EIGHTY-EIGHTH YEAR

Salem, Oregon, Thursday Morning, January 5, 1939

No. 243

High Court Voids Foreclosure Action Here Roosevelt Message Deemed Conciliatory on Domestic Issues

Hits Dictators And Cites US Defense Needs

Unity at Home Declared Essential; Startling Ideas Are Lacking

Innovations Ended; Sees Danger in Curtailing Spending too Fast

MESSAGE HIGHLIGHT OF THE DAY IN WASHINGTON (By the Associated Press) President Roosevelt, in annual message to congress, arges stronger defenses and hints at non-military action against dictators, calls for continued

spending but indicates no new legislative experiments will be proposed.
Administration supporters term message a great state pa-per, critics call it a confession

of failure and attempted to divert attention from domestic Senator Pittman (D-Nev) advocates "moral, financial and commercial sanctions against

treaty violators." Senator King (D-Utah) pro-poses abolition of WPA and creation of non-partisan re-lief boards.

By RICHARD L. TURNER WASHINGTON, Jan. 4-(P)-With Adolf Hitler's chief envoy an impassive listener, President Roosevelt warned the dictator "strident ambition and brute force" in world affairs.

session of congress in the house of representatives, the chief ex-ecutive, with slow and deliberate emphasis, asked that that re-sistance be bulwarked by increased military preparedness.

Addressing a dramatic joint

And equally necessary, he said, was the elimination of class prejudices and internal dissensions through the abolition of social abuses so that a nation united in spirit might combat all threats of "military and economic" aggression from abroad.

War Held Available Moreover, Mr. Roosevelt hinted immediate steps might be under consideration. He asserted "there are many methods short of war . . . of bringing home to aggressor governmen's the aggregate sentiments of our own peo-

Linking domestic problems with foreign policy through his plea for national unity, Mr. Roosevelt announced that the period of new deal social and economic (Turn to Page 2, Col. 1)

Note Sent Italy On Jewish Issue

ROME, Jan. 4-(P)-The Italian government disclosed today that President Roosevelt had sent to Premier Mussolini proposals for a solution of the European Jewish problem, but did not say what the

proposals were.

Diplomatic circles said it was quite probable the president's pro-posals dealt with the problem of caring for thousands of Jewish refugees seeking to escape from the anti-Semitic campaigns in ftaly, Germany and other European

Weather Station Wanted, Klamath

KLAMATH FALLS, Jan. 4-(P).

-The chamber of commerce directors approved a resolution today to apply for a government weather station here. The plan was supported by Jackson county pear producers who ship and store fruit in this area.

The chamber also endorsed the radio station KOAC struggle to prevent an Arizona station from operating on the same wave

Carlet Fever Is Feared, Oakridge

OAKRIDGE, Jan. 4.-(AP)Dr. E. M. Gardner, county health officer, asked Oakridge citizens today to "maintain a policy of isolation" following the outbreak of ten new cases of scarlet fever, bringing the

Schools have been closed and a number of public meetings can-

FOREST OF HANDS RAISED AS 76TH CONGRESS SWORN IN



Utterances of Hitler on New Year Day

BERLIN, Jan. 5 .- (Thursday)-(AP) - President Roosevelt's message to congress calling attention to the challenge to American democracy from abroad was contrasted with the "spirit of peace" in Chancellor Adolf Hitler's New Year's statement today by sources with close connections in the German foreign office.

This source said the American president's assertions "can be regarded as an example of those aggressive methods which theoretically Roosevelt himself today condemns."

It was added that the address could be traced back to "domestic difficulties to which the Roosevelt regime has led the United

"It is doubted here that the president will succeed in leading a clear - thinking American people into foreign political adventure," this source declared.

"What was expected" was the first press reaction to President The Berlin Lokal Anzeiger's comment was headed, "In the tracks of Wilson."

Roosevelt alters neither domestic nor foreign political line which he has followed for about a year," the Lokal Anzeiger said. "He sticks to an imperial pol-(Turn to Page 2, Col. 1)

ternoon but County Commissioner agriculture, and Yonezo Maeda, Roy S. Melson predicted the road minister of railways, were the would be kept open to travel. The only new members of the governstate highway department's big ment in the list prepared by the rotary snowplow was expected to 73-year-old Japanese nationalist operate all night, followed by whose powerful, behind-the-scenes smaller plows, to keep up with backers yesterday thrust aside the

Message Deemed Job Compensation Jingoist, Berlin Act Ruling Waits

Contrasted With Peaceful Oregon Still Participant in Program, Stated at Washington Office

> WASHINGTON, Jan. 4-(P)-The social security board dis-closed tonight it was awaiting further evidence before deciding whether Oregon's unemployment compensation act conformed with federal statutes.

Until a decision is reached. said George Bigge, a member of the board, certification of the Cregon act for 1939 would be withheld, but the state could continue to participate in the federal program.

Certification was vithheld after labor unions contended a recently adopted "anti-picketing" law had in effect amended the state unemployment act and rendered it inoperative under the federal social security program. Union attorneys said at recent hearings that they were fearful certification of the Oregon act would start an "epidemic" of state laws regulating picketing and charged authors of the (Turn to Page 2, Col. 4)

Baron Hiranuma's Cabinet Complete

TOKYO, Jan. 5-(P)-(Thursday)-Baron Kilchiron Hiranuma, Storm Covers Santiam

Pass; May Be Kept Open

The North Santiam highway was shrouded in a heavy snow-storm above Detroit yesterday afternations and premier designate succeeding the comparative liberal Prince Fumimaro Konoye, today completed his cabinet with five new ministers.

Ishi Watari, minister of finance; Chuji Machida, minister of finance; Chuji

the storm, County Engineer N. C. retiring premier for a more auth-Hubbs said.

New Storm Nears Oregon but Ships Finally Get Past Bar

PORTLAND, Ore., Jan. 4-(P)-1 on its foundation. At least 50 flapped along the northwest bounded to pieces y wind and abnormally high sur' along the coast tonight and the barometer Oregon coast. remained low as another gale apparently headed for this sec- winds, crawled up over the land day storm that took four lives wood on roads and streets, floodand left the Oregon-Washington ed several towns and highways littoral strewn with smashed from Puget Sound to the Siskidocks, broken seawalls, splint-ered cottages and flooded roads Ber

Southwesterly winds shifted to the southeast and reached gale force on the coast again after winds of the last storm, which reached an 80-mile volocity, subsided Monday night.

Damage from the cartier storm

Whole gale storm warnings still summer cottages and homes were The ocean, goaded by the

tion, already weary from a four- and left piles of logs and dirft-

Beach, Oregon, creating new dangers under the lash of another

Cutler City, Delate, Taft and Nelscott on the Oregon coast, Raymond, Aberdeen and Ho-

Allotment Approved

Allotment Approved

WASHINGTON, Jan. 4-(P)
Senator Charles Menary revealed today the WPA had approved at the hard proved to the personal research little unit for the municipal research little unit for the register panels of the Columbia river while the occurrence of the personal to the personal little unit for the municipal research little unit for the sasignment books: "Dec.

However, the first state witness allowed cover the regular panel; George Woods, Bullet as the twins."

For the least of the shearly the sasignment books as about the twins."

It was just a guess with the twins."

For the least of the shearly the twins. It was passible to counsely the twins. It was passible to counsely



A torest of hands rose in the house of representatives as the 76th congress was sworn in Tuesday by Speaker William J. Bankhead. Upper picture taken from the gallery in the rear of the house, shows Bankhead on the rostrum as the house took the oath. Lower picture, Speaker Bankhead addresses the session from the rostrum, where President Roosevelt spoke on Wednesday.—AP Telemats.

Oregon Is Called

MISSOULA, Mont., Jan. 4-(R) -Mrs. Mary Ellen Dawson, 84, and according to the records of the Oregon Historical society the oldest living native Oregonian, Inc., today to establish a radio died today at the home of her station here. died today at the home of her daughter, Mrs. Marion Butler, of

Mrs. Dawson was born near Albany, Ore., December 10, 1852, and pioneered in the four northwestern states. With her husband and three children she went through the Indian troubles in the Walla Walla district in the

From a piece of red flannel she made the American flag for the first Fourth of July celebration at Pend Orielle camp, now Bayview, Idaho, two days after President Garfield was shot. Besides the daughter at Drummond, survivors include a son, W. E. Dawson, Seattle.

Stork Arrives on Date as Assigned men.

GRANTS PASS, Jan. 4-(AP)-Sidney S. Smith, reporter, left bere a year ago to join the staff of a newspaper at The Dalles, and his mother, also a news worker, jotted this memorandum

Deny Radio Plea For Grants Pass

GRANTS PASS, Jan. 4-(A)-The federal communications commission denied the application of the Oregon Broadcasting System,

The notice said Walter L Read, president, had been previously denied an application and regulations prevented refiling within six months.

The commission has not acted on the application submitted by A. E. Voorbies, president of the Southern Oregon Broadcasting

Engineer Victim Of Train Wreck

NELSON, B. C., Jan. 4.-(AP)-A small rockslide on the Kootenai lake link of the Canadian Pacific railway 40 miles east of here de-railed the engine and four cars of a westbound freight killing the engineer and injuring two train-

Judge R. Frank Peters of Hills-boro is hearing the case, and at-torneys are Oscar Hayter of Dal-las for the defendant and Francis T. Wade, assistant attorney gen-eral, representing the state as Engineer Arthur Bolt, 47, was killed apparently instantly when his engine struck the slide, plun-ged from the rails and down an embankment turning over. Charles McDonald, 44, fireman was scalded and Carl Larson, 52. brakeman, was slightly injured.

Artesa Taken As Insurgents Drive on Goal

Attackers Cross Stream on Pontoons, Wade Through Flood

Gains on Several Other Fronts Are Claimed by Franco Army-

HENDAYE, France (at the panist frontier), Jan. 4-(P)-The Spanish insurgent command tonight officially announced the capture of Artesa, "Gateway to Catalonia" 65 miles northwest of Barcelona.

Fall of the city was claimed by insurgent dispatches from Burgos, insurgent military headquarters, 24 hours before, but was flatly contradicted today by the government command. Insurgents did not reiterate the

claim until tonight, when the official communique asserted the textile town fell before attacks of two insurgent columns which crossed the Segre river on pontoons and waded through fields flooded by diversion of water from the Urgel canal. Several Villages

Also Are Captured The villages of Monsonis, directly west of Artesa, and Marcobau, ot the south, also fell into insurgent hands, the communique

In the southern sector, near (Barcelona dispatches said 40

persons were killed and 30 wounded at Tarragona, seaport 50 miles southwest of the capital, when Franco's airmen rained bombs on two refugee laden railway trains.)

On the center of the 65-mile front in western Catalonia, south of Artesa, troops described by insurgents as "Italo-Spanish" were reported to have occupied Castelldans, five miles southwest of Borias Blancas.

Southern Storms Leave Five Dead

Cyclones Hit W. Tennessee Killing 2; School Bus Upset, All Escape

(By The Associated Press) Tornado winds cut new paths of destruction in the south Wednesday, bringing to five the number of deaths from high winds and causing additional damage to wreckage left in Louisiana by a tornado Tuesday.

Cyclonic winds whirled over art of West Tennessee, killing wo persons and injuring more han 25. Two persons were killed at Montgomery, La., in Tuesday

A disturbance along the Gulf oast sent small craft to shelter High winds struck several west

Tennessee towns flattening homes and stores and overturning autokilled at Badgerton when ber home collapsed and her four year old daughter was injured fatally. Working with other farm organizations on the concrete propos-(Turn to Page 2, Col. 4)

testimony of the first witness, Floyd C. Bowers who made the

audit of the sheriff's books, car-ried the trial along at a good pare today, and gave the outlook that the case would be in the hands of

Auditor Is First Witness as

DALLAS, Jan. 4—Selection of Sheriff Hooker cooperated with jury to hear the charges of iar. the auditors, Bowers said. The

ceny of public funds brougat witness stated also that the audit he made did not agree in all cases with audits made in previous

the jurors sometime Friday.

The jury was completed by midafternoon, with four women and ers stated that the same account-

Capitol Design Aide Passes on



CARL F. GOULD

Noted Architect Called by Death

Carl F. Gould Plays Large Part in Designing of **Oregon Capitol**

SEATTLE, Jan. 4 .- (AP)-Carl F. Gould, 65, nationally known archi not observed. The court sustained a, the village of Castel Dasens | tect, died today of a complication | the defendant Carlsons' also was reported in the hands of of diseases after several months'

Gould, member of a pioneer New York family and a Harvard graduate, designed or assisted in design of many northwest public buildings, of state capitols in Wisconsin, Oregon and Washington, and helped lay out the plan for San Francisco city.

Carl F. Gould was employed as advisor to the state capitol recon struction commission in connection with the competition whereby the capitol architects were selected, and played a large part in determining what the design should be, as he prepared the specifications and worked out the floor space requirements to guide

Grange's Program For Session Told

Fortified Wine Ban, Power and Transportation Law **Amendments Sought**

A three-point legislative program has been prepared by the state grange, Morton Tompkins, grange overseer, said Wednesday. The program includes: 1. Making it unlawful to sell

fortified wines. 2. Amending the peoples' utility district law to provide for the issuance of revenue bonds, and to make districts pay a fair share of

3. Amending the transportation law, particularly with reference to truck legislation. The grange is

years of the same books.

Bowers testified the prelimin ary report of the auditors showed \$2062.90 unaccounted, and that some of this was repaid by Sheriff Hooker when called to his atten-

omplete cash control was very

The testimony will be resumed at 9:30 e'clock Thursday morning.
The jury selected to hear the charges includes:

Carey L. Gilson, Amity; M. J. O'Donnell, Independence; Louisa M. Windsor, West Salem, all from

Hugé Tax Sale Proceeding is Ruled Invalid

1100 Properties Figure in Case; Lewelling Verdict Affirmed

Technical Errors Noted Including Failure to Pro-Rate all Cost

Marion county's biggest blanket tax foreclosure action, common ly referred to as the Highstone case, was declared invalid in a decision handed down by the state supreme court yesterday. The high scourt affirmed the decision of Circuit Judge L. G. Lewelling in the case of Guy H. Smith vs. Oscar and Hannah Carlson in which title to foreclosed property bought from the county was ques-

Approximately 1100 parcels of property were listed in the Highstone foreclosure decree secured by the county in 1935. Many were sold to the highest bidders but further sales were ordered discontinued after Judge Lewelling had given his opinion in the Smith-Carlson case in mid-1937.

Concludes Costs Not Property Pro-rated The supreme court agreed with Judge Lewelling's conclusions that costs of the county's blanket suit were not pro-rated properly among the numerous defendants and certain other technicalities

claim to quiet their title to the land bought from the county by Smith but required that Smith be repaid the approximately \$600 he paid the county, with interest. The property is a large farm worth approximately \$6000 located east of Silverton. Status of the title of other properties taken for taxes in the High-

stone case and subsequently sold by the county was clouded by yesterday's decision although a recently-enacted statute bars original owners from attacking validity of tax titles after two years. This statute, never tested in the courts, may be unconstitutional, some attorneys feel. Argument Motion

In another decision yesterday the supreme court denied the motion of Al E. Rosser for an eral argument on the state's motion to dismiss his appeal from a 12-year prison sentence for burning the West Salem box factory.

The court, however has not passed on the state's motion to dismiss, which was based on the state's contention that Resser lost his right to appeal because he did not file the transcript of his trial at Dallas within the required time. Rosser, former secetary of Oregon AFL teamsters, s now in jail at Dallas. Other decisions yesterday in-

Walter and Edith Smith, appellants, vs. Enterprise irrigation district. Appeal from Klamath county. Suit to enjoin district from levying further taxes against property. Opinion by Justice Kelly. Judge Edward B. Ashurst, rever-

sed and remanded, Sam Abrams, appellant, vs. executors of the estate of A. G. Rushlight, deceased. Appeal from Multnomah county, Suit involving ownership of personal property. Opinion by Justice Bailey, Judge Robert Tucker, affirmed.

Bonneville Power Contract Signed By Cascade Locks Sheriff Hooker Trial Opens

PORTLAND, Jan. 4.—(P)—Cascade Locks Joined the list of firsts" today when it signed a c viract to become a regular electric power company of the huge edetal Bonneville dam project.

The Oregon community will receive 20¢ kilowait years of power for 20 years. J. D. Ross, Bonneville administrator, said that the lown would pay \$17.50 per kilowait year for primary energy and \$14.50 if it constructed its ewn remainission line to the dam.

The contract revealed the following prospective terms upon which energy will be resold for residential purposes:

First 50 kilowatt-hours a month, 24 cents per kwh; next 150, 2 centur next 100, 1 cent; eight men chosen, with only three ing system has been used in the of the 12 from the last regular jury panel and nine from the special venire recently drawn for this chaic. He said under the system

month, 14 cents per kwh; next 150, 2 cents; next 100, 1 cent; next 1700, 4 cent; excess of 2, 000, 5 cent; minimum monthly bill 50 cents per meter.

Child Severely Scalded