment used on state highways if it was shown to be a detriment to the road.

Hurlburt Confers With Linn Groups

ALBANY, April 12—Cooperating with the office of the Linn county agent, H. W. Hurlburt of the Columbia Seed company of Lewiston, Idaho, met with approximately 74 farmers for different sections of Linn county, Thursday night with the view of interesting them in growing beans for seed for his company. Many contracts were signed before the meeting, and farmers who were unable to close contracts at this meeting will have a chance to do so at the office of County Agent Mullen, Tuesday, April 13. At the meeting were farmers from Lyons, La-combe, Harrisburg, and some sections of Benton county as well as those living in the vicinity of Albany.

Hurlburt explained there were five varieties of beans which may be grown. These include Brittle Beans, 954.2 pounds; and Durkee Stringless, 934.4 pounds. The beans may be sown on any good wheat land, it was explained, and should be sown at the rate of ten pounds seed per acre. Offer 5 Cents Pound.

Seed for planting would be furnished by the Marks-Means company, to be regained from the crop produced by the farmer at the time of harvesting. The price offered is 5 cents a pound. Seven farmers signed for 105 acres at the meeting. It is expected that approximately 400 acres will be signed for crops this year.

H. S. Style Show Planning Starts

Marian Mitchell and Ruth Wilson together were awarded first prize for the best idea for the coming style show at last week's meeting of the Home Economics club at Salem high school, said Ruth Walker, vice president of the club. The style show committee will begin work on the show this week. At Friday's session of the club, members who attended the Lebanon district convention last month gave reports. Those who spoke were Evelyn Cain, Mary Alice Cottew, Lois and Ruth Wilson, Ruth Walker and Loretta Smith.

ing contact with the University City garrison. The 73-year-old infant Eulalie, former King Alfonso's aunt, demanded in Paris that he be returned to the Spanish throne and cause of financial aid to insurgent General Francisco Franco. She said Alfonso has contributed "nearly ten million dollars" to the fight against the Madrid-Venice regime.

In Rome officials close to the ex-king expressed doubt that he had made any such contributions to the insurgent cause. They said they did not believe he had sufficient resources.

Such criticism is not just to the service, said Crawford, in view of the circumstances, and he added that "mail will certainly go through to its destination as quickly as possible."

Labor Heralds Salient Gains

Motor Magnate Subject To Law, Statement of Board's Chairman

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peace in industry" and that it should "give Mr. Ford something to think about."

The house of representatives labor committee deferred consideration of a resolution, already approved by the senate, which condemned both sit-down strikes and "unfair" labor practices by employers.

At New Haven, Conn., a federal grand jury indicted James H. Rand, Jr., president of the Remington-Rand, Inc., and Pearl J. Bergoff, self-styled strike-breaker, on a charge of violating federal law during the strike at the company's Middletown plant. The specific statute was that forbidding interstate transportation of persons to interfere with peaceful picketing or other lawful conduct of a strike.

The automobile industry is currently free of strikes in the United States after several months during which hundreds of thousands of workers were affected and millions in wages lost. Other industry, however, was spotted with apprehension pending the outcome of employer-union negotiations and disputes within and between unions.

Peace prevailed in the tri-state mining area involving Kansas, Oklahoma and Missouri after Sunday's bloody attack on a demonstration of miners belonging to an independent union. The area was tense, however, when 8,000 miners resumed work.

Premier Mitchell Hepburn of Ontario uttered new criticisms of Lewis and his CIO organizers active in Canadian plants. Quiet prevailed at Oshawa, Ont., where 3,700 workers in the General Motors Canada plant struck last week.

Hepburn accused Lewis of being ambitious to become an "economic and political dictator" of two nations and warned that a "single over act" by Lewis "or any of his gang" would bring long jail terms.

An agreement was reached for settlement of the 11 day strike at the Hershey Chocolate Corporation in Hershey, Pa. Terms of the agreement were not immediately made known.

Crash of Building Blamed on Storm

PORTLAND, Ore., April 12—(AP)—Partial collapse of a two-story frame apartment house over the head of 7 of the 13 residents was attributed to the ravages of prolonged rains today.

The weather bureau reported 1.88 inches of rain here in the 24 hours ending at 10 p. m. today. A 56-mile wind was reported sweeping the southern Oregon coast tonight, uprooting trees and endangering communication lines. The report came from Marshfield.

Some flooding of basements was reported in Salem. Rain fell without interruption throughout Monday night.

Martin Suggests Young Surveyors Use Shanks Mare

"Why not let the boys walk and restore some of that ruggedness of the early days?" Governor Charles H. Martin suggested Monday in connection with the request for a new truck at Oregon State college.

Walden Lewis reported a population of 1174. Thirty-nine were received last month and 49 were released.

Monopoly Diversion at Birthday Club Meeting; Cold Rains Retard Buds.

Comes Tonight

Two Millions Now, Huge Sum Later Favored in Report to Chief

(Continued from page 1)

age and reclamation, \$64,000; fish hatcheries, \$700,000.

Mayor V. E. Kuhn yesterday declined to take seriously a recommendation from the national resources committee to President Roosevelt for inclusion of a \$266,000 sewage disposal plant for the city of Salem in a long list of approved projects. He termed it "political propaganda" and "build-up for allocation of further relief funds."

The mayor recalled that the city had voted a \$475,000 bond issue in 1933 for the disposal plant, had purchased a site north of the city along the Willamette river, and had applied first for reconstruction finance corporation and later for PWA assistance but had withdrawn the latter application in 1935. The council decided that if the project were undertaken it would be preferred to assume the full responsibility.

Plan for Heating Plant Requested

Removal of Old "Eyesore" Smokestack Urged at Board's Meeting. A letter urging the capitol construction commission to conduct a survey and submit a plan for a heating setup sufficient to cope with the demands of the present state capitol group and other buildings to be constructed in the near future was authorized Monday by the state board of control.

Governor Martin said it would be necessary to do away with the old smoke stack located east of the new capitol building. "This is an eyesore," Governor Martin said.

Members of the board requested that the present heating plant be preserved in connection with the new heating arrangement. Purchase of 22 automobiles and trucks was authorized. Twenty-five trucks were ordered for the state highway department on a lot bid of \$20,500.

The board formally accepted the new nurses' home at the state tuberculosis hospital here and the addition to the administration building. The cost was approximately \$100,000.

Members of the staff in hard pressed to keep up with the huge task of copying deeds and mortgages into the official books and checking the copies for accuracy. Stacks of personal property records will have to be moved to the courthouse attic in a short time, Mrs. Robertson said.

Holman Deplores Sending Parolees To Another State

It is a tragedy for one state to parole its charges with the condition that they shall go to another state, Rufus C. Holman, state treasurer, told members of the state board of control Monday.

"That doesn't solve the crime problem," Holman continued. Holman's statement was inspired by a report by Sam Laughlin, superintendent of the state training school for boys, that he had sent two of his charges to Utah and Montana where they had obtained jobs.

"I don't think it is right for any state to impose on another state," Holman said. "Well, they all do it," James Lewis, warden of the state penitentiary, interposed.

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Monopoly Diversion at Birthday Club Meeting; Cold Rains Retard Buds.

Extra Mail Men's Schedules Varied. Postmaster Henry R. Crawford said yesterday he would like to do a little explaining about postal service when a substitute is on a route.

Flood Control Here Favored

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(Continued from page 1)

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Vault for County Records Required

Recorder Welcomes Plans For Increased Storage In-New Structure. Increased record storage facilities planned for the proposed new Marion county courthouse would be especially well received by County Recorder Mildred Robertson. Volume on volume of deed and mortgage records have accumulated rapidly in her vault until the addition of seven or eight more of the big books will leave her at a loss to know where to place more.

The average day's receipts from recording fees has grown from \$20 to \$25 when Mrs. Robertson first took office in 1915 to a business today of from \$40 to \$50, she recalled. When D. G. Drager, present county treasurer, was recorder 35 years ago, the daily receipts ran only about \$5 to \$8.

Twenty-two years ago the recorder had but two assistants; today, with five full and one part-time clerks the staff is hard pressed to keep up with the huge task of copying deeds and mortgages into the official books and checking the copies for accuracy. Stacks of personal property records will have to be moved to the courthouse attic in a short time, Mrs. Robertson said.

The relation of city police to other city departments and an interpretation of local ordinances will be the topics on which Paul Hendricks, city attorney, will address the police training school tonight. Officer Louis Burgess announced yesterday.

Various phases of ordinances and police relations will be outlined by Mr. Hendricks and will then be discussed by members of the class.

This is the fourth in a series of nine meetings sponsored by the League of Oregon Cities and the Bureau of Municipal Research and law school of the University of Oregon and various other agencies.

Other topics to be taken up in the future include "The Law of Arrest," "Arson Detection" and "Traffic Regulation," Courtroom Conduct and Procedure for Police Officers," "Federal Bureau of Investigation Jurisdiction and Services to Local Police," and "General Police Problems."

Rev. James McCallum of Seattle Called; Brother Of Former Salem Pastor.

SEATTLE, April 12—(AP)—Funeral services will be held tomorrow for Rev. James S. McCallum, 78, pastor of Christian churches in Washington and Oregon for 54 years, who died here yesterday.

Rev. McCallum was a brother of Rev. N. McCallum, formerly pastor of the First Christian church here, now of Milton.

Schools' Faculty Will Be Enlarged

Four new teaching positions, two of them already filled, they will be added to the Salem public schools staff next fall, according to Superintendent Silas Gaiser. The annual election of teachers for the new school year will take place at tonight's school board meeting.

Two of the new positions will be in the senior high school. They will be taken by substitutes who have been filling the places of instructors on leave during the present year. The other two instructorships will be in the grade schools, probably one each at the Richmond and Englewood buildings.

Halliburton Will Talk Here May 18

Eagles of Dallas Host to Northwest Convention Sessions Today. Plans for the appearance here of Richard Halliburton, world traveler, author and lecturer, in Salem May 18 at the Leslie auditorium were advanced by the Salem Twenty-Third club at Friday night's meeting where President C. S. Emmons announced several committees to take charge of details of the venture.

In charge of publicity in neighboring towns will be Harold Pruitt, Ralph Fletcher and Floyd Emmons. Local publicity will be handled by William DePew, C. S. Emmons and Harold Pruitt. Bud Edwards will be in charge of ticket sales. William DePew and Warren Keeney in charge of house and decorations and George Jackson in charge of posters.

The club decided upon a low admission price schedule in order to make the program one which all can afford to attend.

Not Running Now, Martin Declares

"I am not a candidate for any office at the present time," Governor Charles H. Martin announced at a press conference Monday. "I want to give the people of this state a worthy administration," Governor Martin said. "When this has been accomplished I will be satisfied."

The governor said he would go to North Bend Friday where he is scheduled to give an address before the state convention of Young Democratic clubs. W. L. Goslin, private secretary to Governor Martin, also will address the convention. Goslin previously served as president of the state Young Democratic clubs.

Convocation Set, Willamette Soon

A spring convocation will be held at Willamette university on April 19 when W. Ballentine Henley, dean of the school of government of the University of Southern California, will give an address on "Democracy Declines." The session will be in Waller hall at 11 a. m. In attendance will be the faculty trustees, the Rev. and friends of the university. At this time the degree of doctor of laws recently voted for Dean Henley by the Willamette board, will be conferred upon him by President Baxter.

Dr. Baxter, who has been on a trip to the midwest, is expected to return to the campus Tuesday.

Wilbur Is Named On Church Board

NELESCOTT, April 12—(AP)—The Rev. J. Stanley VanWinkle, Princeton, was elected moderator at the annual meeting of the Willamette presbytery here. The Rev. George H. Wilbur, Salem, the Rev. Arthur Ritledge, Waldport, C. P. Nelson, Nelescott, and Fred F. Miller, Albany, were chosen as commissioners to the general assembly at Columbus, Ohio, May 27.

TOMORROW Diane lives and loves in the romance that fires the heart of the world!

SIMONE SIMON JAMES STEWART SEVENTH HEAVEN

Ends Today—2 Features Slim Summerville in "Off to the Races" and "Women of Glamour" GRAND

The Call Board

- HOLLYWOOD
 - Today—Irene Dunne in "Theodora Goes Wild" with Melvyn Douglas.
 - Wednesday—Rhythm on the Range" with Bing Crosby.
 - Frances Farmer and Bob Burns.
 - Friday—Double feature. The Three Mesquiteers in "Roaring Lead" and "Seven Sinners" with Edmund Lowe and Constance Cummings.
- CAPITOL
 - Today—Double bill. Eleanor Powell in "Born to Dance" and Bob Allen in "Unknown Ranger."
 - Thursday—Double bill. Pat O'Brien in "Great O'Malley" and "Westbound Mail" with Charles Starrett.
- ELSINORE
 - Today—Jeanette MacDonald and Nelson Eddy in "Maytime."
 - Friday—Bette Davis in "Marked Woman."
- GRAND
 - Today—Double feature. Slim Summerville and The Jones Family in "Off to the Races" and Virginia Bruce and Melvyn Douglas in "Women of Glamour."
 - Wednesday—Seymour Kessel with Simone Simon and James Stewart.
- STATE
 - Sunday—Double bill. Jessie Matthews in "Head Over Heels in Love" plus "The Doctor's Diary" with George Bancroft.
 - Wednesday—Young Man in "Go West, Young Man."
 - Friday—Eastern circuit vaudeville plus "Night Walkers" with Margot Grahame.

MODERN WOMEN
Need Not Suffer monthly pain and delay due to cold, nervous strain, exposure or similar causes. Cold-Prevention, Menstrual-Regulation, reliable and gives instant relief. Sold by all druggists for over 45 years. Ask for THE DIAMOND BRAND

HOLLYWOOD 15
LAST TIMES TONIGHT
"Theodora Goes Wild" and "Stogees" Comedy
FAMILY NIGHT 30c
Bing Crosby
"Rhythm on the Range"

THEATRE
Last Day Today
Jessie Matthews in "Head Over Heels in Love" Plus "A Doctor's Diary"
Wednesday - Thursday
WEST
John Barrymore
"GO WEST, YOUNG MAN"

ELSINORE
Now Playing
Breaking All Records—See It!
Jeanette MacDonald and Nelson Eddy
MAYTIME
John Barrymore
Feature Starts 2:50, 6:45, 9:30

CAPITOL Today & Wednesday
TWO BIG FEATURES
The Miracle of Melody
ELEANOR POWELL JAMES STEWART VIRGINIA BRUCE UNA MERKEL SID SILVERS FRANCES LANGFORD ROYAL WALSHURN BLAN DINERHART BUDDY EBBEN
BORN TO DANCE Plus—Pete Smith Novelty
A Two-Gun Two-Fisted Son of the Saddle!
BOB ALLEN
UNKNOWN RANGER MARTHA TIERNEY
500 Seats 20c

GRAND
Ends Today—2 Features Slim Summerville in "Off to the Races" and "Women of Glamour"