PAGE TWO

The OREGON STATESMAN, Salem, Oregon, Vednesday Morning, May 22, 1940

# **Picketing Law Status Argued**

### **People's Interest Cited** by Defense; Hearing Attracts Crowd

#### (Continued from Page 1.)

judge circuit court in Portland. the AFL and CIO appealing. A decision by the state supreme court is expected in three or four weeks.

#### **US Supreme Court** Decisions Mentioned

Recent decision of the United States supreme court holding unconstitutional the anti-picketing laws of Alabama and California was stressed by Gus Solomon, attorney for the CIO. Solomon argued that the United States supreme court decision in the Alabama and California cases was controlling in the Oregon suit since the high court held antipicketing laws were an invasion of the right of free speech and a free press.

Defense attorneys charged that neither the California nor Alabama laws were similar to the Oregon anti-picketing act for the reason they were prohibitory. They argued that under the Oregon anti-picketing law picketing could be practiced only when

there was a bona fide labor con- Labor Must not Expect troversy between employer and half of his employes.

"The Oregon anti-picketing law is a regulatory and not a prohibitory enactment," Hampson declared. He said, in his opinion, the people of Oregon had a reasonable right to enact the law.

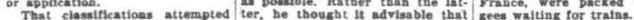
#### Sections on Farm Crops Criticized

struck out a provision for relax-Green charged there was no ing the Walsh-Healey act estabway to determine how many em- lishing minimum labor standards ployee were antagonistic to an em- for government contractors. The ployer. He also branded sectoins bill included provision for the of the law relating to interfer- navy to expel any civilian workers ence in moving agricultural pro- suspected of subversive activity ducts as vague and meaningless. or intent, regardless of civil ser-A number of other points were vice status. (Similar provisions stressed by union attorneys. These were written into army legislaincluded: tion also.)

That the act restricts or pro-(3) Senator Pepper (D-Fla) hibits to labor the right to use introduced a resolution which necessary, ordinary and convenwould authorize the president to tional concerted activities in their sell planes and aircraft equipdealings with employers concernment of the army to the allies, ing an employment contract. in order to speed assistance to

That the act violates the fundathem in the present crisis. mental and constitutionally pro-(4) The navy ordered all of its tected rights of working people to establishments to expedite the deform, join or conduct labor un- fense program, by putting on adions for their mutual aid and proditional shifts and employing 15.000 more civilian workers tection.

That various provisions of the within three months. law, violations of which constitute On the subject of the hours of crime thereunder, are so vague, workers employed on defense sored) . . . with slowly-moving Amusement company of The indefinite and uncertain as to production, Mr. Roosevelt said he lines of automobiles. meaning, that the things sought would like to see the work week The Lyon, Austerlitz and Mont- missed. Mrs. Johnson, 69, alleged to be prohibited are not reason- stabilized at 40 to 42 hours, parnasse stations, feeding the that she fell against a seat in a ably susceptible of ascertainment with just as little over-time work southern and western sections of theatre and was injured. The court or application.





While nasl mechanized divisions battered west across northern France May 20 in a drive toward the English channel, in their wake Belgium cities lay smouldering, fire and bomb-gutted remnants of the strong German advance. Cablephoto shows destruction wrought by air raids on the Belgian town of Louvain. Last of refugees are shown leaving the city.—IIN photo.

#### **\$50 Fine Imposed Bar Profiteers** On Club Manager **Says President** Ray Maynard, manager of the Webfoot club in the basement of the Oregon building, paid a \$50

fine yesterday after pleading guilty before Justice of the Peace Undue Advantage He Miller B. Hayden to a charge of unlawfully selling liquor without a license

**Tells Conference** (Continued from Page 1.)

night by state liquor commission agents, who also confiscated a tee approved legislation designed number of bottles of whisky, to speed up the naval construction program. It first, however, defendant said belonged to members of his club.

> **Civilians Fleeing** Vicinity of Paris gene. The perfury conviction was affirmed by the supreme court on

on the window breaking charge **Emptiness**, Normal Gaiety but this decree later was reversed **Contrast**; Trains out by the supreme court. of City Crowded \$10,000 damage suit of William

Maynard was arrested Monday

McPherson, track walker for the PARIS, May 21-(AP)-Many civil-Oregon Trunk railway, who was ans left the French capital to- injured in Jefferson county by a night by train and automobile as falling rock. Chief Justice Rand, the official announcement of the in reversing Judge T. E. Duffy, German capture of Amiens and held that the railroad company Arras, and nazi penetration to Ab- had provided ample protection for beville, became generally known. Its workers. The \$2000 suit of Alice Johnson

The gates to the south and west of Paris ... (Here two words cen- against the Mathews - Moran Dalles also was reversed and dis-

as possible. Rather than the lat- France, were packed with refu- held she was negligent because she took a seat without the assist-

moral galety.



Then comes England's turn, the press warned. "England need not worry,"

said Der Angriff, organ of Pro-Daganda Minister Paul Joseph to pay with her own money, on her own soil, for the bill she has nothing to do with it." run up!

At several points past the the furthermost penetration of the imperial German armies during the world war, the German troops now are declared by military sources to have raced a total of 40 miles since they first crossed the Belgian frontier May 9.

Some days they have made break-throughs of 45 miles and their speed has averaged 20 miles a day.

Dies, St. Louis Not Confirmed WOODBURN-John Catterson, 59, died at his home in St. Louis early Tuesday. He came to Ore-

FDR Parries Inquiries on

non-Partisan Regime; Wadsworth Talked

St. Paul, Verne of Oak Ridge, Charles of Portland and Roscoe WASHINGTON, May 21-(AP)-President Roosevelt smilingly told of Stapleton, Neb.

reporters today he had not heard Funeral arrangements will be of a coalition cabinet until he had made with Keith O'Hair mortuary read about it in the newspapers, at Woodburn.

John Catterson

vember 27, 1880.

gon four years ago from Nebras-ka. He was born in Kansas No-

Surviving are his widow, Mil-dred; four children, Weldon of

Lost as FDR Rejects

**River-Harbor Bill** 

Several Oregon projects were killed today by President Roose-velt's veto of the bill authorizing

\$109.985,450 for river and harbor

They included the following:

Willamette river channel im-

provement, \$3,600,000; Columbia

river at Arlington, approach ca-

Coquille river, provide for

channel 13 feet deep from the sea

to a point one mile above the Co-

quille lighthouse, and for snag-

ging to the state highway bridge

Columbia river at Bonneville.

authorized secretary of war to ac-

quire lands and provide facilities

to replace Indian fishing grounds

submerged or destroyed as a re-

sult of construction of Bonneville

The bill also planned prelimin-

Nelscott, with a view to protec-

Channel at Charleston, south

**Governor's Day Event** 

EUGENE, Ore., May 21.-(AP)-

Oregon State college's Honor Re-

Fried Spring 75C

Tender, Delicious Steaks

1 Mi. East on Silverton Road

Minimum Service

\$1.00 per Person Phone 6110

For Reservation

before there was a medicine known as KruGon," continued Mr. Warfel. "I had been so badly con-stipated that it was having dread-

ful effects. My kidney action be-

came frequent, disturbed me at

all hours of the night and often

called up as many as a dozen times in a single night. Back pains and weakness followed, then those awful aches and pains ex-

tended over my back and into my arms which almost crippled me at times. Even my legs became af-fected, headaches became fre-

quent and I was terribly nervous

almost every day. But then I be-gan KruGon and that is the rea-

son I am making this statement

so that others may learn of this

"With the first few doses my

bowels became regular and the

relief I got was surprising," con-

had a medicine to give me such

modern capsule remedy, too."

ary surveys by the engineers of

ance \$2,000. No other costs.

dam. No amount specified.

**Reserves** of OSC Win

the following projects:

tion of the beach.

nal, \$39.000; Umpqua river and

Improvements and surveys.

harbor channel, \$55,000.

WASHINGTON, May 21.-(AP)-

but his remarks did not end spe ulation such a move might be in Willamette River Attempts to sound him out on

the possibility republicans might Work Hit by Veto be named to the cabinet were shut off at a press conference. Mr. Roosevelt said that what the \$3,600,000 for Channel

the question of whether people were coming to Washington in connection with the defense pro-

Obviously, he said, people have been coming down and will come down and be fitted into the picture. The management of a business is increased to meet special problems, he asserted, Mr. Roosevelt would not name any of those who already have come to Wash-

Visits Prompt Talk

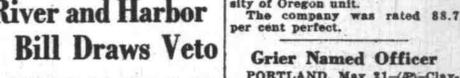
The president's words at once led to fresh discussion about such individuals as Alf M. Landon and Col. Frank Knox, republican preidential and vice presidential nominees of 1936, and about Representative James Wadsworth of New York, campaign manager of at Coquille city. Annual mainten-Frank Gannett, New York publisher, who is a candidate for the republican presidential nomina-

Knox saw the president last week and rumors have linked his name with the post of secretary to be vacated shortly by the resig-

Landon has a luncheon engagement with the chief executive tostill had the complaint, signed by they probably would discuss a lot Robin D. Day of Salem, but had of things. Wadsworth was invited slough.

to lunch at the White House today but was out of the city. In some quarters, it was intimated that Wadsworth might see the president later on and that one reason Mr. Roosevelt wanted to talk with him was that he was chairman of the senate military committee when the basic war

serve Officers Training Corps company won highest rating toplans act was passed in 1920. day at the annual governor's day competition with the best University of Oregon unit. **River and Harbor** 



**Grier** Named Officer PORTLAND, May 21-(AP)-Clay-

WASHINGTON, May 21.-(R)-President Roosevelt vetoed a \$109,985,450 rivers and harbors Association of Collection Agen-Association of Collection Agenbill today because, he told con- cies. W. P. Grier, Salem, was gress, the war department should named secretary. devote its energies to "military preparedness" rather than non-No Cover Charge military activities. The measures would have authorised 151 projects for the im-At Any Time! provement of rivers, harbors and other navigation facilities and would have required the army engineers to make surveys of 149 other projects. After asserting that available authorizations for all these pur-poses now totalled \$132,973,750, which he described as "a sufficient backlog," the president said in a message to the house: 'Regardless of every other consideration, it seems to me that SHATTUC'S the non-military activities of the war department should give away at this time to the need for mili-CHATEAU tary preparedness. "With respect to the few items Salem's Unique in the bill that are of national defense value, I would be glad Dining Rendervous ENTERTAINMENT ----to approve separate legislation covering these projects." Featuring Marjorie Maple

Have Proved Their

Many Local People Have Found Modern Capsule Remedy to Be

Surprising Statement of KruGon's Merit

cines. It is DIFFERENT from

MR. U. G. WARFEL

Just What They Had Wanted for Years; Mr. Wariel Gives

KruGon, the surprising vege-, to me," said Mr. U. G. Warfel,

Acceptance of KruGon

not docketed it. He said Monday he would not do so unless the complaint was approved by Dis-Goebbels, "She herself will have trict Attorney Lyle J. Page, and

Enlarging on his statement Monday, Page said yesterday that he was "under no obligation to put the case into court," although

"of course, anyone can file a criminal information and then it would be prosecuted by this office." Page said he does "not approve this suit, for one reason because it involves me personally" in that "the

published statement was untrue, but I can't see that much harm was done by it."

The statement complained of y Day, published two days before the primary election, suggested Day, Page and two other Salem attorneys had proposed an exchange of election support to friends of Ralph Girod and C. M. Crittenden, candidates for county

visions are arbitrary and unreasonable and not founded upon a reasonable or natural basis.

That the act deprives the plaintiffs and the people they represent of liberty and property\_ without due process of law, abridges their privileges and immunities, and denies to them equal protection of the laws, contrary to the constitu-

#### **General Denial Is** Made by Defense

Defense attorneys made general denial to many of these contentions and asserted there was no deprivation of constitutional rights in the Oregon picketing law. Previous decisions of both the state and federal courts were cited in support of their contentions.

Chris Boesen made the rebuttal argument for the AFL. Boesen said there was no doubt but that the Oregon law was an abridgement of free speech and a dree press.

Other attorneys who spoke briefly in defense of the law were Frank Sever, R. R. Morris and Alexander Brown, Portland, and Willis Moore, assistant attorney general.

In a supplemental brief filed with the supreme court yesterday, District Attorney Bail, Multnomah county, said the courts of the country would be interested in what the United State supreme court would have to say about the rights of an employer to express himself freely without being guilty of an unfair practice

under the Wagner act. The supreme court chamber was crowded to capacity during the arguments and many persons were compelled to stand.

Justices Henry L. Bean, 111 at his home here, and J. O. Bailey, now in the east, did not sit in the case.

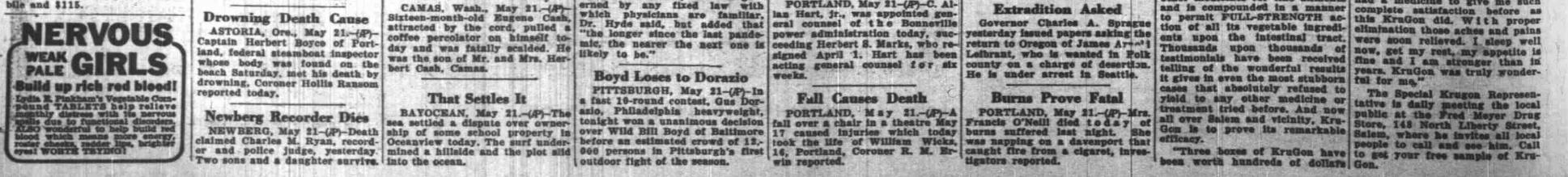
## **Slaying Preceded** By Seven Holdups

SEATTLE, May 21-(/P)-Acting Detective Captain Virgil Webb said today the companion of the man slain last night in an attempted service station holdup robberies in Tacoma and Seattle. The man shot to death by a pa-

trolman was Virgil Chamberlain, 21, formerly of Lacey, Webb said the records showed he was given a suspended sentence for an attempted holdup here when he was 18 and a suspended sentence at Olympia for attempted burglary two years later, in 1937.

The captured companion was Clifford R. Roberts, 32, alias Carl Renny, who said he met Chamberlain at Lacey eight months ago.

Previous to the killing and a few hours, netting an automobile and \$115.



by the statute in its various pro- the unemployed he put to work. Assistance Rolls

Are Kept Closed (Continued from Page 1.)

establish a mobile stamp depot at Gresham was approved. The de- heart of the city, were almost depot will serve a farm security ad- serted.

ministration migratory labor camp.

The commission refused to sign contract with the federal surplus commodities corporation despite a telegram from a FSCC ofwindows. ficial notifying that all pending commodity orders for Oregon have been cancelled.

The contract offered conflicts with state law, the commission several days ago. reported. Goudy was instructed to confer with a FSCC official in Chicago this week for the purpose of ironing out some of the (Four lines censored). difficulties.

The commission approved \$176. June general assistance budget for luggage. countles.

**Sunshine** Division Here Is Proposed

Formation of an organization similar to the Sunshine Division of the Portland police department was proposed yesterday by Chief of Police Frank A. Minto as an aid to needy people unable to get immediate help from formal re-

lief agencies. Minto pointed out that there is space in the city hall for storage of Colonel Edward D. Baker, ciof food and supplies donated by vid war veteran for whom Baker.

citizens and that police patrolmen Ore., was named, his body and come in contact daily with cases of people in actual want. 'We have done a lot for transients," Minto said, referring to. the Hotel de Minto operated in the

city hall each winter, "and now I want to see something done for the people who live here." dential tract.

**Communist Peace Parade Dispersed** 

(Continued from Page 1.) ficers attempted to confiscate

banners and flags. Police put the number of deminstrators at 4500. Marching two abreast, they blocked pedestrian traffic on Broadway between 42nd and 47th streets and caused a partial tie-up of crosstown automobile traffic.

They carried placards bearing and Hoover are united for war" capture last night, Webb said, the and shouted "No sir, the Yanks was put out quickly. prisoner confessed that they are not coming," "Let God save are not coming." "Let God save staged seven holdups here within the king," "We want peace" and "Keep America out of war."

Each train carried more than ance of an usher. The decision, by ... (Here 4 words censored) .... Justice Belt, reversed Judge Fred normal number of passengers, Wilson.

with people standing in the aisles In another suit, brought by E. and half-grown children sitting on B. Woolbridge of Lincoln county, their mothers' laps. the high court held for the state Pariz itself was a strange, industrial accident commission. mixed picture of emptiness and The lower court held that Wool-

The high court dismissed the

bridge should be compensated for Sections such as the Great an injury. Champs Elyssees, running from The supreme court also reversed the Place de la Concorde in the Judge R. J. Green in the case of Max Wilson, Wallows county at-

torney, who received \$960 dam-**Cafes** Patronized ages in his suit against D. Boone Along the boulevards, however, Hendricks. Wilson charged that sidewalk cafes were full of people he was deprived of the job of ex-

sipping coffee or champagne in ecutor of an estate by the defenthe shadowy light of blacked-out | dant.

Orchestras played gay music in the brightly lighted interiors. **British to Make** It was almost impossible to find taxis. Bus service was suspended Stand, They Vow

(37 words censored). Subway trains were almost the only means of transportation.

hattling in the streets-one of At the Austerlitz station policethe war's heaviest actions yet. men in steel helmets were pushing 206 as its share of the \$300,416 hand trucks piled with refugee

narrow cobblestoned streets with Red Cross nurses and doctors machine guns to hold this town, center of a railway network. were in attendance on every train But the German mechanized helping mothers care for their children. Many of these children forces screened the German inhad been standing in the trains fantry masses, and Arras fell. Raiding German planes un-

since nightfall and were faced with an all-night ride to the south of France. doubtedly were aided by spies who worked with parachute troops, signaled fliers at night, gathered military information and spread untrue tales of dis-**Col. Baker's Body** aster.

The British are handicapped in

Moved, Presidio attempting to hold their line by lack of prepared battle positions and gun emplacements with which to smash the armored SAN FRANCISCO, May 21-(AP) navia

(Continued from Page 1.)

Nearly 80 years after the death The BEF's withdrawal-which was not due to its own failurewas a stubborn, rear guard operation carried out under bomb and shell by night and day. The and 440 for C. Dan Coskey of Jerthat of his wife and son were buried with military honors today Tommies got sleep and food when in the Presidio national cemetery. they could, and were hindered by The bodies were removed to thousands of terrified refugees. the Presidio from Laurel Hill But still they were saying to-

cemetery, which is being abanday, as I left, "Let's have a crack doned to make way for a restat that . . . Hitler." In their own language, "their Members of the Oakland post

of the GAR, attended the burial tails are up."

to conduct the honors. Col. Baker, a United States Influenza May Be senator before the war, organized a regiment in New York, and was **Imperiling Europe** killed in action at the battle of Ball's Bluff, Va., Oct. 21, 1861. His son, Major Edward D. Ba-

ker, jr., died at Vancouver Barracks, Jan. 25, 1883.

mies-influenza-may be mobi-lizing its forces before the back-**Arsenal Has Explosion** drop of Europe's marching sol-LONDON, May 22.- (Wednesdiery.

day)-(AP)-The British Press asso-clation reported a slight explosion said Dr. R. R. Hyde, professor early today in a section of the of immunology at the Johns Hop-Woolwich arsenal. It was under- kins medical school, may stem such words as "Roosevelt, Dewey stood that one man was injured another world-wide outbreak of 000. in the blast, A fire which followed the dread disease that took hun-was put out quickly. dreds of thousands of lives in 1918.

**Child Scalded Fatally** 

Influenza epidemics, or pande CAMAS, Wash., May 21.-(A)-Sixteen-month-old Eugene Cash, attracted by the cord, pulled a tracted by the cord, pulled a mics, unfortunately are not gov

BALTIMORE, May 21-(AP)-An-

other of mankind's insidious ene-

**Tentative Oiling** Schedule Listed

(Continued from Page 1.)

of Talbot on the Jefferson-Talbot road; for three miles on the Stayon-Aumsville road north and west of Stayton; and for one mile west of the Oak Glen school.

In the environs of Salem, Evergreen and Lansing avenues will be ofled, and Fisher and Park reads. All are immediately east of

In addition to oiling several Italy Preparing the city limits. roads are scheduled for non-skid treatment. These include the Sublimity-Silverton road for its full length; the West Stayton-Marion road for a distance of five miles, and the Woodburn-Pacific highway road for two miles. The

Garden road east of Salem will be given non-skid treatment and widened for a distance of over 1 1/2 miles outside of the city lim-



(Continued from Page 1.) 994 votes in 159 districts.

The New Jersey delegation of 32 to the republican convention will be uninstructed, but leaders said it would vote on the first ballot for the man topping the pref-

erential primary. President Roosevelt was not entered in the democratic primary, but all 64 delegates, each with a half vote, ran pledged to him. United States Senator W. War-

ren Barbour easily won renomination over two opponents. His vote in 242 districts was 17,088 to 567 for George O. Pullen of Trenton sey City.

HELENA, Mont., May 21-(/P)-Senator Burton K. Wheeler won Montana's eight presidential nomating votes today while the state's republicans selected an uninstructed delegation.

Three members of the republican delegation, however, declared themselves for Thomas E. Dewey's presidential candidacy and claimed five or six of the eight would support the New York dis-tract attorney. The group is bound by the unit-rule of voting.

**Eugene** Population to

Be 21,000, Prediction

EUGENE, Ora., May 21.-(#)-Eugene's 1940 population will be about 21,000, District Census Su-pervisor Mrs. Merle Stuart said today. She said the Lane county total would be a trifle over 65,-

## Allan Hart Is Appointed

**Counsel** for Bonneville

PORTLAND, May 21-(P)-C. Allan Hart, jr., was appointed gen-eral counsel of the Bonneville

commissioner.

## Day asserted in a statement yes-terday that "the general public is entitled to know if I violated the law," adding that "if not, the parties accusing me of violating the

law have themselves violated other sections of the code."

To Enter, Stated

(Continued from Page 1.)

cities of Milan, Turin and Genoa made it appear the country was preparing to enter the war. Blue lights on Rome's street lights reappeared as if by magic

tonight, for the first time since last September when they were Frederick Herring Home, removed as a sign of Italy's non-Yamhill Landmark, Burns

belligerency. Giovanni Ansaldo, editor of NEWBERG, May 21-(/P)-A Foreign Minister Count Ciano's Yamhill county, landmark-the newspaper Il Telegrafo, wrote that it is obvious that "the hour Frederick C. Herring farm home, was destroyed last night by fire is near in which our influence on It was built 100 years ago and the course of events must become was said to be the county's oldest more active." dwelling.

When Italy does move, he said, one of her objectives will be "ter-Salem Residents ritorial increases."

**Hans Mathieson Dies at Woodburn** 

> WOODBURN - Hans Andrew Matthieson, 79, died early Tues-day at his home at 1024 Young street here. Funeral services have been set for 2 p.m. Thursday at Ringo funeral chapel with inter-

table compound, being specially introduced in Salem at the Fred Meyer Drug Store, 148 N. Liberty with the KruGon Man. "My health ment at Belle Passi cemetery. He was born in Norway January 16, 1861, and came to the St., by the KruGon Man should problems began several years ago United States 52 years ago. He moved to Woodburn 26 years ago not be confused with other medifrom Minnesota.

Surviving are his widow, Anna Amelia; sons, George and Hana of Minnesota, Earl, Henry, Alfred and Elmer of Woodburn; daughters, Mrs. Mary Larson of Minnesots, Mrs. Anna Block of Woodburn and Mrs. Amelia Locke of Portland; many grandchildren and great grandchildren.

## **Rosser's** Wife Obtains

**Divorce** at Oregon City OREGON CITY, Ore., May 21. -(#)-Paylyn E. Rosser, wife of the former Oregon AFL teamster leader, Albert E. Rosser, was granted a divorce by Circuit Judge Earl C. Latourette today.

many preparations introduced Rosser is serving a 12-year term in the state penitentiary on here before, is not a liquid and is so concentrated to contain almost twice the average dosage of tinued Mr. Warfel. "I have never an arson conviction. other medicines for like aliments and is compounded in a manner

**Extradition** Asked