

TESTIMONY LINKS FEHL WITH THEFT OF BALLOT POUCHES

KLAMATH FALLS, Ore., July 28.—(AP)—More testimony that the state of Oregon, contends links Earl H. Fehl, county judge of Jackson, with the ballot-theft conspiracy, which he stands charged before a Klamath county jury, was introduced this morning from the lips of Wilbur Sexton, a seventeen-year-old youth who admits he entered the county vault window and helped pass out 32 ballot pouches, on the night of February 20th last.

Young Sexton testified that when the crime was suggested to him and his brother, Burley, by John Glenn, former county jailer, acquitted on the same charge, his brother replied: "There is too much law around here," and Glenn replied: "You have nothing to worry about. The sheriff and all his deputies, and Judge Fehl are in on this."

Wilbur Sexton also testified that Tom J. Brecheen, a co-defendant told him, after the vault window was broken, "if anything happens, we will go into the sheriff's vault, and hide."

Defense counsel, interested in the witness to ask: "Did you say we will all go into the sheriff's vault, and hide?"

"No, I didn't, but I have often wished they had," retorted the witness, as the court rapped for order.

The state scored an important legal victory, when the court ruled that the declarations of John Glenn, to the Sextons, were admissible as testimony. The defense contended that the acquittal of Glenn barred the declarations. The court held there was no rule of law supporting the defense contention.

The court also ruled that the record of Glenn's acquittal could not be introduced as evidence.

Burley Sexton, the first witness of the day, testified that Glenn had promised him and his brother \$10 apiece, and a good job, if they would help "get the ballots."

Burley Sexton testified that Fehl had promised him a job as janitor, but when he reported for the courthouse keys, Fehl told him, "I will have to fix up some place else, as the commissioners voted me down. I will find a place for you in the boiler room."

Wilbur Sexton testified that after the vault window was broken he and C. Jean Connors, vice-president of the "Good Government Congress," entered the vault, and passed out the first four ballot pouches.

The youth admitted he had helped his brother burn the contents of 18 ballot pouches in the courthouse furnace.

Wilbur Sexton also testified that Fehl had asked him if there were bars on the vault window, where the ballots were stored, and that when he left to make a "congress" speech, said:

"I'd hate to see you boys break into that vault, and steal the ballots."

State Policemen Ed Walker and Rodney Roach, identified ballot pouches, they recovered from Rogue River.

Captain Lee M. Bown identified tools used in breaking the window and burnt ballots removed from the courthouse furnace, after the robbery.

CHEAP LIQUOR STORY

(CONTINUED FROM PAGE 1)

ing. I feel that the best way to stamp out bootlegging is to get liquor down to a price where people can afford to buy it and not be forced to go to a bootlegger."

Dr. Knox revealed that he favors a system similar to that of Canada or Sweden, as to their distribution features. He objects to the Canadian system of price, but believes a compromise can be reached which would meet the Oregon condition.

Serving with Dr. Knox on the commission are Mrs. David Hoseneyman, John A. Laing, Roscoe C. Nelson, John J. Beckman, Anselma M. Smith, Senator Jay H. Upton of Bend, Dr. Ralph A. Fenton, Senator Isaac E. Staples, Frank Peterson and Mrs. Gordon Voorhies of Medford.

The findings of the commission will be reported to the governor. A special session of the legislature will then be called to consider these recommendations and enact legislation to put them, or other suggestions, into effect.

RACKETEERS INDICTED
CHICAGO, July 28.—(AP)—A blanket indictment charging Al Capone, Dr. Benjamin M. Squires, Aaron Sapiro and 21 other defendants on conspiracy charges including bombings, window smashing and restraint of trade was returned by a county grand jury today. The indictment was regarded as the state's first frontal attack on racketeering and the violence it has brought into legitimate industries in Chicago.

In Moscow, if a person drops a piece of paper as small as a train ticket on the street, a policeman has the power to fine him on the spot.

IN HEILIG COMEDY!



Wheeler and Woolsey, wise-cracking comedians, are shown above as they appear in the hilarious burlesque, "So This is Africa," closing Friday at the Heilig theater.

O AND C FUNDS STORY

(CONTINUED FROM PAGE 1)

decision from the comptroller general. The sum to the counties has been lessening each year owing to several causes. One of these, the committee reports, is a lessening of the timber sales, due perhaps to the executive order that no more timber be sold except for continuance of those firms already operating.

Another cause for the shrinkage of the fund is due to the fact that the easily accessible O and C land timber is all sold. While there is a great amount of timber left it is checker-boarded in with larger holdings.

Lane county loses a total of \$95,461.81 in 1933 if the money is not granted. The figure is divided as follows: \$58,824.19 for state and county fund; \$19,580.23 for school districts; county tuition fund \$4,162.49; union high schools, \$6,215.88; road districts, \$5,083.04.

County Judge Fred Fisk in commenting on the Lane situation said it means simply an increased warrant indebtedness at the end of the year if the county can not get the money; that nothing can be cut any further, especially to make up a deficit of some \$95,000, the sum budgeted by the county from the fund.

Figures on the Lane funds for the past years under the O and C land grants show as follows:

1927—Total, \$106,400.88, divided as follows: State and county tax fund, \$68,303.96; school districts, \$10,563.99; union high school, \$1,092.21; road districts, \$13,860.75; Port of Siuslaw, \$13,932.97.

1928—Total, \$102,717.32, divided as follows: State and county tax fund, \$65,454.97; school districts, \$10,851.83; union high school, \$3,166.48; road districts, \$20,208.16; Port of Siuslaw, \$3,036.

1929—Total, \$116,752.71; divided as follows: State and county tax fund, \$70,089.60; school districts, \$12,848.26; union high school, \$3,323.71; road districts, \$18,107.98; Port of Siuslaw, \$3,276.07.

1930—Total, \$99,310.22; divided as follows: State and county tax fund, \$61,894.37; school districts, \$18,271.25; Port of Siuslaw, \$3,369.93; union high school, \$2,218.93;

Trucks For Season Crop Hauling Will Share Exemptions

SALEM, July 28.—(AP)—Insanity may be the cause for revocation of a citizens' right of franchise, but it is insufficient cause for taking from him an engineer's certificate. This was the opinion of Attorney General I. H. Van Winkle today.

The request for such an opinion was made by Archy B. Carter, secretary of the board of engineering examiners for Oregon.

In another opinion the attorney general held that trucks used in seasonal crop movements, such as for apple or wheat crops, are included in the exemption clause of the new motor truck regulations under the public utilities commission. The seasonal trucks therefore do not come under the net transportation act.

The request for the opinion was made by Herbert Hauser, superintendent of transportation in the utilities commission.

The bulbs of some daffodils exhibited at the Horticultural hall, London, were valued at from \$100 to \$150 each.

STATE
TODAY & SATURDAY
2 FEATURES
—First—
Six Hours To Live
with
WARNER BAXTER
MIRIAM JORDAN JOHN BOLES

—SECOND—
"Make Me a Star"
ANY 15c SEAT

with
JOAN BLONDELL
STUART ERWIN
Zasu Pitts—Ben Turpin

COLONIAL
STARTS SUNDAY!
Brought Back at the Request of Hundreds
ALL SEATS 15c

Be Mine Tonight
The Musical Show That The Whole World Loves!

ROADS WORK STORY

(CONTINUED FROM PAGE 1)

taken from these forest road funds to complete the North Santiam highway at once. This could be accomplished only by reducing the present tentative allocations for the South Santiam highway out of Albany and the Willamette out of Eugene with resultant delay of these two projects.

Out of Bend the two Santiam roads and the McKenzie use the same route as far as Sisters and from Sisters to the Summit, the two Santiam roads are one road. Just west of the summit, the North Santiam swings north along the high ridge nearly 15 miles and comes down to the Willamette valley through Detroit. On the east side grading has been completed to the summit. On the west side, about 15 miles of grading is needed on both routes. On the Willamette east side grading has been completed to Odell lake and on the west side to a point about three miles up Salt creek. Salem people argue that the North Santiam will replace the old Hogg railway which was abandoned in the '80's after a few miles of grade had been built near the summit.

Siskiyou Job Included
One project included in the first \$3,000,000 in which Eugene is much interested is the rebuilding of the Siskiyou bottleneck for which nearly \$300,000 has been appropriated.

The state highway commission probably will meet early next week to decide final allocations on the various projects.

Another strong group at the forthcoming meeting may be from Portland demanding concentration of funds for the immediate completion of Portland's short-cut road to the coast by way of the Wolf creek pass.

Radio Programs

FRIDAY PROGRAMS
KGO, San Francisco—7, Amos 'n' Andy; 7:15, Chester H. Rowell; 7:30, Best Food Musical Grocery; 8, Sports Headlines; 8:15, Gilmore Circus; 9:15, Ted Weems orchestra; 9:30, Terrace Garden orchestra; 10, news flashes; 10:15, Anson Weeks' orchestra; 11, organ concert; 11:30-12, Kay Kyser's orchestra.

KPO, San Francisco—7, Edna Fischer, pianist; 7:15, Tarzan of the Apes; 7:30, Josef Horak, Viennese program; 8, Mills Musical Playboys; 8:15, Sports Revue; 8:30, Harold Stern's orchestra; 9, Story Teller; 9:30, sunburst of song; 10, Tim Ryan's Night club; 10:30, out of the east; 11, Abe Lyman's orchestra; 11:30-12, organ concert.

KFI, Los Angeles—7, Amos 'n' Andy; 7:15, string orchestra; 7:30, Best Food program; 8, string orchestra; 8:15, Gilmore Circus; 9:15, Lincoln Tavern orchestra; 9:30, string orchestra, soloist; 10, reporter; 10:15, Hotel Ambassador orchestra; 11, Abe Lyman's orchestra; 11:30-12, Bal Tabarin orchestra.

KXN, Hollywood—7, Frank Wadsworth; 7:15, Black and Blue; 7:30, The Hawk; 7:45, Count of Monte Cristo, 8, Optimistic revue; 9, news; Range Riders; 9:30, musical program; 9:45, Hollywood Legion fights; 10:45-11, dance orchestra.

KGW, Portland—5, NBC-KGO program to 8; 8, Texas Cowboy; 8:15, NBC-KGO programs to 9:30; 9:30, sunburst of song; 10-12, news, orchestras.

Miss Viig Dies At Harrisburg

HARRISBURG, July 28.—(Special)—Mary Viig died at her home here Wednesday afternoon. The funeral will be held at the Miller chapel here Saturday afternoon at 2 o'clock, with interment to follow at the Alford cemetery.

Miss Viig was a native of Denmark, coming to this country about 40 years ago. She was 73 years of age. She has lived for many years in this community, making her only remaining member of the family of six children. She was a member of the Lutheran church.

APPEARS ON CHARGE

Jack Warner, taken before the U. S. commissioner here on a charge of operating a still, was turned over to federal court and is in jail in lieu of \$10000 bail. He was said to be trying to get bail Friday.

COLONIAL
NOW ON Plus Real Mickey Mouse News

Eddie CANTOR
in
"The Kid From Spain"
For Owl Mat Fans Who Love Mystery—Thrills
OWL MAT 11 P. M.
S. S. Van Dyne's
"PULLMAN MURDER"
Come at 9—No Extra Charge

IREX
Another victim of 'The Ace' will die

'TOMORROW AT SEVEN'
A Thrilling Mystery Drama With
CHESTER MORRIS
VIVIENNE OSBORNE

SATURDAY DOUBLE FEATURE!
Zane Grey's **LIFE IN THE RAW** with **George O'Brien**

FIRST RUN
Joe E. Brown **"FIREMAN SAVE MY CHILD"**

PHIL HARRIS!



"Melody Cruise," Friday and Saturday's offering at the McDonald theater, features the famous orchestra leader of Coconut Grove, teamed with Helen Mack to furnish the romantic interest.

Theatres

FRIDAY PROGRAMS
HEILIG—"So This is Africa," with Wheeler and Woolsey. Closes Friday.
MCDONALD—"Melody Cruise" with Phil Harris, Charley Ruggles. Last times Saturday.
REX—"Tomorrow at Seven," with Chester Morris, Vivienne Osborne, Frank McHugh and Allen Jenkins. Closes Friday.
STATE—"Double Bill," "Six Hours to Live," with Warner Baxter, Miriam Jordan, John Boles plus "Make Me a Star," with Joan Blondell, Stuart Erwin and Zasu Pitts. Closes Saturday.
COLONIAL—"The Kid From Spain" starring Eddie Cantor. Friday and Saturday.

Devoid of mechanical chorines who intrude into the plot without the least provocation, the obnoxious crooner who puts the brakes upon the action of comedy or drama, and the female chirper who bursts into song unprovokedly, "Melody Cruise," musical movie, opened at the McDonald Friday. Brilliantly novel embraces the rhythmic song and dialogue of "Melody Cruise." Four tuneful melodies with clever lyrics form part of the story without upsetting the continuity.

Supplanting the stereotyped chorines are thirty-six beauties who participate in the situations which mark the story. When Phil Harris or Helen Mack sing, the story rolls along smoothly with the action maintaining steady harmony. By extraordinary photographic effects, fish fox-trot on the ocean waves; an ocean liner stands up on one end and waltzes in the harbor; stars form music bars and shimmering notes in the heavens. The picture closes Saturday.

Lions to the right of them, gorillas to the left of them, Tarzans all around them—down into the valley of laughs march the two comics, Wheeler and Woolsey, in their newest comedy, "So This is Africa," a side-flicking travesty on Tarzan films closing Friday at the Heilig theater. With a St. Bernard dog to rescue any members of the safari who might by chance find some snow in the jungle to get lost in, with a horse to carry Professor Woolsey's special edition of the Encyclopedia Britannica and with a change of evening clothes to refresh the atmosphere of the safari around the fire after the long day's trek, Wheeler and Woolsey invade the terrors of darkest Africa and finally emerge victorious—though married. Critics generally recognize this as the most hilarious comedy the popular team has ever made, and local audiences concur in this belief after the first showing Thursday.

Certificates Go To 4-H Groups

One set of perfect achievement certificates were being sent out from the office of R. C. Kuelner, county club leader, Friday. Others will receive theirs from time to time. The certificates are given to clubs completing their projects.

Following is partial list sent out Friday:

Pleasant Hill Home Making, Nott Forestry, Glenwood Forestry, Santa Clara Cooking, Bailey Hill Cooking, Zion Cooking, Edeline Cooking, Malabon Cooking, Willwood Sewing, Latham Sewing, Camp Creek Sewing, Sitcoos Sewing, Malabon Sewing, Red Oak Sewing.

CALL AT OFFICE

Callers at the office of Laurence C. Moffitt, county school superintendent, Thursday included D. A. Emerson, superintendent of schools at Cottage Grove; and F. K. Nordhoff, principal at Creswell.

COOL AS A FOREST BREEZE

HEILIG
10c CONTINUOUS DAILY FROM 12:45

HELD OVER!
For Tonight and Saturday Too!

see **WHEELER and WOOLSEY**
"SO THIS IS AFRICA"

A COLUMBIA PICTURE

See these two hilarious clown-with 100 of Hollywood's most beautiful maidens in laugh infested Africa!

Perfect Ventilation Is Essential . . . We Have It!

fore "Whoopie," but successful as those were, Eddie believes he has more than topped them with "The Kid From Spain." In other words, this is Eddie's annual screen song-and-dance comedy. It is the story of a button-eyed lad, who, getting kicked out of a school with his roommate for suspicious goings-on in a girls' dormitory, gets involved in a bank robbery and escapes to Mexico disguised as a prominent bullfighter, there accepting the acclaim due to the man he is impersonating until forced to go into a real bullfight.

Allen Jenkins and Frank McHugh, two of Hollywood's best comedians, are teamed in the murder mystery, "Tomorrow at Seven," closing Friday at the Rex theater. There have been better murder mysteries shown on the screen, but you'll look a long time before you'll find more hilarious comedy than that furnished by McHugh and Jenkins as a pair of dumb "dicks" trying to solve the identity of the "Black Ace." The film is well acted by all concerned, with Chester Morris and Vivienne Osborne in the starring roles, but the two comics steal the show. The picture is thoroughly entertaining, and would make a good program picture without the comedians, but with them it becomes one of the most pleasing bits of film fare offered here in many a day. Also on the bill is Harry Langdon, famed comedian of the silent days, making his comeback in a short comedy. It's good, too.

The State is offering a double bill Friday and Saturday, with two outstanding films, "Six Hours to Live," starring Warner Baxter and Miriam Jordan, and "Make Me a Star," with Joan Blondell, Stu Erwin and Zasu Pitts featured. The first film is the story of a diplomat at a world conference, assassinated, but brought back to life for a period of six hours. What is he to do in his remaining time on earth? The answer is found in the Fox picture of that name. "Make Me a Star" depicts the struggle of a young unknown to scale the heights to film fame, and is said to be an accurate account of the difficulties met.

The Colonial theater will stage a big gain midnight performance of "Gold Diggers of 1933" Saturday, Aug. 5, at 11:15 p. m. Seats may be reserved by calling the theater. Details of the affair, Glen Goffrey, Colonial manager, states, will be fully announced in a day or two, but to those who want first look at this picture, advice is to reserve seats pronto.

Ray W. Jones, McDonald theater manager, has announced a special preview of "College Humor" coming next week, to be held Saturday night at 11 o'clock following the feature picture. The film has a large cast, with Bing Crosby and many others starred.

PORTLAND ORGANIZES

PORTLAND, July 28.—(AP)—Accepting with enthusiastic alacrity President Roosevelt's request that employers "go into partnership" with him in an attempt to smother the depression, heads of more than 4,000 Portland business firms met here last night and pledged themselves to adopt the president's re-employment program.

The meeting was called by Governor Julius L. Meier through the Portland chamber of commerce. When Walter W. R. May, manager of the chamber, put the motion that the meeting adopt a resolution signifying support of the president's program a great shout of "I second that!" sounded through the auditorium as hundreds spoke in unison.

A vigilance committee of 100 was appointed. The duty of the members will be to see that no "slackers" break from the line of employers who are doing what they can to aid recovery by adding workers, shortening hours and increasing wages.

The meeting agreed that anyone who deploys the "blue eagle" emblem of the recovery program, yet who does not live up to the provisions of fair hours and a fair wage, will be deprived of the "blue eagle" by the vigilance committee.

LUMBER STRIKE STORY

(CONTINUED FROM PAGE 1)

been active here in encouraging the workers to follow mass demands

Special Bargain Dance

Free Till 9:15
Friday and Saturday Only
One of Oregon's Best Bands
Ladies 10c — Men 25c
WILLAMETTE PARK

COOL AS A FOREST BREEZE

HEILIG
10c CONTINUOUS DAILY FROM 12:45

HELD OVER!
For Tonight and Saturday Too!

see **WHEELER and WOOLSEY**
"SO THIS IS AFRICA"

A COLUMBIA PICTURE

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EUGENE NRA STORY

(CONTINUED FROM PAGE 1)

meeting as soon as the instructions are received.

Many phases of the recovery agreement were puzzling merchants Friday and all eagerly await more complete explanation of the blanket code sent out Thursday. One merchant posed the question of enforcement, asking how officials were going to know whether or not every employer was complying in spirit the fact with the agreement.

Other employers, who in the near future expect to be operating under the code which applies to their particular industry were refraining from signing the agreement till they receive further word on the progress of the codes. As the blanket code applies to an industry only till that industry's code is in effect, some employers believe it unnecessary to comply with the blanket code for the short interval.

Robert M. Fischer, Jr., district representative of the American Federation of Labor here, Friday received word from William Green, national president of the A. F. of L., to the effect that existing contracts between labor and employers were not to hinder either labor or the employer from going under the president's agreement. This reverses the previous word, said Mr. Fischer, it being first said that the existing contracts should stand despite the requirements of the agreement.

The state crew began work on Siuslaw highway Friday, surveying and doing other preliminary work preparatory to approval of the government of the project to be allotted the project to public works bill.

The crew is to get a stretch miles ready now, preparing for money is approved.

Crew Starts On Siuslaw

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MELODY CRUISE

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PHIL HARRIS
GRETA HISSER—HELEN JORDAN
CHICK CHAMBER—JUNE HAYES
SHIRLEY CHAMBERS—FRANCIS MARJORIE GATSON

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MILLS STAY CLOSED

ABERDEEN, Wash., July 28.—All sawmill front today, with no sign of immediate reopening. Millworkers who have been laid off here are being on charge of a full assembly.

One man, L. A. Johnson, was last night on a \$500 bond.

Neither the two remaining nor the several plywood mills are running full blast, with picket lines today. All of the 42 state mills were closed here Tuesday and have not yet reopened.

Operators said they have a notion of trying to start again until the lumber code effect. Three of four mills have been idle three weeks and had planned to start in August but were indefinitely delayed in as a result of the strike. The log shortage will make it for many mills here to keep the camps get back into production.

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