

Picketing Law Meddling Hit

State Grange Against Any Amendments and Repeal Unless Voters Say

In line with its policy of opposing amendment or repeal by the legislature, of laws enacted by the initiative or referendum, the Oregon state grange will oppose any attempt to amend or repeal the picketing regulation law, the grange's legislative committee announced Tuesday in a statement signed by its chairman, Morton Tompkins, and C. A. Schoelling.

"We wish to make it clear that the policy of the Oregon state grange is, and has been, that any legislation passed by the people should not be immediately changed without being referred to the voters," the statement read.

"Therefore, the state grange legislative committee will oppose any move to amend or change the picketing law without submitting it to the voters of Oregon for their approval."

Snell Is Commended
Another statement commended Secretary of State Snell and other officials for their assistance in having the corrupt practices act complied with.

This statement referred to the recent demand of Oregon labor leaders that the "Oregon Business Council" file a list of its contributions turned over to the Associated Farmers of Oregon in support of the anti-picketing legislation.

"We are determined that the corrupt practice act shall be enforced," the statement continued.

Labor leaders charged that the "Oregon Business Council" had violated the provisions of the corrupt practice law by not filing a full and complete list of its contributors.

Officials of the "Oregon Business Council" said they had complied with the law.

Bar Group Swats Realtor Proposal

Bill Authorizing Drawing of Sale Instruments Held Enactment

Militant opposition to a bill the Oregon association of realty boards proposes to have introduced at the present legislative session was expressed before a meeting of the Oregon state board of realty, its legislative committee and lawyer members of the legislature at the Marion hotel last night.

This bill, which would require real estate agents to undergo examinations before receiving licenses and would specifically authorize them to draw up instruments in connection with their business, would encroach upon the practice of law, A. K. McMahan, in reporting on the measure, declared.

Would Raise Fee
Other legislative proposals discussed included a bill proposed by the bar governors to raise the bar membership fee from \$3 to \$6 a year, reported on by Robert O. Boyd of Portland.

Press of other business caused the board to postpone consideration of the Marion County Bar association's proposed minimum fee schedule, R. R. Bullivant, president of the governors, said.

McCarthy's Fate Up to Governor

(Continued from page 1)
morning in the new lethal chamber at the state prison and will be the first man to meet death in this state.

Senator Ashby Dickson of Multnomah county appealed to the governor to reprieve McCarthy until the legislature could vote on Dickson's bill to abolish capital punishment in Oregon. The senator introduced the measure Monday. It passed it would go before voters in 1940 for rejection or approval.

The governor said he had received many appeals to spare McCarthy's life, principally from citizens who have a horror of capital punishment.

McCarthy, who had been reported calm up to this weekend, was said by prison officials to be increasingly nervous as the time for his execution approaches. He has not yet been confined in the death cell which adjoins the execution chambers. He has been provided with a radio and has been a constant listener to programs in recent weeks.

McCarthy, three-time inmate of a state reformatory, was convicted of the slaying of Floyd Fuesler, Portland gasoline station operator. He held up the station and obtained about \$25. In a struggle with Fuesler, the latter was shot and killed.

Edward Costigan, Ex-Senator, Dies
DENVER, Jan. 17-(AP)—Edward P. Costigan, 43, former United States senator from Colorado, died tonight of a heart attack induced by lobar pneumonia.

Costigan, a leader of the senate's liberal bloc until his retirement in 1936, was stricken suddenly with pneumonia yesterday.

Organizer of the progressive party in Colorado and its candidate for governor in 1912 and 1914, Costigan won election to the senate in 1920 as a democrat.

During his one term in the senate he was associated with the progressive group which included Sen. Robert M. La Follette of Wisconsin and the late Bronson Cutting of New Mexico.

Four Killed When Plane Crashes in Flames



Only the charred wreckage remained of a Northwest Airlines plane to explain the cause of the crash near Miles City, Mont., which took the lives of three men and a woman. It was the first American air tragedy of 1939 and occurred on Friday the 18th. Eye witnesses were not in accord on whether the 10-passenger craft exploded in the air or after striking the ground. All that was left intact on the ill-fated craft was the rudder and tail wheel.

Senate Bills-Pension Memorial Passed in House

59 to 0 Vote to Submit Document to Congress Is Registered

The house passed 59 to 0 a memorial to the United States congress making application for enactment of the principles of the Townsend plan into law.

The memorial, which in its original form did not have full support of the backers of the successful initiative measure directing the legislature to pass such a memorial, was amended before passage. The memorial now goes to the senate.

SB 61, by Kenia—Relating to administration of estates.
SB 62, by Childs—To provide for nonpartisan nomination and election of superintendent of public instruction.

SB 63, by W. L. Dickson—To provide for the support of the wife and minor children, conferring jurisdiction on the circuit courts to make orders providing for such support.

SB 64, by Mahoney et al.—Relating to appointment of executor or administrator, and providing that such person shall be of good moral character, of legal age and a resident of Oregon.

SB 65, by Francisovich—Relating to hunting and trapping of wild animals and wild birds, and providing that such act shall not apply in any city or town which shall by ordinance so declare.

PASSED IN SENATE
SB 13, by Wallace—Relating to the bag limit for smelt.
SB 21, by Wallace—Redescribing the Mt. Emily game reserve.

SB 22, by Wallace—Prohibiting the use of live minnows as bait in certain Oregon waters.
SB 24, by Wallace—Clarifying the existing laws relating to angling seasons and bag limits.

SB 25, by Wallace—Relating to permits to hold game animals and game birds in captivity.
SB 26, by Wallace—Authorizing the collection of birds' nests and eggs for scientific purposes.

Hal Hibbard Camp Officers Installed

Officers of Hal Hibbard camp, United States War Veterans, were installed at Monday night's meeting, with Lee Hurst and J. U. Hooker of Albany as installing officers. The officers are:

Frank Gard, commander; Max Wheat, senior vice-commander; Francis Berry, junior vice-commander; R. C. Churchill, adjutant; Fred Thompson, quartermaster; John Bertelson, chaplain; Al Jarril, officer of the day; George Pichal, officer of the guard; A. T. Woolpert, quartermaster sergeant; T. A. Hauge, trustee; Ludwig Nicholson, trustee; Jessie Arnold, patriotic instructor; James Chenoweth and Arthur Girod, color sergeants.

Win 'Gone With the Wind' Roles
Selection of Vivian Leigh (left), English actress, as Scarlett O'Hara and Olivia De Havilland and Leslie Howard for the roles of Melanie and Ashley Wilkes completed the major casting for the movie version of "Gone With the Wind." The three are shown in Hollywood with the script shortly after the announcement was made.



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House Bills

INTRODUCED TUESDAY
HB 26, by Hockett—Fixing the hours of business of Walla Walla county officers.

HB 27, by Herman, et al.—Relating to salaries of officers of Columbia county.

HB 28, by Greenwood, Milton, Wells, Snyder, Chindgren and Nash—Relates to the weights and size of motor vehicles, which may be used upon the highways, increases materially the total load limits.

HB 29, by Smith and Chapman—Providing a simple method of obtaining support for wives and minor children in the circuit court of domestic relations.

HB 30, by Sen. Cunha, Ellis and Best—Provides tax limit on sort districts heretofore created having a population of less than thirty thousand.

HB 31, by committee on ways and means—Providing additional funds for the San Francisco exposition.

HB 32, by Kimberling and Sen. Duncan—Providing that taxes on property which constitute a lien against the proceeds of insurance policies.

HB 33, by ways and means—Repealing Chapter 428 Oregon Laws, 1937 relating to New York City fair.

HB 34, by Hoesch—Creating a livestock district in Deschutes county.

HB 35, by Hilton, Hemphrest, and Smith—Amending Section 55-402 Oregon code relating to service on foreign corporations.

HB 36, by Bolvin, Fuhrer and Sen. Dixon—Relating to the operation of a decedent's business by an executor or an administrator.

HB 37, by Smith—Amending Section 6-914, Oregon code, relating to allowance or maintenance in divorce on the grounds of insanity.

Rosser's Appeal Loses in Court

(Continued from page 1)
trolling rules of law as uniformly laid down by this court, we are satisfied that the evidence of the accomplices, whether true or false, has not been corroborated in the manner required by the statute.

"The defense was in the nature of an alibi, that is, the defendant Reynolds that he was not in his office at all on the afternoon of November 15, 1937, except for a half hour."

The Rosser and Reynolds appeals were the first heard by the supreme court in the long list of prosecutions for labor terrorism. Approximately 121 persons were arrested.

Other opinions:
Minnie F. Wohrman vs. state tax commission, appellant appeal from Multnomah county. Suit for intangibles tax refund. Opinion by Justice Bailey. Judge John P. Winter affirmed.

State vs. Ed Greeley, Wallace Webster and Ray Gillis, appellants. Appeal from Washington county. Appeal from charge of assault and battery. Opinion by Justice Kelley. Judge R. Frank Peters affirmed.

Ruth Hayes McGraw, executor of the estate of Edward Stephen Hayes, appellant, vs. State Treasurer Rufus C. Holman. Appeal from Multnomah county. Suit involving inheritance taxes. Opinion by Justice Roseman. Order of Judge George Tazewell modified.

Automobile Tests Repeal Is Sought

A bill providing for repeal of the existing law establishing automobile testing stations in the city of Portland has been drafted by Senator George T. Mayrs, Multnomah county.

Mayrs said the present law requires that automobiles shall be tested twice annually for which there is a charge of \$5 cents. "Residents of Portland are tired and disgusted with this law," Senator Mayrs declared.

Portland to Get Big Art Center

WASHINGTON, Jan. 17-(AP)—The WPA advised the Oregon congressional delegation today President Roosevelt had approved \$423,585 for the construction of a civic art center at Portland.

Senate Okehs Smith Naming

Appointee of Martin Is Confirmed to Higher Education Board

The state senate, by a bare two-thirds vote, Tuesday confirmed ex-Governor Charles H. Martin's appointment of Edgar W. Smith, Portland, as a member of the state board of higher education.

Nine senators voted against the confirmation. These included U. S. Balentine, Howard C. Belton, George H. Chaney, W. E. Burke, Ronald E. Jones, Douglas McKay, P. J. Stadelman, W. H. Stelwer and Dean Walker. Senator William L. Dickson was absent.

Discussion Dropped
There was no discussion preceding the roll-call.

The special committee appointed Monday to recommend for or against Smith's confirmation filed a favorable report. This committee was composed of Senators L. W. Wiperman, Lew Wallace, W. H. Strayer, C. H. Zurcher and W. H. Stelwer.

Smith Wires Resignation
Submission of the report was preceded by a telegram from Smith that he had resigned as a member of the state milk control board.

It had been expected that there would be considerable debate on the confirmation and the galleries were crowded.

Smith was appointed a member of the state board of higher education to succeed Walter E. Pearson, new state treasurer.

Salem Grangemen Hit Milk Control

Resolution Opposed First Such Act From Group in This County

Salem grange puts itself on record as the first Marion county group to oppose the milk control act, when it passed a resolution urging that the milk control act be repealed or amended and incorporated into general legislation providing adequate and practical working protection to the producers of all agricultural products or necessities.

Also Ask Memorial
The grange resolution also requests the legislative assembly to adopt a memorial to congress, seeking congressional enactment of a guaranteed cost of production to all farmers.

The Salem grange action holds that repeal or modification of the milk control bill is for best interests of producers and consumers of milk.

The legislative committee, M. E. Townsend, Herman E. Lafky and David O'Hara, signed the resolution.

Windsors at Home on Riviera



Duke and Duchess of Windsor
This latest photo of the Duke and Duchess of Windsor was taken in their Riviera home, at Cannes, France. The duke is going over his correspondence, helped by the duchess.

Unusual Accident—Freighter Rams Into Bridge



How freighter wrecked bridge at St. George, Del.
Rampaging into the vertical lift bridge over the Delaware and Chesapeake canal at St. George, Del., the freighter Wampanag wrecked the bridge, carrying part of it into the canal. The operator of the bridge, missing, was believed drowned. The freighter smashed into the north tower.

Missing Child Found Under House



Found beneath a neighbor's house, after having been missing for 36 hours, Little Yvonne Lee drank a big bowl of warm milk without any urging from her mother, Mrs. Cleo Lee, after being returned to her Phoenix, Ariz., home. The two-year-old child was unharmed. Sheriff Lon Jordan, however, said he would continue to investigate the unexplained circumstances of the baby's disappearance.

Legislative Sidelights:

Here and there behind and in front of the scenes at the 40th legislative assembly.

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ager of the Great Western Mating Co., with offices in Vancouver, Wash. For a time Elmer represented the Champagne Paper Co. in some Willamette valley experiments in raising of flax straw for conversion into paper. He said Tuesday that the company was continuing its experimentation in several states in the union and had decided upon construction of a paper mill in the south. All of its present manufacturing operations are in France and the company feels such a source of supply is risky due to possibility of war on the continent.

Senator Robert M. Duncan may look austere when he presides over the upper house but the pages need have no fear; he was once one of them. It was in 1899, when his family lived in this city, that the present president of the senate had his first term in the legislature—he served as page in the house of representatives. As he grew older he studied law and early became familiar with prominent political figures in the life of the state at that time. Senator Duncan was a captain during the World war. He returned to Vale and there practiced law, later removing to his present home at Burns. He first came to Salem as senator in 1932, representing Malheur, Grant and Harney counties and was reelected in 1936.

D. O. Hood of Portland, who runs a successful brokerage firm with one hand and buys banks for Transamerica interests with the other, took his initial look at statehouse goings-on this session, in a call Tuesday afternoon. Hood was a confidante of Governor Martin and came down to Salem to help him in his first session. He served as state budget director for a time; then turned his duties over to Wallace Wharton, Portland newspaperman, and went back to his Portland office. Whenever one sees news of the purchase of a bank somewhere on the coast for the Giannini interests, it is almost a certainty that Hood has been connected with the transaction. Like President "Bob" Duncan of the senate, Hood is a World-war army officer. He and his brother are partners in the Portland brokerage business.

Agricultural Fund Considered Today

The state board of agriculture will convene here today at 10 a. m. to consider the biennial budget of the state agricultural department.

Under a new ruling it is necessary for the agricultural division to receive the board's approval of the budget before it can be submitted to the legislature.

The dairy advisory committee of the state agricultural department also will meet here Wednesday.

Drops Resolution For Board Probe

Senator Lew Wallace, Portland, yesterday withdrew his resolution introduced last week asking for a complete investigation of the milk control board and its operations.

Wallace said the senate agricultural committee proposed to introduce a similar resolution later.

Salaries' Change Subject of Bill

Two bills to empower the governor and state board of control to change salaries of appointees and employees under their control, will be introduced in the senate Wednesday by Senator Lyman Ross and Representative J. R. Catfield.

The salaries, if changed, could not exceed the compensation fixed for such appointive officers or employees by statute.

One bill refers particularly to employees under the state board of control while the other refers to employees under the jurisdiction of the governor.

Bill Asks Repeal Of NY Fair Fund

Repeal of the appropriation providing for an exhibit at the New York world's fair was provided for in a bill introduced by the ways and means committee. Proposed participation in the New York fair was abandoned when Oregon fair commission officials and the New York body disagreed on a site for the Oregon exhibit.

Arlington Channel, Dock Work Okehd by Army

WASHINGTON, Jan. 17-(AP)—The army engineers recommended today congress provide \$39,000 for channel and dockage improvements at Arlington, Ore., on the Columbia river. The work would include a six foot channel linking the two basins with the main navigation channel.

Prune Men Want AAA's Protection

Marketing Agreement in State Asked to Put Industry on Feet
Starting a determined move to put the Oregon prune industry back on its feet, prune growers yesterday presented a petition to J. D. Mickie, state director of agriculture, requesting that the industry be brought under operation of the agriculture act for 1939. The marketing agreement has never been put into effect for this industry in Oregon.

About 20 growers attended the meeting at which the petitions, bearing 262 signatures and representing about 6000 acres of prunes, were presented. The move culminated a series of meetings which growers have held to study ways and means to stabilize their industry.

Provisions of the agricultural act provide that hearings be held in the various prune growing districts of the state to determine demand for the petitioned move.

M. S. Shrock of Milwaukie acted as temporary chairman representing the 262 petitioners and Walter C. Winslow of Salem is secretary of the group.

The prune growers have also moved to look into passage of a law that will standardize the prune, thereby placing a more desirable product on the market.

A further effort to bring back the industry will be to investigate and if possible take advantage of a federal act which will pay the grower to take out marginal orchards. This step would do away with some of the old, uncared for orchards which produce enough prunes to be a factor in sagging the market, but not enough to realize a profit to the grower, even under fair prices.

Stockmen Appear Before Committee

Industry Leaders Favor Strong Police Laws to Halt Thefts

Livestock organization officials from all parts of Oregon appeared before the livestock committees of the senate and house Tuesday to discuss proposed legislation.

Much of the discussion was devoted to inspection and police laws. The livestock men said they particularly were interested in tightening up the police laws, as they relate to the livestock thefts.

Talk Land Leasing
Leasing of lands involved in the Taylor grazing act also was considered. The livestock men urged that competitive bidding for lands to be appropriated in the state's blocking program be eliminated and that leases be considered largely on the basis of prior use.

The statement was made that competitive bidding would encourage fly-by-night stockmen to invade the eastern and central Oregon country.

President Avers Million WPA Cut

But Other Authorities on Subject Say Less Men Would Lose Jobs

WASHINGTON, Jan. 17-(AP)—President Roosevelt said today that WPA would have to lay off a million or more relief workers by June 1 if a proposed cut in appropriations is carried through, but his estimates were disputed immediately in influential congressional quarters.

Chairman Adams (D-Colo.) of the senate subcommittee in charge of the relief appropriation, told reporters the chief executive's figures "convey an inaccurate impression." As a matter of "simple mathematics," he said no more than 600,000 need be dropped from the work relief rolls.

The controversy arose from the fact that the house last week clipped \$150,000,000 from the \$875,000,000 appropriation which the president had requested to keep WPA going from Feb. 7.

Unusual Accident—Freighter Rams Into Bridge

How freighter wrecked bridge at St. George, Del.
Rampaging into the vertical lift bridge over the Delaware and Chesapeake canal at St. George, Del., the freighter Wampanag wrecked the bridge, carrying part of it into the canal. The operator of the bridge, missing, was believed drowned. The freighter smashed into the north tower.