PAGE TWO -

THOL PAR

Case to Reach

Instructions in Drager's

Trial to Be Given

This Forenoon

(Continued from Page 1)

ant Drager, W. Y. Richardson, his

former deputy, or both Drager and

The defendant had denied tak-

ing the money, Marsh continued

and so the only conclusion left

was that Richardson had appro-

priated it, unless contrary proof

fendant converted the money to

his own use, its labor is over; if

on the other hand, it finds that

the defendant got none of the

money, but that Richardson got

it and did so with the defendan't

fendant is guilty as an aider and

fendant converted the money to

his own use, or if the defendant

and Richardson took the money

or if Richardson took the money

with Drager's consent, then in all

it and did so with the defendant's

would be guilty," the prosecutor

to find that the treasurer took all

of the money charged in the in-

dictment-\$23,520.41-the prose-

cutor added. "If you found that

the treasurer took only \$100, he

Final determination of guilt

rests on the "conversion to pri-

vate use" of county money, Marsh

emphasized. "'Converting' in this

Elaborating his idea of conver-

to those funds," he added.

Drawing Uncarned

Salary in Question

his unearned salary?

sonal use on county funds.

would still be guilty.'

It is not necessary for the jury

"Thus if you find that the de-

knowledge and consent, the de-

"If the jury finds that the de-

Richardson had taken it.

One or Both Took

Money, State Claim

could be adduced.

abbetter.

declared.

Jurors Today

The Olivician articles in Solars Theory Theory Maning Fabricity and all

The OREGON STATESMAN, Salem, Oregon, Tuesday Morning, February 20, 1940

Shaw and Actress-Bride at Home **City's Project**

Insures Lights

Improvement at Airport Voted; Lease Bids

Are Renewed

(Continued from Page 1.) B. Read, radio station operator and frequent dabbler in power matters.

Read, who once before proposed to furnish the city electricity from a private generator, suggested that the council could save money by using rate L-19 of the Portland General Electric company, a rate which applies to purchasers maintaining their own lines. "A survey has convinced me," he wrote, "that at least 20 per cent could be saved on the downtown cluster lights."

Among ordinances passed was one providing for application of rates, rules and regulations to residents outside the city limits who connect to city sewers.

A scheduled condemnation hearing on the Murphy property at State and Commercial streets. known as the Capitol hotel, was deferred when it was brought out that the owners are planning construction of a new building on the site.

Plans for Widening Streets Submitted

Plans for widening of High and Liberty streets between Chemeketa and Ferry in order to provide space for diagonal parking were submitted to the council by the city engineer and referred to the street committee.

Bids were submitted for a street striping machine for the engineering department. Bids were as follows: Farmer Hardware company, \$261.30; Salem Hardware, \$179.50; Sears-Roebuck, \$199.50; Salem Steel and Supply company, \$230; George E. Allen, \$228.20; Ira Jorgenson, \$195.60. The bids were referred to the traf-

Grading and graveling of Fifth of the organization at the YMCA paving of Roosevelt street from 15th to 17th street.

E. H. Bonsall of Pennsylvania, E. H. Bonsall of Pennsylvania, head of the United Christian Youth movement, will be present Youth movement, will be present at the conclave to give ideas to the delegates from Oregon, Wash-

> STOCKHOLM, Feb. 19-(AP)-King Gustaf was believed tonight to have averted a possible government crisis in Sweden by a declaration to the people supporting the Swedish government's policy of giving no direct military aid

to Finland.



Secretary of Labor Frances Perkins is pictured at the Burbank, Calif. plant of Lockheed Aircraft company, where recently she inaugurated a group of young men into the first program for indentured apprentices in the history of aircraft manufacturing. Delivering an address before 87 apprentices beginning their trade intruction, she declared: "Skilled workmen are just as valuable to society as is the doctor whom we rely upon to mend a sick body."—IIN photo.

Altmark Incident German Pressure **On Norway Eased** May Broaden War

(Continued from page 1)

(Continued from Page 1.) on the Karelian isthmus seemed with the Altmark Friday night to move either the allies or her in Gjossingfjord. Scandinavian neighbors to any

OSLO, Feb. 19-(AP)-Accusing open act of war against Finland's the British government of acting Nevertheless, the pressure upon in "open conflict with principles both Scandinavian countries to which it has itself so often promeet the impending crisis by claimed," Norway served notice throwing in their lot with Fin- tonight she might put Britain on trial by taking the Altmark case before the League of Nations "or

There are obviously politically important elements in both Norway

Berlin's indignation over Britereignty sounds a bit odd in view other neutral ships sunk by German torpedoes, mines or air

Tokens Reported

Waters said he estimated that

more than 4,000,000 of the tokens

had been taken temporarily out

in from the Spokane vicinity.

Hit in Viipuri Has Limelight Finns Claim Division of Governor Long Declares Foe Wiped out With **Guardsmen Watching**

ials were seized.

Battle Is Raging

on Eastern Flank

proximately 1000 men.

mark be interned.

the case.

A battle was said to be raging

around Taipale, on the eastern

flank of the Mannerheim line.

The Finns placed Russian losses

the equivalent of a battalion, ap-

The British kept up a chorus of

ship Altmark in Norwegian wa-

answer to a demand that the Alt-

While the German crew buried

six of their seven dead in a rural

Norwegian cemetery, a special

meeting of the storting (parlia-

ment) at Oslo cheered a declara-

tion by Foreign Minister Halvdan

Koht that Norway was consider-

ing putting the British on trial in

There was a suggestion in the

Losses of 18,000

(Continued from Page 1) (Continued from Page 1.) were reported to have completed of Vice President Garner, refused the cleanup of the 18th red army today to be put in the role of a stalking horse for the third term division along the twisting northmovement. eastern shore of Lake Ladoga. Vice President Garner had Large quantities of war mater-

Russian Shells Louisiana Vote

promised Dohaney he would not enter Ohio if the senator was a candidate. Garner's managers were highly pleased at Donahey's decision and began a series of conferences here and by telephone with leaders of the Garner movement in Ohio.

Jackson Brigade

It quickly developed, however, in the isthmus fighting Sunday at that the Ohio organization group, led by Charles Sawyer, national committeeman, was still determined to go through with its effort to make a pro-third term delpraise for the rescue of more than egation to the convention. Sawyer 300 sailors from the nazi prison announced in Columbus that another "favorite son" candidate

ters-and waited for Norway's would be selected shortly. But, a third contender for the Ohio delegation appeared almost simultaneously. It developed that Senator Wheeler's friends have designs on the Ohio delegation.

> **Rites Wednesday** For Lane's Widow

Oslo "Shipping Times" that Pres-CHARLESTON, Ore., Feb. 19 ident Roosevelt be asked to head (AP)-Mrs. Lola Lane, 80, widow an investigating committee. of Senator Harry Lane, one of Diplomatic tension between the six senators who voted Germany and Norway eased. against the United States' parti-

cipation in the world war, died here yesterday at the home of a daughter, Mrs. D. P. Faubion. Her husband was a grandson of General Joseph Lane, Ore-

gon's first territorial governor, first U. S. Senator and candidate for the vice-presidency on the Breckenridge - Lane ticket

Survivors include three daughters, Mrs. Faubion, Mrs. Harriett Hempstead of Rainier, and Mrs. Marjorie Ramsey of Portland; a

Final rites will be held at Portland Wednesday.

Marooned Skiers Finally Released

the state highway commissian, op-

ened a road into the resort Sun-

day, but left a flagman to prevent

other motorists taking advantage

of the opporturity to reach ski

areas. The road will not be

Those marconed were in no dan-

ger and spent the weekend skiing,

Speed Is Charged

Charges of violation of basie

ule were placed by Salem po-

Wsuffer from Colds?

cleared again, skiers were told.

pensation act. PENDLETON, Ore., Feb. 19 .-The resolution was passed af-(P)-A dozen Pendleton and Walla er Paul E. Gurske, president of Walla skiers marooned at Tollthe State Federation of Labor, declared "thousands" of union gate by heavy snows Saturday members have waited two or were safe at home today. A rotary plow, dispatched by

they said.

WN

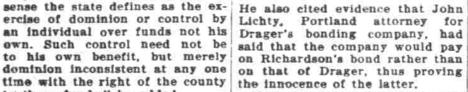
an individual over funds not his Drager's bonding company, had own. Such control need not be said that the company would pay to his own benefit, but merely on Richardson's bond rather than dominion inconsistent at any one on that of Drager, thus proving time with the right of the county the innocence of the latter.

Testimony during the morning sion, Marsh asked, "Did the de- session by O. D. Bower reported fendant have the right to write a conversation in which Richardchecks on county funds for his son had allegedly stated that "he own use? Can the treasurer draw was satisfied Dave Drager never took any of the money that be-

for jobs, and the public has the right to rely on their honor and that former County Commissioner trest, and on their implied prom- Leroy Hewlett had ever discussed ise not to write checks for per- with the county court failure of "But what is wrong with this, reports, and had said in reference state next fall as planning conferif the county lost no money?

"There may be nothing wrong. thing out of that fellow." But here there was a loss of \$23,000. There is no need to show get along very well, did you?" Christian mission. criminal intent to prove guilt, nor Marsh inquired. "He didn't like will intention to return money you and you didn't like him, did taken form a legal defense."

then form a legal defense." you?" The prosecutor charged an in- "I don't know whether he does-



"All tests show that Drager is innocent beyond a reasonable



Hollywood still is woozy over the surprise marriage of Artie Shaw,

30, swing band leader, and Lana Turner, 19, one of the most prom-

ising of younger actresses. The two eloped to Las Vegas, Nev.,

and are shown back at home. Shaw was believed romantically in-

clined toward Betty Grable and Miss Turner had been engaged to

an attorney for three years and had been out with him the two

ington and Idaho.

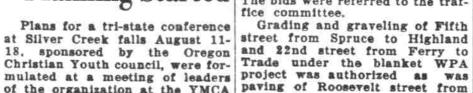
doubt," he concluded.

Saturday afternoon.

"Office holders ask the voters longed to the county." County Judge Siegmund denied the treasurer to submit monthly to that fact, "You can't get any-

"You and Mr. Hewlett didn't in cooperation with the National

Troopers Arrest creasing shortage of from \$800 n't like me, but I know I don't to \$1000 yearly after 1915 in the like him," the judge replied. 253 in January such help. State policemen arrested 253 Rue Drager, the defendant's the same room for 22 years and brother, dentified checks used persons in January for not havone of them not know of a con- for paying paving assessments on ing current moter vehicle litinual shortage on the books they property owned in Portland by the censes, Charles P. Pray, supertwo of them for many years until intendent of state police, reported to Governor Charles A. 1938. George Drager, his son, Succeeding rebuttal by the de- stated that checks sent him while Sprague yesterday. Warnings fense undertaken by George Rho- a student at Oregon State college were issued to more than 1400 ten emphasized the guilt of Rich- were on funds he had earned him- drivers. ardson and ignorance of the self or had been advanced by his There were an even 1000 arrests in the traffic division of the state police department. Twen-That Richardson had denied ty-nine arrests involved persons that Drager had ever taken money driving automobiles while under from the county was stated by "The prosecutor has said that John Kirsch, courthouse custothe influence of liquor. the defendant or Richardson took dian who was a witness of the Arrests in the general law enthe money," Rhoten declared. deputy's dismissal. He stated that forcement division numbered 179 with fines of \$1376.80. Eighteen "But all false entries in county Richardson had never admitted record hooks are in Richardson's taking money himself in response arrests were reported in the commercial fisheries division and 69 arrests in the game division. Testimony of D. W. Eyre and The state police received 323 ardson, and it is impossible to H. V. Compton, bankers, was to complaints and 165 were reportsay who did do this act, since the the effect that Drager had always ed as cleared. dates are inscribed by rubber borne a reputation for probity and

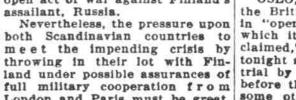


The group also decided to hold

four regional meetings in the ences, and to have a full assembly at Portland in February, 1941,

He told his people that, as

much as he regretted it, the gov- have been without warning, acernment had no alternative but to cording to tales of survivors. for salaries, and



shape the decision of the two countries is not disclosed. Regardless of international law

ing what course those two nations commission.

take.

storting (parliament). His reference to "some other tribunal" raised interesting specworld sympathy with British ac- ulation in view of a suggestion Averted by King world sympathy with British ac-tion in this case. Norwegian and in the Oslo "Shipping Times" Swedish public opinion could that President Roosevelt be Swedish public opinion could that President Roosevelt be have a decisive voice in determin- asked to head an investigating

> Dan Tarpley Case Now in Congress

300 British prisoners from the German ship Altmark was given by foreign minister Halvdan Koht at a special session of the PORTLAND, Ore. Feb. 19-(AP)

some other tribunal." The indication of this jittery neutral's course in the controversy arising from the rescue of

London and Paris must be great.

and Sweden pressing for such action. What French or British diplomatic agents may be doing to

considerations, London unquestionably expects to benefit from

ish violation of Norwegian sovof the long list of Norwegian and bombs. Many of those sinkings

Council protested today "ineffi-ciency" in the manner the state unemployment Compensation commission handles claims. Gust Anderson, council secretary, said a resolution adopted by

(Continued from Page 1.)

The French reported their heavlest western front loss in a single engagement since last October. Twenty men were killed and eight were wounded in a German am bush east of the Nied river. Job Compensation

against Abraham Lincoln. **Delay Is Charged**

half-brother, Fred Bailey of Can-The Portland Central Labor non Beach, and a half-sister, Mrs-Ida Gamble of Portland.

treasurer's office, and that both Two Relatives of Drager and his deputy must have Defendant Heard known of it. "Can two men sit in were both charged to keep?" he esked.

shortage on the part of the county mother. treasurer.

All False Entries **Held Richardson's**

handwriting. Only the voucher to Maish's questioning. dates were not changed by Richstamp.

"Richardson said that he knew nity.

of the shortage, and that he covhad covered up other years claimed by the defendant. further back. There was evidence

and also that he had not.

Would all this have happened if Drager took the money? If he took it alone, why were all the false entries in Richardson's hand, and why did Richardson say that Drager didn't take it? would not some of the ledger entries be in Drager's hand?

"Finally," he asked, "why did Drager dismiss Richardson? He did so because he and his deputy weren't working together, and because he had no reason to depend on his deputy to conceal improper dealings with county money." Defendant's Surprise Cited by Attorney

Rhoten emphasized testimony of C. C. Spears, special investiga- hotel. tor of the prosecution, which stated that Drager had shown "surprise" and "indignation" which he thought were "genuine" when first told of the shortage.



trustworthiness in the commu-

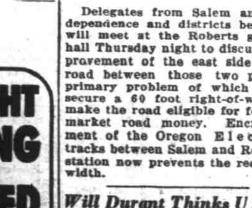
Concluding statements by State ered it up so as to put off the Auditor Starr were to the effect day when its discovery would be that Drager himself had asked to possible. He said this, and then come to his office to discuss the he changed his story and said that shortage, and that he had never he covered up only one year. laid claim to a positive ability to After saying this he admitted distinguish Drager's handwriting when shown the evidence that he from that of Richardson as

to show that Richardson had Hotel Is Wrecked **By Soldiers; May**

TORONTO, Feb. 19-(AP)-One hundred twenty soldiers invaded If both of them took it together, the Riviera hotel here tonight and wrecked the lower floor, including the lobby, the men's and

women's beverage rooms, the serving bar and kitchen. The small hotel is just outside the main business district. The only furnishings in the lobby left untouched were a union jack and a picture of King George. George Flett, proprietor, said he believed the soldiers had made

a mistake and wrecked the wrong South River Road **Betterment Asked**



Immediately after the king's statement, leaders of a group which was campaigning against

the government gave up the fight with the assertion that they could not go against the king.

The king's declaration said that if Sweden gave Finland outright military assistance in her fight with soviet Russia the country certainly would be drawn into war between the western powers, a risk which Sweden could not take.

chants are failing to turn their Besides, he said, Finland can accumulated hoards in toethe get more assistance from Sweden commission, C. W. Waters, manas a neutral than as a belligerager of the Spokane tax office, ent. said today.

Dinosaur's Cry Is Easy for Marley; Hears 'em Often

Lumber Schooner

Ore., it was learned when the ves-

Captain John Swenssen, the

sel docked here today.

crew of 40 was injured.

Safe Is Stolen,

and loaded onto a truck.

CORVALLIS, Feb. 19-(AP)-Lord Marley, deputy speaker in the Damaged, Storms English house of lords, was informed here recently that a movie studio had queried scientists

about noises made by dinosaurs OAKLAND, Calif., Feb. 19-(AP)-The lumber schooner W. R. Chamand other prehistoric animals. Marley said he knew all about berlain, Jr., lost 25,000 board feet of her lumber cargo and had rear them and proceeded to make a sedeck gear smashed Friday by a ries of nasal grunts. mountainous wave near Astoria,

"I know that is right, because we still have some of them as members of the house of lords," he explained.

Is Badly Burned BEND, Ore., Feb. 19-(AP)-Gasoline, accidentally ignited by a prits. cigarette, burned William Hayes, estimated at \$4,000. None of the CCC enrollee from Indiana, seriously at Camp Redmond today.

Although 70 per cent of his body was seared physicians said he had a fair chance for recovery. The fire damaged a truck from

Moved on Truck which Hayes was helping unload the gasoline, and threatened a ga-ONTARIO, Feb. 19-(AP)-A small rage in which several CCC cars safe containing several hundred were parked. dollars was wheeled away from

the Big-4 pool hall early today **Breakfasters** to State police said it was taken a



Norwegian newspapers said that ing epenses. about 100 Norwegian lives have

been lost this far in the war at Dan and Pearl Tarpley, nephew sea. All the deaths are attributed and niece of E. H. Tarpley, who to German action, not allied. lives three miles north of Rickreall, picked up what was believ-Shortage of Tax

ed to be a timer from a national guard shell in a pasture near their home near Turner. They had taken it to their uncle's home and were tossing it about when it exploded, blowing the shoes off

the boy, severely injuring his SPOKANF, Feb. 19-(AP)-Spofeet and burning and cutting E. kane is facing an acute shortage H. Tarpley on the forehead. A of sales tax tokens because mermetal splinter narrowly missed Jean Baumgartner, a visitor.

> Winter Carnival **Queen Is Chosen**

of circulation because the mer-PORTLAND, Ore., Feb. 19-(AP) chants had failed to turn them Claire Erickson of Portland was selected queen of the Oregon "You know, it's a funny thing, winter sports carnival, it was anbut we still find merchants here nounced tonight after a tabulawho don't know they can get

tion of votes. She will reign over the four-day winter sports carnival here and at Mount Hood starting Thursday. She won over a field of 44 candidates.

Past Commanders

Honored, Legion

Twelve past commanders of

Members adopted a resolution

Eyebrows Sought

cash for their tokens," he added.

Men With Singed

NEWBERG, Ore., Feb. 19-(AP)-State police were on the lookout today for men with singed hair and eyebrows after investigation showed a \$2500 fire at a gravel

pit gasoline plant Sunday had Marion post, American Legion, been set by thieves attempting to were present at a meeting of the steal gasoline from a pump. post last night. A. C. "Biddy" Several cans were found around Bishop was master of ceremonies. the charred pumps and in one of them was the pump hose nozzle. to support the new baseball park Patrolman James Burns said the

by attending the first game in s fire apparently flared suddenly body. and probably scorched the cul-

Elderly Woman Suffers Stroke; 1st Aid Given **Consolidation of** Mary Hall, 72, 160 Duncan **Schools Defeated** avenue, was treated by city first

aid men yesterday after suffering a stroke. GRANTS PASS, Feb. 19-(AP)-Lawrence Brandt, 15, 2195 state-approved school district North Fourth street, was treated consolidation was snowed under for dog bite.

in special elections held by three nearby districts, unofficial returns indicated today. Dryden and White unanimously opposed the plan which would have made one district out of 12

three times the legal limit without getting acknowledgement of their claims.

> Charles E. Gatke Called at Age 73

the council charged delays of

several weeks in payments of

benefits defeated in part the pur-

pose of the unemployment com-

Charles Edward Gatke died at his home, 280 Richmond avenue, Monday, at the age of 73 years. Survivors are sons, Dr. Robert M. Gatke of Salem and Sweall C.

lice last night against Patrick Gatke of Port Gamble, Wash .; J. Hayes, 2045 Virginia, and brothers, Thomas L. Gatke of Oak Eva Bjorndahl, 197 % South Park, Ill., William Gatke of Chi-Commercial. cago, Ill., Edward Gatke of Winona Lake, Ind.; sisters, Mrs. Robert Zoll of Miami, Fla., Mrs. Ella Andrus and Mrs. Dan Russell of California; grandchildren, Robert and Richard Gatke of Salem. For quick Charles and Betty Warren of Santa Cruz, Calif., and Frances Gatke of Port Gamble, Wash.

Announcement of funeral arrangements will be made later by Liquid . Tablets . Salve

the W. T. Rigdon company.

