Fair today and Wednes-day—continued warm. Max-imum temp. Monday 89; minimum 54. River. -8.8 ft. North wind,

McMahan Tells

Jurors to Ban

**Attorney Page** 

District Attorney Isn't

to Be Allowed to Go

Before Inquiry

EIGHTY-NINTH YEAR

Salem, Oregon, Tuesday Morning, July 25, 1939

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No. 103

## Japan Pleased, **But Britain Is** Still Troubled

England Recognizes War Rights of Japanese in Some Areas

Appeasement of Germany Is Denied as Is Talk of Loan Parley

(By The Associated Press) Facing two fronts, far east and middle Europe, Great Britain yes-terday sought partial appeasement of Japan by promising to give her army the right of way in occupied regions of China, but denied a similar move was underway toward Germany in the shape of a loan to "buy off" Adolf Hitler.

The house of commons had hardly had time to digest those two statements from Prime Minister Chamberlain when Sir Samuel Hoare announced a "gun powder plot" to blow up both houses of parliament, attributed to the outlawed Irish republican army with the backing of a foreign power. Japan "Requirements" Are Recognized

As an outgrowth of the intense anti-British campaign in Japan and the parts of China, Chamberlain announced the terms of a preliminary agreement under which England recognized that "Japanese forces in China have special requirements for the purpose of safeguarding their own security and maintaining public order in the regions under their control."

The agreement, reached in Tokyo between the British ambassador and the Japanese foreign minister, forms the basis of further negotiation of the local dispute over Tientsin, where the Japanese army has blockaded the British and French concessions since June

In Tokyo the agreement was hailed as a "sweeping diplomatic victory" that granted Japan virtual belligerent rights in China, but Chamberlain denied it involved any changes of policy toward the undeclared Chinese-Japanese war. Hudson Parley

Unsanctioned Faced with a gathering political tempest over one of his junior ministers, R. S. Hudson, secretary for overseas trade, Chamberlain told parliament that Hudson's "private conversation" with Dr. Helmuth Wohlthat, German trade expert, about a loan and a settlement scheme was without the cabinet's knowledge or sanction.

impropriety. Pressed by opposition members for assurance that the government did not entertain further appeasement intentions or intend "to begin discussions which might look like bribery to Herr Hitler in or-

He exonerated Hudson of any

"It is not the intention of the government to initiated any discussions of this kind."

der to buy peace," the prime min-

Germany officially and emphatically denied that Wohlthat was authorized to discuss any plan for economic concessions or a loan. As for the "gun powder plot" Sir Sampel, who is home secretary, said "a very carefully worked out" document had been discovered which outlined virtually all terroristic acts of the last six months-127 bombings since January, 57 of them in London.

He said terrorism in England was being "stimulated by foreign organizations' and the house promptly advanced to third reading an emergency bill designed to help crush the IRA.

### Giving Doughboy Bath Is Problem **Of County Court**

Members of the county court were confronted yesterday with their second problem in civic beautification since the y ordered the flagpole on High street repainted a bright silver-white last week in preparation for the coming American Legion convention here.

The second matter was how

The second matter was how to give the doughboy statue on the courthouse lawn a proper bath and polish before his liv-ing comrades arrive in Salem.

Downtown soot and the eccentricities of certain birds have deprived the figure of an olive drab uniform which would pass army inspection, it is thought.

Two achools of thought have been reported to exist on the matter. One declares that a bath, including water and soap, and perhaps a shine to bring out his natural luster, is all the military gentleman needs. Another believes in the efficacy of certain mixed polishes, A decision in the matter is expected shortly.

## Raised in Army

Planet Mars Approaches Closest To Earth for 15 Years Tomorrow



Not as seen through "Buck" Bradley's telescope, through which many Salem people have been viewing the approach of Mars to earth, but in a drawing made from color photographs of the planet is Mars shown above. Tomorrow the red planet will be 36,000,000 miles away from the earth instead of the usual 50 to 60 million miles. Nearness of the planet has enabled astronomers to deduce already that the second smallest planet in the solar system supports types of vegetation. Changing colors on Mars indicate to astronomers great masses of plant life.—(IIN photo.)

## Salem Star Gazers Spy Mars as It Gets Closer

War Planet Will Be Mere 36,000,000 Miles Away Tomorrow in Closest Approach to Earth Since 1924; Observatory Busy

By BEULAH CHAPMAN

Hearing that this week Mars is nearest the earth it has been for 15 years, Salem star gazers have been rushing out to B. L. "Buck" Bradley's observatory just south of town to view the bright planet that rises in the southeastern sky in the early evening. About 25 people visited the observatory both Saturday and Sunday nights, Mr. Bradley said.

better look at the planet were

surface details.

## Reed Quickly Back closer to the earth than usual, in this latitude it does not rise high enough above the horizon to clear the earth's atmosphere.

Released Saturday Morn, He's Back in Again for Burglary

Police were forced to conclude vesterday that Carl Reed is either planning a book on "Jail Life in Salem," or merely likes the board at the court house.

Reed, at any rate, was released Saturday morning from the county jail after serving a 30-day term for illegal break and entry, but by Sunday afternoon was booked again by city police on a charge of burglary of the Charles Marshall home at 15th and Grant streets. He pleaded guilty to a charge of burglary before Justice of the Peace Miller B. Hayden yesterday and was bound over to the grand jury. When he failed to post \$500 bond, he was committed

According to police, Reed, when picked up, was wearing some of the clothing he had taken from the Marshall home after entering through a side window when an attempt to force the front door

to the county jail.

Police also said that Reed had admitted to having attempted to pass two fictitious checks yesterday morning, and to having taken a flashlight from a parked car.

#### Bars Fail to Hold **Yost Second Time**

Two companions were captured

almost immediately.

## Police Officer Tells at Probe Of 'Revolution'

Bullets, Not Ballots" Is Held Communist Plan for Overthrowal

Party Infiltration Into Army and Navy Told by Witness

SAN FRANCISCO, July 24.—(P) Communists were told "the revo-lution will be fought with bullets, not ballots," Patrolman Merriel R. Bacon of the Portland, Ore., police force testified at Harry Bridges deportation hearing to-Bacon was summoned by gov-

ernment attorneys as an "expert' witness to prove that the communist party advocated the violent overthrow of the United States government, an essential link in the government's efforts to deport the west coast labor leader,

Bacon testified that he joined the communist party in 1930 under instructions of Leo V. Jenkins, then Portland police chief, to look for violation of the Oregon criminal syndicalism law. Received Reports As Policeman

He said he was a member of the party for a year and had received reports from agents in the party as a member of the Portland po-lice special radical detail. Bacon quoted Paul Cline of Los

Angeles, whom he described as "still high in national communist party leadership" as telling a party meeting at Portland: "We want new members but they must understand that it is hard to be a communist; that they must, upon demand, give up Saturday, Sunday, Monday, Tuesday, Wednesday, Thursday and Fri-

day; that they must follow the de-

cisions of the party; and that the revolution will be fought with bullets, not ballots." The policeman took the witness stand after Theodore Marion Stark of Blaine, Wash., near the Canadian-American border, had testified to attending meetings of the party at which infiltration in-

Army Penetration Held Object

"The aim and objects of the party is to overthrow the government farmers government." Stark testi-At its highest point it is only 18 fied. "We were always told to predegrees above the horizon. There pare for a revolution, to penetrate is, therefore, much more atmosinto the key positions in transporphere between the observer and tation, commerce, the shipyards the planet than if the planet were and railroads. We were taught we more nearly straight overhead and must penetrate the army and the added atmosphere obliterates

He said he had heard a com-Tomorrow Mars will be 36,munist unit once functioned 000,000 miles from the earth, the aboard the battleship Oklahoma; closest since 1924. It has been that party members were emswinging closer to the earth each ployed in the Puget Sound navy night by 200,000 miles and Friday yard at Bremerton, Wash., and at it will start moving away again. the Boeing air field in Seattle. In South America it is straight home of the army's "flying fortresses.' Once, he said, a unioverhead, so astronomers there formed and masked soldier atare getting a good chance to make tended a party meeting.

Under cross-examination Stark Mars is one of the most easily admitted serving a reformatory recognized of all the heavenly sentence for stealing an automobedies by most amateur star gazers. Rubicund and untwinkling, it bile, an arrest in Bellingham for distributing party literature, and rises now just as the sun sets. quitting the party to escape disci-The telescope shows it to have a surface thought to be mostly

#### (Turn to page 2, col. 4) US not to Bow Russians Reject Japan's Demands

MOSCOW, July 24 .- (AP)-Soviet

Secretary Hull expressed this government's concern over the inreasing number of assaults on Americans by Japanese police and military. He announced the settlement of two such incidents through the punishment of the apanese responsible for them. But at about the same time, the navy received a full report on the attack upon Robert A. Baker, warrant officer of the United

Secretary Hull, apropos of the Anglo-Japanese agreement, fell back upon his statement of last June that the United States was concerned with the "broader aspects" of the controversy at Tientsin between Japan and Great

case of Henry Stanley Nelson, un-Smoke from burning timber der nine years penitentiary sen-hung over Klamath Falls. A 2,-000-acre fire blazed on Owens C. Earl, Depoe Bay fishing boat Butte, near the Klamath-Lake operator, was filed in the state su-

### But It's Still Hot Enough Salem's four-day heat stretch

KEEPING COOL CAN BE FUN

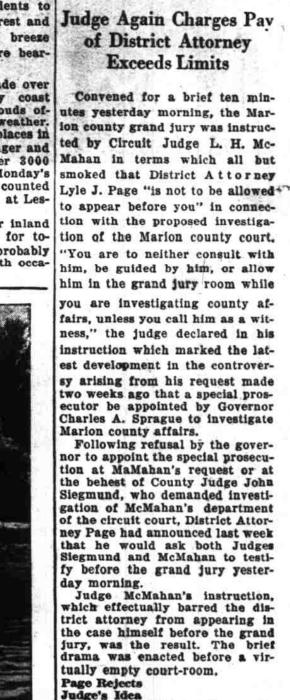
eased off a bit Monday, the mer cury slipping to 89 degrees from the season highs of 101 Saturday and 100 Sunday. Typical Oregon cool summer

Heat Is Less

nights, with minimums of around 54 degrees allowed residents to obtain some comfortable rest and a tempering northerly breeze made the sun's rays more bearable yesterday. A great exodus was made over

the weekend to nearby coast points where fogs and clouds offered somewhat cooler weather. Others sought swimming places in and near the city and Olinger and Leslie pools reported over 3000 swimmers Sunday. Monday's check at the two pools counted 1740 at Olinger and 1675 at Les-

More warm weather for inland Oregon was the forecast for to- tion of the Marion county court, day but the coast will probably be cooler, it was said, with occasional fog in sight there.



which effectually barred the district attorney from appearing in the case himself before the grand jury, was the result. The brief drama was enacted before a virtually empty court-room.

District Attorney Page, who made no comment to the grand jury following the court's instruction, yesterday afternoon declared that prior to the grand jury session yesterday morning he had refused a request of the presiding udge that he voluntarily declare himself disqualified. He main-'You've got to be philosophical about it all—even heat and cameramen," is what little James Edgar tained his willingness to ask a Friese, (top, above), young son of Mr. and Mrs. Stanley Friese of 1650 Yew street, seems to be saying to himself as he pauses between a dip in the Marion square wading pool. Vern Strong and Albert Sturtevant (below, left) express more satisfaction, however, as they take to deeper water to avoid the heat wave which has toasted Salem steadily for the past several days. Hume Downs (below, right), special prosecutor to assist the grand jury whenever the latter body found sufficient evidence to indict a county officer.

It was to his "utter astonishment," Judge McMahan stated, that he had heard of the district attorney's request that he and Judge Siegmund appear before the grand jury. "The conduct of the district attorney under all the circumstances of the proposed investigation was grossly unethical and constitutes contempt of court."

Judge McMahan further asserted that the county court has paid more than \$6,000 to the district attorney in excess of the salary prescribed by law, and that this is now being augmented by further payments by the county court to

him of \$75 a month. "As no law directs the county court to pay to the district attorney this money, he has received it by the sufference of the court only. The law provides neither that it should be paid nor that it could be collected."

erday by stating that these pay-

ments were to defray the expense

"The law does not permit any

Page Replies To this charge Page replied yes-

of such payments."

## 3 Montana People

Pop Divine's new

Home Threatened

Bombing Note Is Tossed

Through 'Castle' Pane

at Newport, R. I.

NEWPORT, RI, July 24-(P)-A warning that the Newport mansion of Mrs. Angela Kaufman, re-

cently offered to Harlem's Father

gels," would be bombed unless the

negro evangelist keeps out of

Newport was contained tonight in

crudely-written message police

said was found at the residence

(Turn to Page 2, Col. 3.)

Divine as a "heaven" for his "an-

near here today injured three Butte, Mont., residents, two of

Brennan, 31, teacher in Butte's McKinley school, was doubtful George, 20, sustained a skull fracture but probably will recover. mother, was only slightly hurt.

#### of stenographic service and office Injured in Crash rent for the district attorney, whose work is not housed in the court house, and that "there has been an adjudication in the cir-cuit court of Marion county auth-McMINNVILLE, July 24-(R)-An automobile which overturned orizing such payments, and there are several opinions of the attor-ney general upholding the legality

Doctors said recovery of Helen

She suffered a fractured skull and other injuries. Her brother, Mrs. Alice Brennan, 75, their

## Pushes Back Wait Team 4-2

Schoens

tered into Sweetland last night, intended to block all shipping be-

reach the loop play-off that car-ries with it the right for two teams to represent Salem in the an attorney from outside of the state tournament.

In beating the Meatmen for the ecution. third time the Dealers merely lit on Pitcher George Roth for 12 court discussed the future of the hits and earned three of those investigation. "In your investiga-Two widely separated softball four tallies, while Hank Singer tion you must proceed with an styles were represented to the better than 2000 filberts who fil- hits and was in trouble only from or against any person. . . . During wildness. The Radiosters rammed the last 10 or 12 years the county as Square Deal rebounded from an unearned tally home in the court has expended probably \$8,last Saturday night's upset de-feat to regain the lead with a ball game, Tommy Drynan's mosecond on the only error of the 000,000 of the taxpayers' money. scintillating, 4 to 2 win from mentary boot of Henry Singer's taxpayer in Marion county now Waits and the Golden Pheasants hit to right field, and then expects you to intelligently advise

district attorney so situated to conduct an investigation of the official conduct of those to whom he is under obligations of this kind and to whom he has been and is now a legal adviser, the court continued, referring to payments made to the district attorney by the country court. The rule is based on the age old maxim that

no man can serve two masters at the same time."

Judge McMahan stated that "a competent" attorney would be ap-pointed to assist the grand jury in mathematical opportunities to the Marion county investigation county to conduct the special pros-In continuing his instruction the

#### Russia tonight rejected a Japanese memorandum which alleged obstructionist tactics against Japanese oil and coal concessions in northern Sakhalin island and in turn complained of violations of concession contracts and laws by

WOODBURN, July 24-(P)-Bars had falled again to hold young Donald Yost, who once escaped from the fourth story of the Multnomah county courthouse. He escaped from a Woodburn training school cottage Saturday night.

### Southern Oregon Woods Hit By Fires as Heat Keeps Up

swept forest fires across southern

nered under its third day of heat. Temperatures, while not up with the 100-degree weather of Saturday and Sunday, were uncomfortably high and humidity

The state's worst fire, in the Sis-Vincent, Hammond kiyou national forest at Horseshoe Bend, jumped from 1,000 to 2,000 Bend, jumped from 1,000 to 2,000 acres despite efforts of 700 fire fighters. They said the hottest section of the blaze had been

PORTLAND, July 24-(P)-High Bend spread rapidly under the 90 temperatures and strong winds degree temperature and low hu-

(Sakhalin, 600-mile-long island north of Japan is half Russian,

half Japanese. The dispute over

Japanese oil and coal concessions

in the Russian, or northern, half

became acute July 21, when a

Japanese naval ministry source

disclosed part of the Japanese

fleet was assembling in northern

waters as a result of a soviet

threat to confiscate the Japanese

A fire which spread from the Grants Pass city dump yesterday swept over a four-mile front today and was roaring up Fielder moun tain this evening.
Other fires leaped up in the area as the day progressed, but none have reached serious propor-

Captain Willis E. Vincent, aide to Major General George A. White, commanding general of the matter of the motion for the control of the provided and a grass fire, sweep-state driving of the motion for the control of the blaze was not un deer control.

May the general George A. White here Monday.

First Lieutenant William H. Hammond, in charge of the motion fire driving of state's effice, was advanced to captain and succeeds Vincent as General White's aida

General White's aida and succeeds Vincent and succeeds Vincent and succeeds Vincent and succeeds Vincent and Science on a proper of the motion of the blaze was not un tempted to block all snipping between this British crown colorly and canon, and extend their operator, was filed in the state un treemed on block all snipping between this British crown colorly and canon, and extend their operator, was filed in the state un treemed to factor, and extend their operator, was filed in the state un treemed to lock all snipping between this British crown colorly and canon, and extend their operator, was filed in the state un treemed to lock all snipping between this British crown colorly and canon, and extend their operator, was filed in the state un treemed this derivation of intended and the Golden Pheasants and the Golden Pheasa

Held up in House Reports Lending Measure May Meet Same Fate From Coalition

FDR Housing Bill

the \$2,490,000,000 general lend-

The committee has the right to

give or deny a privileged status

to legislation. Despite testimony

the house leadership wanted

guick action, the committee ad-

hope of ending the session about

Night sessions for the senate

were scheduled beginning Wed-

nesday, and Senator Barkley (D-

Ky), the majority leader, ap-

This situation developed after

(Turn to page 2, col. 3)

Japanese Prepare

blockade of the British and

Reliable sources said Japanese

French concessions at Canton.

we may never vote."

the middle of next week.

journment most depends.

quorum calls.

WASHINGTON, July 24 .- (AP)-A republican-democratic coalition within the house rules committee blocked the Roosevelt administration's \$800,000,000 housing bill at least temporarily today, and there were reports tonight that it would seek to do the same with

## At Japan's Whim the \$2,4 ing bill.

feeling that there would be "no far eastern Munich" as far as the United States is concerned was apparent in high circles tonight, after word was received that Great Britain had recognized Japan's "special requirements" in

States gunboat Guam, at Hankow by a Japanese sentry Saturday,

after which Baker was detained for three hours by the Japanese.

# Rehearing Request HONGKONG, July 25-(P)-The Japanese navy was reported today to be preparing to blockade the Canton river between Hongkong and Canton beginning Thursday and to impose at the same time a

### Farmer Will Get Irrigation Setup But He's Agin It McMINNVILLE, July 24 .- (A)

has the best bet, though, as he enjoys a quiet sail on the cool Willamette.

-Sheriff G. W. Manning today ended Fred K. Wagoner's oneman feud with resettlement farm workers who insisted on putting an irrigating system on his farm he didn't want.

Saturday Wagoner, a resettlement farmer, and his wife chased the irrigation crew off the land. Manning, informed by the regional FSA office the crew was properly authorized to install the system, took charge and Wagoner, although still protesting, did not interfere.

Wagoner objected to the irrigation plan because he didn't think it would work and because the cost would be charged against his farm.

#### journed today without passing on the bill, and Rep. Cox (D-Ga), an opponent of the measure, said Hurt Man Packed **Over Woods Trail** Congress settled into its annual adjournment drive, with the

ENTERPRISE, July 24-(AP)-A group of men, trekking over treacherous mountain trails, carried Sidney Casteel of Wallowa to Wallowa Lake last night after his horse slipped and crushed him. Dr. A. Martin and CCC enrollees carried Casteel eight miles. pealed to his colleagues to avoid They were assisted the remainder losing time unnecessarily in of the way to the lake by an Enterprise rescue group, headed by Sheriff A. B. Miller.

#### day in which the administration's lending bill made little progress in either house or senate. This measure is the one piece 2,000 Watch as Square Deal progress in either house or senof legislation upon which ad-

For Canton Block