

Court Rule Bars Legislators From State Board Jobs

Opinion Affects Chessman, Strayer, Hill; Appeal to High Court Expected

State legislators -- including three immediately affected -- cannot legally hold offices on state boards or commissions, Circuit Judge George Duncan ruled Thursday in a three-page opinion.

The decision specifically barred Sen. Merle Chessman of Astoria from continuing as state highway commissioner, Rep. Earl H. Hill of Cushman from being state fish commissioner, and Sen. W. H. Strayer



By Charles A. Strayer

Marion county has been accumulating a fund for building a courthouse. Out of the regular budget \$75,000 has been set aside annually. The fund now amounts to \$225,000. The court plans to continue the set-aside another three years, which would bring the total to \$450,000.

When the plan was adopted three years ago it was realized that this is a slow way of building up an adequate fund and it was stated at the time that it might become desirable or necessary to request a special levy above the six per cent limitation to speed up the accumulation. That point has now been reached. Recently the bar association, aware of the growing urgency of the need for new courthouse facilities, tendered its help to the county court to put such a proposition on the ballot this fall.

A hearing was held on September 10th and another one is scheduled for September 27th when the matter will be considered further. The county court naturally wants to know the sentiment of the public before calling for a vote on the question. One of all the discussion comes a plan to ask the voters of the county to approve a levy of \$200,000 a year for each of the next three years. This would provide \$600,000, which with the \$450,000 accumulated out of the regular budget would make a total of \$1,050,000. The millage increase would be a little over four mills.

When the plans for a new courthouse were drawn nearly ten years ago the cost estimate was \$550,000. Undoubtedly a revision of the plans to provide a larger building will be advisable. This, with the greatly increased cost of construction makes the sum of a million dollars not any too large for the county's requirements. At the hearing on the tenth a taxpayer suggested using existing cash. (Continued on editorial page)

Harvest Help Continues in Great Demand

With canneries continuing peak production, a dozen crops in harvest and the valley area's fall harvest set to begin next week, nearly every classification of farm and cannery worker remains in great demand, local farm labor and cannery officials said Thursday.

Orders are increasing for corn pickers in the Grand Island, Jefferson and Turner districts and for onion harvesters in the Labish area, and the prune, hop, bean and blackberry crops continue to draw on the local labor supply, officials said. Trucks carrying farm workers leave between 6:30 and 7 a. m. daily from the Salem farm labor office.

Canneries are operating at peak capacity, now nearing the end of the second week of the prune pack. Other major production is of corn and beans, with cauliflower, broccoli, green peas and other vegetables also being canned.

Animal Crackers

By WARREN GOODRICH



"The vet made me cut down on my drinking. Only one every six months."

Survivors Reported At Wreck

Communications Severed with Rescue Team

GANDER AIRPORT, NFLD. (Friday)—Sept. 20—(AP)—A rescue party led by a doctor from the U. S. Army air base at Argentina last night reached the wreckage of a Belgian transatlantic airliner which crashed 20 miles from here Wednesday morning with 44 persons aboard.

There was no immediate word concerning the number of survivors, but search planes previously had reported seeing several persons moving about near the wreckage, which lay in dense woods.

The first party to reach the wreck, led by a Dr. Martin, was flown in by seaplane to Gander lake.

Another larger rescue party, consisting of 30 to 40 men, was en route to the scene. Traveling by the southwest Gander river to a point whence the wreckage could be reached through a mile of dense brush.

Personnel from U. S. air bases at Gander and Stephenville as well as Argentina was recruited to the rescue work.

Planes flying over the crash scene during the night to drop supplies and food reported they could see the lights of the rescue party below.

A search party immediately started from Gander on the difficult trek through the densely wooded, unpopulated territory to the wreck near 30-mile-long Gander lake. The plane, carrying 37 passengers and seven crewmen, crashed on a flight from Brussels to New York.

Planes Lands Near Scene (In New York the coast guard said a PBV plane landed on a lake four or five miles from the site of the crash, and that a rescue team was working toward the scene. Two army rescue planes also were to be landed nearby.)

The transworld pilot, on a flight from Boston to Cairo, said he saw three persons beside the wreck and four others walking about four miles away. All waved his goodnight to the plane and appeared "very active," he said.

Trees Knocked Down (TWA said the pilot reported that the Belgian Sabena Airlines craft burned, but appeared to be in one piece, and that trees were knocked down for a distance of about 500 yards.)

(The coast guard said the five survivors seen by its search plane included two men, two women, and a child.)

The four-engined airliner made an instrument approach in fog to Gander airport yesterday at 3:37 p. m. EDT. It flew over the field once, and then disappeared. Weather hampered the first aerial searches, but the skies were clear today.

One true bill and five not true bills were returned by the Marion county grand jury Thursday.

Martin Artiago was indicted on a charge of contributing to the delinquency of a minor and is held in the county jail in lieu of \$1000 bail.

Not true bills were returned on Raymond Norton, charged with assault on a battery; Clarence Williams, contributing to the delinquency of a minor; Corluis Fountain, threatening the commission of a felony; Robert Knight, assault and battery, and Ted Wilks and Pauline Wilks, charged jointly with knowingly making a false application for a duplicate certificate of title to an automobile.

Crater Lake Lodge To Close Today

The state highway commission will keep its road to the south and west entrance to Crater lake open all winter, for the first time since before the war, the commission said today after being advised that the park would be open all winter.

Crater Lake lodge will close today, but eating facilities probably will be supplied during the winter if a satisfactory bid is received for the concession. Rooms will be available this winter in a government dormitory.

Work Rushed on OCE Housing Units

MONMOUTH, Sept. 19—Work is being rushed to complete federal housing units for the Oregon College of Education campus by October 1. The first section is ready for occupancy and veterans and their families are moving in. Registration for the school is September 23 and 24; returning students will enroll September 25, and classes will open September 26.

OPA Reviews Rollback Policy as Restauranters Promise Fight

WASHINGTON, Sept. 19—(AP)—OPA backed away somewhat tonight from a previous stand-pat decision on its order rolling back prices of restaurant meat meals, after officials of the industry had promised "a fight to the finish."

The price agency said it was reviewing its restaurant price policy "because of widespread protests from the industry," but indicated it would insist on further proof of hardship before raising ceilings.

Price Administrator Paul A. Porter said he is making every effort to give restauranters the same consideration as other industries. His statement came out after George R. Le Sauvage, chairman of the government relations committee of the National Restaurant association, told a news conference.

"As soon as a restaurant owner is cited (for violation of the order), we will file an injunction suit to restrain OPA. We will help them all we can."

PENDLETON, Ore., Sept. 19—(AP)—A restaurant committee here today voted to close the city's cafes when present food stocks are exhausted unless the OPA's price rollback is amended.

Congressmen Back Byrnes' Soviet Stand After Pacific Inspection Tour

Editor's Note: William F. Arbogast, hearing the house of representatives, accompanied a delegation from the house to the Pacific and the Far East. In the following story he reports some of the lawmakers' conclusions.

WASHINGTON, Sept. 19—(AP)—Support for Secretary of State Byrnes' soviet policy was pledged today by touring lawmakers back from a six weeks far eastern inspection tour.

CIO SHIP STRIKE END NEAR

Truman May State Policies

WASHINGTON, Sept. 19—(AP)—A specific presidential statement on foreign policy was reported under consideration tonight in the aftermath of a teletype exchange between President Truman and Secretary of State Byrnes in Paris over the Wallace affair.

The president and his secretary of state communicated with each other for 20 minutes. Afterward word came from Paris indicating that Byrnes' concern was not diminished by the president's offer in applying a temporary gag to Secretary Wallace, embattled critic of present U. S. foreign policy.

Byrnes and his aides were said to feel that only a clear-cut pronouncement from the president, definitely supporting either Byrnes or Wallace, could dispel existing uncertainty and confusion.

Subsequently Undersecretary of State William L. Clayton, Byrnes' chief lieutenant here, hurried over to the White House and conferred for about an hour with Mr. Truman. The president's top public relations advisor, Press Secretary Charles G. Ross, also sat in.

The president is known to have told some cabinet officials in the last few days that the question they could count on was his 100 per cent backing for Byrnes and the kind of diplomacy he has been conducting.

Before his meeting with Wallace the president let it be known to friends of Byrnes that he believed the solution would be satisfactory to Byrnes.

"Gag" Unsatisfactory That it was not satisfactory, however, was seen here in the reaction of diplomatic officials and reports from Paris.

Byrnes' position, which he may have expressed to the president today, seems to be based on the contention, say these diplomats, that nothing Mr. Truman has done so far has actually convinced other governments that Byrnes can speak with full authority about what American policy is today or what it will be tomorrow.

Ross told newsmen that "there was no deal or anything resembling a deal" between Mr. Truman and the secretary of commerce leading to Wallace's "conclusion" to make no more state-ments or speeches until after the Paris peace conference.

Churchill Asks France, Germany Shake Hands

ZURICH, Sept. 19—(AP)—Winston Churchill urged today a partnership between France and her traditional enemy Germany as the first step in creating a United States of Europe whose "friends and sponsors" would include both Russia and America.

Frankly admitting to a University of Zurich audience that such a proposal "will astonish you," Churchill called also for an ultimate "end to retribution" in dealing with the beaten reich.

He said the world dwells "strangely and precariously under the shield, I will even say the protection of the atom bomb" because it is in sole possession of the United States, but he foresaw disintegration of civilization and possibly "the globe itself" if the atom bomb becomes a weapon for warring nations.

Warning that "time may be short," Churchill said it was imperative that the creation of a United States of Europe within the framework of the United Nations organization begin at once with the first "practical step" the information of a "council of Europe."

France and Germany must take the lead in such an effort, he said.

Highway Work 25% in Arrears Of Schedule

The government ban on use of steel for highway bridges and rising material and labor costs are principal factors in the slow-up of Oregon's post-war highway program, it was asserted Thursday by R. H. Baldock, state highway engineer.

Baldock said the three-year highway program is running about 25 per cent behind schedule. First contracts were let 11 months ago and although it was expected that \$20,000,000 worth of contracts would be let in the first year, to date only \$15,000,000 have been let, the engineer stated.

"I think we've done pretty well in view of the tremendous difficulties," said Baldock, adding, "We're going ahead with what grading and paving we can, but it may be several months before we can get going full scale."

Work Rushed on OCE Housing Units

MONMOUTH, Sept. 19—Work is being rushed to complete federal housing units for the Oregon College of Education campus by October 1. The first section is ready for occupancy and veterans and their families are moving in. Registration for the school is September 23 and 24; returning students will enroll September 25, and classes will open September 26.

Crater Lake Lodge To Close Today

The state highway commission will keep its road to the south and west entrance to Crater lake open all winter, for the first time since before the war, the commission said today after being advised that the park would be open all winter.

Crater Lake lodge will close today, but eating facilities probably will be supplied during the winter if a satisfactory bid is received for the concession. Rooms will be available this winter in a government dormitory.

Work Rushed on OCE Housing Units

MONMOUTH, Sept. 19—Work is being rushed to complete federal housing units for the Oregon College of Education campus by October 1. The first section is ready for occupancy and veterans and their families are moving in. Registration for the school is September 23 and 24; returning students will enroll September 25, and classes will open September 26.

Congressmen Back Byrnes' Soviet Stand After Pacific Inspection Tour

Editor's Note: William F. Arbogast, hearing the house of representatives, accompanied a delegation from the house to the Pacific and the Far East. In the following story he reports some of the lawmakers' conclusions.

Eight Killed in Crash of Navy Plane



GRANITE FALLS, Wash., Sept. 19.—Navy men examine wreckage of a PBV found near Granite Falls, Wash., which carried eight men to their deaths. The plane crashed while on a short flight from Sand Point naval air station to Whidby Island after a flight from San Diego, Calif. (AP Wirephoto). (Story on page 5).

Churchill Asks France, Germany Shake Hands

ZURICH, Sept. 19—(AP)—Winston Churchill urged today a partnership between France and her traditional enemy Germany as the first step in creating a United States of Europe whose "friends and sponsors" would include both Russia and America.

Frankly admitting to a University of Zurich audience that such a proposal "will astonish you," Churchill called also for an ultimate "end to retribution" in dealing with the beaten reich.

He said the world dwells "strangely and precariously under the shield, I will even say the protection of the atom bomb" because it is in sole possession of the United States, but he foresaw disintegration of civilization and possibly "the globe itself" if the atom bomb becomes a weapon for warring nations.

Warning that "time may be short," Churchill said it was imperative that the creation of a United States of Europe within the framework of the United Nations organization begin at once with the first "practical step" the information of a "council of Europe."

France and Germany must take the lead in such an effort, he said.

Snell Appoints McCourt to Fill Handley Post

Appointment of John B. McCourt of Portland as district attorney for Multnomah county to succeed the late Thomas B. Handley, who died Monday, was announced Thursday by Gov. Earl Snell.

McCourt, who served formerly as a deputy district attorney and as a member of the state legislature, will fill the unexpired term to which Handley was appointed by the governor in March, 1945, when James R. Bain became circuit judge.

McCourt was sworn in Thursday afternoon in Salem by Chief Justice Harry Bell of the state supreme court.

McCourt was recommended for appointment by the Multnomah county republican central committee.

McCourt will serve only until after the November general election, unless he should be a candidate for election and be elected. Handley was the republican candidate to succeed himself, and the Multnomah county republican central committee is expected to name McCourt to Handley's place on the November ballot.

The democratic candidate for the office is State Sen. Thomas R. Mahoney.

Reds Pleased as U. S. Lowers Compensation Payment Demand

PARIS, Sept. 19—(AP)—The United States and France gave up today their demands for 100 per cent compensation for property losses of allied nationals in Italy, and a soviet delegate to the European peace conference declared the move was a "pleasant surprise."

This action toward eliminating one of the obstacles to agreement with the Russians came after the United States served notice on the Slav bloc that it regarded the Big Four agreement on Trieste and the Italo-Yugoslav frontier as "one decision" that must stand together or not at all.

These were the main developments in today's commission meetings at the peace conference, which also saw the military commission complete its work on the Italian treaty by adopting the Big Four agreement limiting fleet personnel to 22,500 men, and the air force to 25,000.

Previously, the United States, France and Britain had sought full compensation for lost or damaged property of allied nationals in Italy, while Russia asked that such payments be restricted to one-third of the value.

John L. Lewis Demands Meat For Miners

WASHINGTON, Sept. 19—(AP)—John L. Lewis jumped into the fight against meat price controls today amid gloomy agriculture department predictions that the shortage will get worse.

Lewis blamed "bureaucratic control and price fixing policies of OPA" for the shortage. He said it is causing "grave unrest" among the coal miners and forcing mines to close in Kentucky, West Virginia and Virginia. Operators reported, however, that no mines in the first two states have closed for that reason, although complaints have been heard. George H. Esser, president of the Virginia Coal Operators association, said five mines there closed for a day or more as a "token protest."

Lewis telegraphed his demand for removal of meat controls to the decontrol board and Secretary of Agriculture Anderson. A board official explained that no further action can be taken there unless Anderson and the OPA turn down a decontrol request and the matter comes before the board officially on appeal.

Anderson, at Albuquerque, N. M., forecast that the meat shortage will be worse by next spring than it is now. By then, he estimated, consumption will be down to the lowest level reaching during the war — a rate of 116 pounds a year per person.

Pay Rise Granted In East

SAN FRANCISCO, Sept. 19—(AP)—A conditioned hope that the maritime strike on the west coast might be ended by noon tomorrow was expressed tonight by the west coast section of the CIO-Committee for Maritime Union. A special press release expressed the hope following a pro-longed session dealing with the pay boost won today by CIO seamen on the east coast.

The release stated: "The west coast section of the Committee for Maritime Union late tonight announced that the three striking unions, the Maritime Union, National Maritime Union and the Union of Maritime Cooks and Stewards would hold membership meetings up and down the west coast at noon tomorrow to consider and make recommendations on the James L. Fly award."

"The CMU expressed the hope that by noon tomorrow the U. S. maritime commission or the ship-owners would give assurance that the Fly award, calling for equal pay for equal work throughout the maritime industry, would be applied.

"It was stated following a meeting of the west coast section of CMU that if such assurance was given the current maritime strike would be ended."

Arbitration Award

NEW YORK, Sept. 19—(AP)—Although east and Gulf coast ship operators today agreed to an arbitration award which gives the CIO National Maritime Union parity with the AFL seamen, the maritime strike continued.

Earlier today James L. Fly, federal arbitrator, had awarded NMU seamen salary increases of \$5 to \$30 a month and with the decision has said that there was an adequate basis for all shipping activities to be resumed without further delay.

Must Have Contract As they agreed to the award the operators said they saw no necessity for continuation of the strike. However, Paul Palazzi, chairman of the NMU strike committee, was quoted by another NMU spokesman as saying "the arbitrator's award is not a contract and until we have a signed contract the strike will continue."

Frank J. Taylor, chairman of the negotiating committee for 39 ship companies and agents, said in reference to the Fly award: "We accept this decision rendered by Mr. Fly and sincerely hope that it will lead to a speedy ending of the maritime chaos. . . . Owners Disagree"

"A great many of the wage increases and other items covered in the award have already been offered to the NMU. While there are many points in the award with which we disagree, nevertheless the industry pledged itself to abide by the decision of the arbitrator."

Fly said that the award "provides a basis for the settlement of the entire conflict by eliminating problems between the NMU and Atlantic and Gulf coast operators. . . . The award did not involve the west coast, but that other pending decisions would be announced within a week."

The award, Fly said, does affect the west coast situation to the extent "that it affords a basis for a back-to-work movement."

\$5,000 VET BONUS URGED

CHICAGO, Sept. 19—(AP)—The AFL Brotherhood of Sleeping Car Porters today urged congress "to grant all veterans a bonus of \$5,000 each."

Reds Pleased as U. S. Lowers Compensation Payment Demand

PARIS, Sept. 19—(AP)—The United States and France gave up today their demands for 100 per cent compensation for property losses of allied nationals in Italy, and a soviet delegate to the European peace conference declared the move was a "pleasant surprise."

This action toward eliminating one of the obstacles to agreement with the Russians came after the United States served notice on the Slav bloc that it regarded the Big Four agreement on Trieste and the Italo-Yugoslav frontier as "one decision" that must stand together or not at all.

These were the main developments in today's commission meetings at the peace conference, which also saw the military commission complete its work on the Italian treaty by adopting the Big Four agreement limiting fleet personnel to 22,500 men, and the air force to 25,000.

Previously, the United States, France and Britain had sought full compensation for lost or damaged property of allied nationals in Italy, while Russia asked that such payments be restricted to one-third of the value.

John L. Lewis Demands Meat For Miners

WASHINGTON, Sept. 19—(AP)—John L. Lewis jumped into the fight against meat price controls today amid gloomy agriculture department predictions that the shortage will get worse.

Lewis blamed "bureaucratic control and price fixing policies of OPA" for the shortage. He said it is causing "grave unrest" among the coal miners and forcing mines to close in Kentucky, West Virginia and Virginia. Operators reported, however, that no mines in the first two states have closed for that reason, although complaints have been heard. George H. Esser, president of the Virginia Coal Operators association, said five mines there closed for a day or more as a "token protest."

Lewis telegraphed his demand for removal of meat controls to the decontrol board and Secretary of Agriculture Anderson. A board official explained that no further action can be taken there unless Anderson and the OPA turn down a decontrol request and the matter comes before the board officially on appeal.

Anderson, at Albuquerque, N. M., forecast that the meat shortage will be worse by next spring than it is now. By then, he estimated, consumption will be down to the lowest level reaching during the war — a rate of 116 pounds a year per person.

Snell Appoints McCourt to Fill Handley Post

Appointment of John B. McCourt of Portland as district attorney for Multnomah county to succeed the late Thomas B. Handley, who died Monday, was announced Thursday by Gov. Earl Snell.

McCourt, who served formerly as a deputy district attorney and as a member of the state legislature, will fill the unexpired term to which Handley was appointed by the governor in March, 1945, when James R. Bain became circuit judge.

McCourt was sworn in Thursday afternoon in Salem by Chief Justice Harry Bell of the state supreme court. McCourt was recommended for appointment by the Multnomah county republican central committee. McCourt will serve only until after the November general election, unless he should be a candidate for election and be elected. Handley was the republican candidate to succeed himself, and the Multnomah county republican central committee is expected to name McCourt to Handley's place on the November ballot. The democratic candidate for the office is State Sen. Thomas R. Mahoney.

McCourt was sworn in Thursday afternoon in Salem by Chief Justice Harry Bell of the state supreme court.