

Italian Troops Still Trapped

Insurgent Planes Unable to Shake Militia in Bermeo Vicinity

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ment assumed direct control over the Catalan army and police and deposed Gen. Jose Roldan from command of the Catalan troops fighting the insurgents.

Complete orders were re-established in Barcelona, the Valencia government announced. A new provisional government was in charge of the Catalan state, with only one member of anarchist affiliations.

In the north, intensive activity behind the insurgent lines facing Bilbao was taken as an indication that an attack was about to be launched.

Preparations for the considerable evacuation of refugees from the Basque capital. The Spanish liner Habana and a Basque freighter were ready to sail at 6 a. m. today with about 5,000 women and children.

Militia ended the end of six months under siege, with little change in the positions of the defenders and the besieging forces. "Trapped Italians" Food Runs Short

Desperate but fruitless attempts over the Basque lines to free 2000 Italian troops trapped in the Bermeo sector northeast of Bilbao occupied the spotlight in the battle for the capital of the Basque state.

All day insurgent planes roared over the Basque lines encircling the Italians, rained bombs and dived to spray the Basques with machine gun bullets. But the Basque gunners—militiamen—stolidly stood their ground under this terrific fire from the skies. At night they tightened their trap, leaving the Italians—alleged to be black shirts—with their backs to the sea and their food supplies rapidly dwindling.

The Italian part of an insurgent column which had been driving rapidly westward along the Bay of Biscay coast, were isolated Sunday near Bermeo, 16 miles northeast of Bilbao.

In the siege which a siege near Bermeo Basque coast defense guns drove off two insurgent trawlers which attempted to approach the shore to help the Italians. The improvised warships scurried out to sea under a screaming shower of six-inch shells which threw up geysers of water close to them. Eight German type bombers and three fast pursuit planes took part in the insurgent efforts to free the surrounded Italians, dumping their bomb cargoes first on the militia lines and then the coast batteries. They failed to hit the latter.

Body of Escaped Patient Is Found

The body of Charles Humphreys, who escaped from the Oregon state hospital April 11, was found Wednesday on the B. F. Ramp farm near Brooks. Death was apparently due to natural causes, Coroner L. E. Barrick said after an investigation.

Humphreys, who was committed from Clackamas county, soon after his escape was found in a hayhouse that children had built in a tree on the Ramp farm. B. F. Ramp noticed his feet protruding from the playhouse and called to him. The elderly man explained that he was on his way to Oregon City and had stopped there to rest. Instead of ordering the man to "move on," Mr. Ramp went to the house and brought back some food for the unexpected visitor, but he had disappeared.

Dispute Over Gas Main now Settled

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er to a new grade level was estimated at \$175.

"I believe this agreement will clear up all obstacles, as far as the gas company is concerned, along Rural avenue," VanPatten said.

Laying of the steel water pipe had reached South Commercial street yesterday in its eastward course while additional pipe had been strung out along the Rural avenue parkings to within a short distance of South 12th street. Excavation operations across High street at Rural avenue, a detour to motorists at that point, a portion of the day Wednesday.

The Call Board

STATE
Today—Double bill, Gene Raymond in "The Smartest Girl in Town"
Friday—Eastern circuit vaudeville, and Jane Withers in "Holy Error."

ELISINORE
Today—Bing Crosby, Bob Burns, Martha Raye in "Walkie Wedding."
Friday—Double bill, Barbara Stanwyck in "Plough and the Stars" and Dick Purcell in "Navy Blues."

CAPITOL
Today—Double bill, "Soldier and the Lady" with an all star cast and Buck Jones in "Life Handed Law."

HOLLYWOOD
Today—Myrna Loy and William Powell in "After the Thin Man."
Friday—Double bill, "Four Days Wonder" with Kenneth Howard and "Code of the Range" with Charles Starrett.

Sister Anna Back From Kansas Trip

Kansas wheat fields look fine this season but returning to Oregon's climate, rain notwithstanding, is a pleasure, according to Sister Anna (Anna Duerksen), head nurse at Salem Deaconess hospital, who recently came back from a five-weeks trip to that state and Oklahoma.

Miss Duerksen and her sister, Mrs. H. A. Pallen of Pratum, were called to Mountain View, Okla., by the illness of their mother, Mrs. C. F. Duerksen. The mother died while they were en route east.

Mr. Duerksen, who is 83 but still active, came to Salem with his sisters to visit and possibly make his home here.

Wedding Tour in Austria Planned

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not known until tonight how this would suit Wallis Warfield Simpson.

While he was still at St. Wolfgang the duke permitted his suite to announce he had rented Wassereinberg castle, set among the Alpine lakes of southern Austria, for his friends, Count Paul Muenster. He has taken it for the summer months and let it be known he intended to occupy it after his wedding.

That the future duchess had concurred in this program was disclosed by a member of the Castle de Camer household, although there was no formal announcement. The official spokesman for the couple, Herman L. Rogers, made no mention of the honeymoon in his talks with newspapermen, in accordance with the wishes of the former king of England that no announcements of plans connected with the wedding be made until after the coronation in London, May 12.

But while deferring to the duke's wishes concerning the near future, Mrs. Simpson, it was disclosed, was holding out for her own preference for the U. S. or Canada as their permanent home.

Hero Medal Given McMinnville Man

WASHINGTON, May 5 (AP)—The war department announced today the award of the soldier's medal to Kenneth L. Nay, Victorville, Cal., and John Mekkers, McMinnville, Oregon, for heroism in saving an airplane and its crew on a night flight last September while both were serving as privates in the 88th reconnaissance squadron of the army air corps.

During the flight from Hamilton field, Calif., to San Jose, Cal., on September 21, the pilot of their plane called to them for assistance in refueling and extending the flight landing gear. While attempting to crawl along the top of the fuselage to reach the pilot's cockpit, Nay's foot was severed by the left propeller but he managed to return to his own cockpit to render first aid to himself.

Hoax Blamed for Stowaway Death

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Moore said that as the ship approached New York, members of the crew "kiddingly" told the two stowaways they would have to serve long terms of imprisonment for their "crime."

Actually, the punishment would have been three or four days in jail.

Reinhart Resumes Task as Principal

PORTLAND, May 5 (AP)—Earl E. Reinhart, who recently resigned as principal of the Holbrook school, resumed his duties today after the schoolboard unanimously voted his reinstatement.

Reinhart's resignation followed his conviction of an assault and battery charge, growing out of his having punched an 11-year-old pupil for a breach of discipline. His \$50 fine was suspended.

Child Drowned in Willamette River

PORTLAND, Ore., May 5 (AP)—Mr. and Mrs. C. C. Harris, who moved into a bungalow at South Portland last Saturday, lost their eight year old son, Monte, to the Willamette river today.

The body of the boy, believed to have fallen overboard while fishing, was recovered by harbor police.

Identity of Man Aiding Bailey Boy After Blast Sought now by Parents

The condition of five-year-old Delbert Bailey, victim of an oil drum explosion, improved yesterday, hospital attendants reported. He received severe burns when he dropped a lighted match into an oil drum which he believed to be empty.

The lad's parents, Mr. and Mrs. John J. Bailey, yesterday said they were anxious to learn the identity of the man who smothered the flames by wrapping his coat around the boy. They hoped to ascertain more details of the accident from him.

Mitmer to Speak

Rev. H. D. Mitmer, assistant district supervisor of Northwest Four-square churches, will speak at the Four-square tent revival, North 4th and Norway, tonight at 7:45 o'clock.

Justice Audit Under Dispute

Records in Good Shape, Held, but Costs not Always Collected

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state auditing division.

"It's a mere technicality," Hayden said in defending himself. "And I never did issue any receipt in the name of or on behalf of the sheriff. But after I have done my duty in attempting to collect costs and a defendant refuses to or cannot pay them, I would only be discommoding him and the sheriff in having him led over to the sheriff's office to pay the fine there. Where habitual criminals are involved it's a different matter entirely."

Clerical, Rental Expense Questioned

The audit also raised a question as to the legality of the county's payment for clerical expense and court room rent for the Salem justice but admitted the laws were conflicting on this point. The incurring of expenses in one year and charging them to the following year's appropriation was objected to by the auditors and a \$15.48 cash shortage was unexplained. Hayden said checks in the mail at the turn of the year made up the shortage.

Justice court operating expenses for 1936 amounted to \$6733.79 of which \$4761.40 was charged against the justice of the peace and \$1972.39 against the constable. Among the \$9972.67 listed receipts for the year were \$352.35 opening balance, \$2314 in civil costs, \$2179.50 in traffic fines, \$550.50 in other fines and \$642 in criminal case costs. The justice turned over \$3377.63 to the county treasurer leaving a year-end balance of \$1595.14.

The other audits prepared by J. H. Roland and W. Richardson and consisting only of listings of the records found, may be summarized as follows:

Woodburn justice court, Judge H. Overton, January 1, 1933, to December 31, 1936—Fines collected, \$7238.50; criminal costs collected, \$2767.40; civil costs collected, \$498.95.

Silverton justice court, Judge Frank Alfred, January 1, 1933, to December 31, 1936—Fines collected, \$384.50; costs collected, \$467.35. Judge Alf O. Nelson, February 1 to December 31, 1936—Fines collected, \$542.15; fines due, \$15.85; costs collected, \$264.10.

Silverton constable, S. A. Pitney, 1935-36, inclusive—Mileage collected, \$223.53.

Stayton justice court, Judge Chris E. Neitling, June 1 to December 31, 1936—Collected, \$18.75, civil costs and fees.

Mechanic justice court, Judge William P. Mulkey, May 1, 1933, to December 31, 1936, inclusive—Civil costs collected, \$28.20.

In justice courts outside of the Salem districts the judges retain all criminal and civil costs collected.

Blame Digger For Bridge's Collapse

Collapse of the Whitson bridge over the South Yamhill river Sunday was caused by a bucket arm of a gasoline digger striking a post brace between the steel trusses, a board of inquiry reported Wednesday to R. H. Baldock, state highway engineer.

The digger was being transported across the bridge at the time it collapsed.

The investigating board was composed of Glenn Paxson, state bridge engineer; F. A. Felkert, assistant division engineer for the Southern Pacific company, and J. C. Compton, McMinnville road owner and owner of the digger, Compton did not sign the report.

Whether any action will be taken against Compton to reimburse the state for damages resulting from the crash had not been determined by the state highway commission.

Testimony of several witnesses was included in the official report.

Myron Lahaye Victim Of Accident at Toledo

Funeral services were held in Salem Wednesday for Myron Lahaye, 19, who died of injuries suffered when he was struck by rolling logs while working at Toledo Monday. He was the son of Mr. and Mrs. Nick Lahaye of Salem and is survived also by two sisters here. The funeral was held from the Terwilliger chapel, Rev. Hooker officiating. Interment was in the City View cemetery.

Prof. William Jerome Of Linfield Is Called

PORTLAND, May 5 (AP)—Services were held here today for William J. Jerome, 68, professor of the social science department of Linfield college, who died Monday.

He had taught social and political science at Linfield since 1923.

HOLLYWOOD
FAMILY NIGHT 30c
William Powell Myrna Loy
"AFTER THE THIN MAN"
Plus 1 Hour of Short Films

5 TWO FEATURES
"Four Days Wonder" CHARLES STARRETT
with Jeanne Dante "Code of the Range"

Dies Suddenly

Funeral services for Otto E. Schmidt, 55, widely known owner of the Grand theatre here, will be held Friday, May 7, at 1:30 p.m. at the W. T. Rigdon chapel.

Schmidt died suddenly after being stricken by a heart attack at 5 a.m. yesterday morning at his home in Ben Lomond park.

He had been in indifferent health for a year, but was apparently feeling well and planning on coming down to his theatre yesterday. He retired early Tuesday night and at 3 o'clock when his wife spoke to him said he was sleeping better than at any time for some nights. When he suffered the attack, his heavy breathing awakened Mrs. Schmidt, who summoned two physicians, but they arrived after death had occurred.

Better known to local acquaintances as "Ott," Mr. Schmidt was counted among the real pioneers of the motion picture field in the northwest, having gained experience as a boy in Chicago in the theatre business 40 years ago. On coming west, he was the operator of three theatres in Boscman, Mont., and later, houses at Twin Falls and Rigby, Idaho. Six years ago this month, he disposed of these properties and came to Salem, acquiring the Grand theatre. This house was his personal pride and he instituted many improvements including the latest equipment and devices to make his theatre one of the finest in the state.

OTTO E. SCHMIDT

Sales Stopped on Tax Foreclosures

Business in the county land agent's office came to a standstill yesterday as the county court which is held Saturday, May 7, in the foreclosure of tax-forfeited properties be made until status of the tax titles had been definitely determined.

Court members planned to confer with District Attorney Lyle J. Page and former District Attorney William E. Trindle regarding the effects on county tax lands of the decision which Circuit Judge L. G. Lewelling handed down Tuesday in ruling certain parts of the Highstone blanket foreclosure action invalid. In so ruling he held that the plaintiff, who was seeking to quiet title, had no title to quiet.

Trindle, who as district attorney last year handled the tax foreclosures, said he was satisfied the proceedings were valid and would be upheld by the state supreme court. Court members discussed possibilities of appeal but were undecided as to how that could be a complicated since the specific suit in which Judge Lewelling gave his decision involved private parties.

The county to date has sold approximately \$40,000 worth of tax property.

Officers Elected By Salem Eagles

Sidney L. Stevens was elected worthy president by Williamette Aerie 2081, Fraternal Order of Eagles, in March over the previous month, Elmer Goudy, state relief administrator, reported to the state budget division today.

The number of persons receiving general relief assistance in Oregon decreased approximately 13.3 per cent in March over the previous month, Elmer Goudy, state relief administrator, reported to the state budget division today.

Traffic Fatality Increase Marked

There were 27 fatalities in Oregon due to traffic accidents during March, 1937, as compared to 16 in March a year ago, Secretary of State Snell reported Wednesday.

There were 63 fatalities during the first three months of this year. Accidents increased from 2132 in March, 1936, to 2617 in March this year.

There were 488 persons injured in accidents in March this year as against 461 in March, 1936.

Cream Grading Advisory Committee Is Appointed By Agriculture Director

PORTLAND, May 5 (AP)—Solon T. White, state director of agriculture, announced today the appointment of an advisory committee of seven to assist the department in administering the cream grading law passed by the last legislature.

Members are George Fullenwider, Carlton; C. T. Richardson, Hillsboro; Frank Moser, Corvallis; Frank Hest, M. A. Ansel and Earl Cavett, E. L. Martin, dale and G. A. Brown of Portland.

Over 600 Main Floor Seats! **STAR 75c**

Last Times Today! **RAYMOND YOUNG'S SMARTEST GIRL IN TOWN**
Plus 1 Hour of Short Films

Friday - Saturday! **Jane Withers**
—in—
"The Holy Terror"
—Plus—
4 Acts Vaudeville

Schmidt Rites Set on Friday

Grand Theatre Proprietor Widely Known; Pioneer in Field in West

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Theatre Is Dark

The theatre will remain dark until after funeral services Friday. The usual children's matinee which is held Saturday, has been cancelled for this week.

Otto Schmidt was born in Springfield, Mo., in 1882. Besides his widow, Mrs. Ruby Schmidt, a survivor are his son, Loring Schmidt, who assisted him at the theatre, three brothers, Lyle and Keith Orvis of Stockton, Calif., and Worth Orvis of Billings, Mont., and a sister, Mrs. C. B. Higgins of Stockton, Calif. He was a member of A.F. & A.M. at Boscman, Mont., and of Bagdad temple of the Shrine.

Rev. George H. Swift of St. Paul's Episcopal church will officiate at the services tomorrow, interment taking place in Belcrest memorial park.

Fewer on Relief, Report Declares

The number of persons receiving general relief assistance in Oregon decreased approximately 13.3 per cent in March over the previous month, Elmer Goudy, state relief administrator, reported to the state budget division today.

The number of persons receiving assistance was reduced from 50,842 in February to 45,967 in March. These were listed in 24,944 cases of which 63.3 per cent were family cases.

Goudy said the financial obligation during March for the three types of assistance was \$494,592. Of this amount 45.1 per cent was for general relief, 53.1 per cent for old age and 1.8 per cent for the aid of the blind.

The financial obligation was reduced only 1.1 per cent the past month.

Stepmother Beat Child, Admission

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her away but because of lack of funds and a belief that all couldn't live happily together, the father, barber at Canyonville, had refused.

"She said that over a period of 10 days to two weeks, she had struck the child over the head, not realizing the blows were unduly severe."

Dist. Attorney J. V. Long said he had not determined what further legal action would be taken.

Day of Prayer Is Englewood Event

The Woman's Missionary association of Englewood United Brethren church will observe association day of prayer this afternoon at 2 o'clock at the church, the event being held simultaneously with world-wide observance of the 65th anniversary of organization.

The program scheduled here today is: Prelude, Mrs. N. V. Lowery; meditation, Mrs. Sarah Thome; hymn, "Come Thou Almighty King"; invocation, Mrs. Annie E. Wolcott; solo, Mrs. C. F. Fink; scripture reading, Miss Bertha VanCleave; silent prayer; history of W. M. A. Mrs. Frank Buell; meditation, Mrs. J. C. Hill; hymn, "Jesus Shall Reign"; silent prayer; solo, Mrs. F. D. Thompson; silent prayer of consecration; hymn, "All Hail the Power of Jesus Name"; benediction.

Epworth Leagues Of District Meet

150 Young Folk Expected Friday and Saturday at Lealie Church

About 150 young people are expected here Friday and Saturday for the Salem district Epworth League convention to be held at Lealie Methodist Episcopal church. Jason Lee and First M. E. church will assist with the housing.

Of outstanding interest will be the election of district officers for the new year and receiving of bids for the next mid-winter institute of the league.

The convention banquet will be served at 6:30 o'clock Friday night, or following registration, and at 7:15 o'clock Dr. Jesse Bunch, pastor of Forest Grove First M. E. church, will conduct an illustrated worship service, to be followed at 8 o'clock by address by Dr. Baxter of Willamette university.

Tours on Saturday

The program Saturday follows: Morning: Worship led by Opal Foglesong, Sheridan; 9 a.m., address and discussion led by Rev. Cecil Ristow, pastor of First M. E. Eugene; address and discussion by Miss Sybil Tucker, director religious education in Portland.

Afternoon: Worship led by Ruth Chambers; 1:30 p.m., address by Ernest W. Peterson, Portland; business session; supervised tour directed by Don Douris. Dinner at 6 p.m.

Night: Address at 7 o'clock by Dr. Matthew Simpson, pastor of Centenary-Wilbur church, Portland; installation of Salem district league officers by Dr. Louis Magin, Salem district M. E. superintendent; holy communion in the light of an illuminated cross, Dr. Magin.

District officers are: President, Opal Foglesong of Sheridan; first vice president, Rev. Edward Terry; second vice president, Marjorie Fontaine; third vice president, Viola Lent; fourth vice president, Don Douris; secretary, Esther Lierman; treasurer, Ruth Chambers; intermediate superintendent, Eldred Bates; adviser, Rev. Dean C. Pindexter; district superintendent, Dr. Louis Magin.

Birth Rate Gains Over Death Rate

Marion county's birth rate continued to show a gain over the death rate during the month of March, a compilation released yesterday by the county health department shows.

There were 56 births in March and 73 deaths. Total births for the year through March are 256 and deaths 235.

Male babies were in predominance during the month with 48 born as compared to 38 girls. There were 45 male deaths and 23 female. Five of the deaths were of infants under one year. Communicable disease was given as the cause of seven. Heart disease with 17 deaths was the greatest cause. Other causes: Cancer 7, diabetes 2, apoplexy 7, kidney disease 9, accidents other than automobile 3.

There were 29 non-resident deaths in state institutions.

Navy Program To Be Dropped

Auxiliary Vessels Won't Be Built now, Agreed by House Leaders

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McKellar (D. Tenn.) announced that he would offer a resolution empowering President Roosevelt to slash next year's appropriations 10 per cent.

400,000 off Relief Rolls, Is Expected

Harry L. Hopkins, WPA administrator, warned house members that at least 400,000 persons would be dropped from relief rolls if a projected cut of \$500,000,000 was made in the \$1,500,000,000 work-relief appropriation sought by President Roosevelt.

In an all-day session before a house appropriations subcommittee, Hopkins insisted that \$1,500,000,000 is needed.

While the committee wrestled with this problem, the house disregarded a plea for "economy" and passed a bill authorizing the forest service to spend \$2,500,000 annually to help individual farmers establish reforestation projects. After wrangling more than four hours, the house approved the measure 171 to 153.

While an economy bloc sharpens pruning knives to slash \$500,000,000 from President Roosevelt's relief estimates, spokesmen for a liberal-progressive coalition prepared to demand a \$1,000,000,000 appropriation.

Proposals to curtail relief expenditures drew bitter criticism. In a radio address for delivery tonight, Representative Fish (R., N. Y.) called upon congress "either to cut appropriations and practice economy, or continue to drift toward the shoals of inflation, repudiation, bankruptcy and financial chaos."

Grobelsby Road Will Be Vacated

The county court yesterday decided to start proceedings to vacate the Grobelsby road, which leads two miles off the Taylors Grove-Mill City road, on the recommendation of Judge J. C. Siegmund, who inspected the route Monday. The judge reported the only person served by the road had other access to Mill City.

Judge Siegmund said on the same trip he had directed Bridge Foreman Henries to examine the Taylor's Grove bridge carefully to ascertain if it were worth replacement of the roof, which was damaged by winter snows.

The report on the school superintendent's office showed the usual book transactions in receiving and distributing school funds.

Denhart Jury Locked Up for Second Night

NEW CASTLE, Ky., May 5 (AP)—The Denhart murder case jury went to bed at 8:45 o'clock, CST, tonight. It will resume its deliberations at 9 a.m. tomorrow on the question of the guilt or innocence of Brig. Gen. Henry H. Denhart, tried on a charge of murdering his fiancée, Mrs. Verna Garr Taylor.

ELSINORE
LAST TIMES TODAY
Waikiki Wedding
with BING CROSBY BOB BURNS MARTHA RAYE SHIRLEY ROSS
and a cast of 100 lovely native girls
TOMORROW AND SATURDAY
2 SMASH FEATURES!
Romance! Revolt! Revenge! In a vivid portrayal of Ireland's Easter week rebellion.
Barbara Stanwyck
Plough and the Stars
with PRESTON FOSTER LUNA O'CONNOR AND SECOND BIG HIT
DICK PURCELL MARY BRIAN in "NAVY BLUES"

CAPITOL
Today Fri. - Sat.
TWO SMASH FEATURES
JULES VERNE Hero Immortal!
AND A NEW SCREEN STAR TO MEET THE HEARTS OF THE WORLD AFLOAT!
THE SOLDIER AND THE LADY
ANTON ARBERG MARION WARREN HAROLD ARLEN
—Added—
"Gang" Comedy
HE TOOK THE LAW IN HIS OWN HANDS... when the woman he loved was in danger!
BUCK JONES
LEFT HANDED LAW
50c
20c