

KNOX LAW HELD CONSTITUTIONAL

MIDNIGHT FIRE IS CAUSED BY MOONSHINERS

Two Stills Found When
Firemen Answer
Night Alarm

OWNERS FLEE SCENE

Setup Is Operating in Full
Blast When Blaze
Was Started

Operating full blast, a huge moonshining outfit started a fire which gutted the second floor of a house at 1221 Second avenue west shortly after midnight Monday, putting a premature end to one of the largest illicit distilleries discovered in this city, according to city and county officials.

The "outfit" consisted of a 75-gallon boiler for first run stuff, and a smaller 30-gallon boiler for the second run. There were seven 50-gallon barrels of mash, made from barley, wheat and potatoes, two pressure tanks and all the incidental equipment necessary to a large still.

Occupants Disappear

The city fire department answered an alarm at 1:45 a. m. Tuesday and found the upper part of the house a blazing inferno when they arrived. When they entered the place and got the flames under control, they discovered the two stills which apparently had been in operation when the fire started. Firemen believed the fire started as a result of the fire under the large boiler which caught fire to the floor.

City police were called and a search revealed the fact that the occupants of the house had vanished before the flames arrived. Evidence indicated they had hastily grabbed a few articles of clothing and left for parts unknown. Police found a letter and a water bill both addressed to Sidney Jenkins and neighbors declared that was the name of the man who rented the house.

Operation Held New

A man, his wife and a two-year old girl had lived in the house since Jan. 1, according to Otto Shuman, who lives nearby and who had charge of the key to the house. The house was owned by Rosa J. Wells, of Jewell, Ore. She was notified of the fire and on her way to Eugene Tuesday.

Shuman said the man came to the house the morning of Jan. 23, looked at the place and announced it was "just what he wanted." His family moved in that afternoon. Police believed the still apparatus was taken through the rear of the house at the time.

SEE MOONSHINERS STORY
PAGE 2

WEATHER NEWS

The temperature Tuesday morning was three degrees higher than it was the morning before, a minimum of 30 degrees having been registered. The light warm sunshine in the day time was enjoyed by all. The forecast:

OREGON: Increasing cloudiness tonight and Wednesday; becoming unseasonably warm; normal temperatures; increasing southeast wind off-shore.

LOCAL STATISTICS: Minimum temperature Tuesday, 30 degrees. Maximum temperature Monday, 57 degrees. Wind from the north, 1 to 4 m.p.h. Wind from the east, 1 to 4 m.p.h.

SLUSH TIDES: Wednesday, high 12:50 a. m., 12:40 p. m.; low, 9:40 a. m., 7:10 p. m.; Thursday, high, 1:21 a. m., 1:20 p. m.; low, 7:33 a. m., 5:21 p. m.; Friday, high, 2:03 a. m., 2:12 p. m.; low, 8:18 a. m., 8:32 p. m.

Row Over Lindy's Protest Forces House Adjournment

WASHINGTON, Feb. 13.—(AP)—Representatives attempted to insert into the congressional record the protest from Charles E. Lindbergh to the president about air mail contracts awarded to the Boeing company.

Representative Fish (R., N. Y.), tried to get the letter accepted for the record, with the house at the time engaged on minor legislation.

The democratic leader, Byrnes of Tennessee, was among the many who opposed the measure.

HONOR GUEST!



Above is Miss Anne Whiteaker of Eugene, daughter of the late John Whiteaker, first governor of Oregon after the state became a part of the Union in 1859. Miss Whiteaker goes to Portland Wednesday to be among the honor guests for the state's 75th birthday party, sponsored by the Native Sons and Daughters of Oregon. Miss Whiteaker is president of the Lane County Pioneers association.

LEADERS OF BREAK TO FACE CHARGES

Trial for First Degree
Murder Talked For
Convict Gang

WALLA WALLA, Wash., Feb. 13.—(AP)—Warden James M. McCauley moved quickly today with the aim of lodging first degree murder charges against ringleaders in yesterday's bloody prison break attempt, in which nine men were killed, eight of them convicts shot down from the walls.

"Several of them had given trouble in the past," he said.

While a rapid investigation was under way, he disclosed that he contemplated lodging murder charges against the leaders or all survivors who attempted to get away.

Meanwhile, slight chances for his recovery were held out for another convict, one of those moved down under a withering fusillade of bullets from the walls.

Six prison employees, five of them turnkeys and one a guard, were suffering from numerous knife wounds, inflicted by the convicts. One other convict bore bullet wounds.

The dead:

H. L. Briggs, assistant chief turnkey, stabbed to death.

Wall Turnerott, 21, serving five to 20 years for attempted robbery.

Paul Krouse, 22, eight to 20 years for robbery.

Gerald Hill, 18, two and a half to 15 years for grand larceny.

H. R. (Buster) Clark, 22, 10 to 20 years for second degree murder.

James R. De Long, 25, 10 to 25 years for robbery.

Ernest De Boer, 28, five to six years for robbery.

H. Robert Parks, 20, six months to 10 years for statutory offense.

Ernest Alonzo Ware.

The outbreak, which began shortly after lunch yesterday, was being thoroughly investigated today by Warden McCauley and his assistants. The warden has been in office less than a year.

"There was no indication in advance that the break was planned," he said. "We have learned, however, that the break was planned."

SEE PRISON BREAK STORY
PAGE 2

EXPERTS BE CALLED IN KLAMATH CASE

Fingerprints Checked To
Reveal Ownership
Of Revolver

MANNING IS SILENT

Horan Said Right-Handed
And Not to Have
Carried Gun

KLAMATH FALLS, Ore., Feb. 13.—(AP)—An inquest into the death of Ralph W. Horan, shot last night by his former legal associate, Horace M. Manning, will be held this afternoon at 3:00 o'clock. Whatever charges that develop against the 35-year-old attorney probably will be filed late today.

Investigators said they were not satisfied with Manning's self defense version of the killing. They are checking fingerprints on the gun found in Horan's left hand and indicated the findings might be sent to the Lake May laboratories in Seattle for expert scrutiny.

Motive Lacking

The motive for the shooting was still unknown, the officers said. Officers said that E. O. Heinrich, Berkeley criminologist, would arrive here tomorrow morning to participate in the case. Heinrich figured prominently in the Lamson murder case at San Jose.

The authorities were attempting to establish the ownership of the weapon since Claude McCulloch, Horan's partner, said his friend never carried one. The revolver was an almost identical match to the one used by Manning.

Horan Right-Handed

Although the gun was found in the dead man's left hand, Sheriff Lloyd Low said Horan was right-handed. Manning was being questioned in an effort to discover the motive for his actions. The attorneys were not known to be enemies.

Manning Asked Meeting

Manning was being questioned in an office and investigators discovered two bullets in a bookcase.

SEE KLAMATH KILLING STORY
PAGE 2

Rowell to Speak At U. O. Tuesday, Wednesday at 10

Chester H. Rowell, internationally known editor and lecturer on national and international affairs, will speak at Villard hall at 8 o'clock Tuesday evening and again Wednesday morning at 10 o'clock in Gerlinger hall.

Both addresses will be open to townspeople and all others interested. The Wednesday morning talk will be before the student body assembly, when Mr. Rowell will speak on "Current Movements in the United States." His talk Tuesday evening will be on international relations.

Mr. Rowell is at present editor of the San Francisco Chronicle. For 22 years he was editor of the Fresno Republican and during this time built up a remarkable reputation as a journalist. He found time to do a great deal of traveling, during which he made close observations of conditions in many countries. He retired from publishing in 1922 to devote his time to public works, but in 1932 was persuaded to become editor of the Chronicle.

SENATE HEARS PLEA

WASHINGTON, Feb. 13.—(AP)—Frank Hogan, counsel for William P. MacCracken, Jr., told the senate today in his final argument in the air mail contempt trial that the former Coolidge and Hoover officials had no knowledge of the removal or destruction of the Northwest Airway files and had purged himself of contempt by return of the others.

Asking acquittal before a full senate and crowded galleries, he conceded that MacCracken had been in contempt of the senate when he permitted removal of Western Air Express files, but contended he had been completely purged of it when they were returned.

Triangle Folk Vote For Power District

Residents of the Triangle lake section in Lane county by an 89 to 9 vote authorized the creation of the Lake Creek peoples district, which would serve a potential population of 150. It was announced today by the state hydroelectric commission.

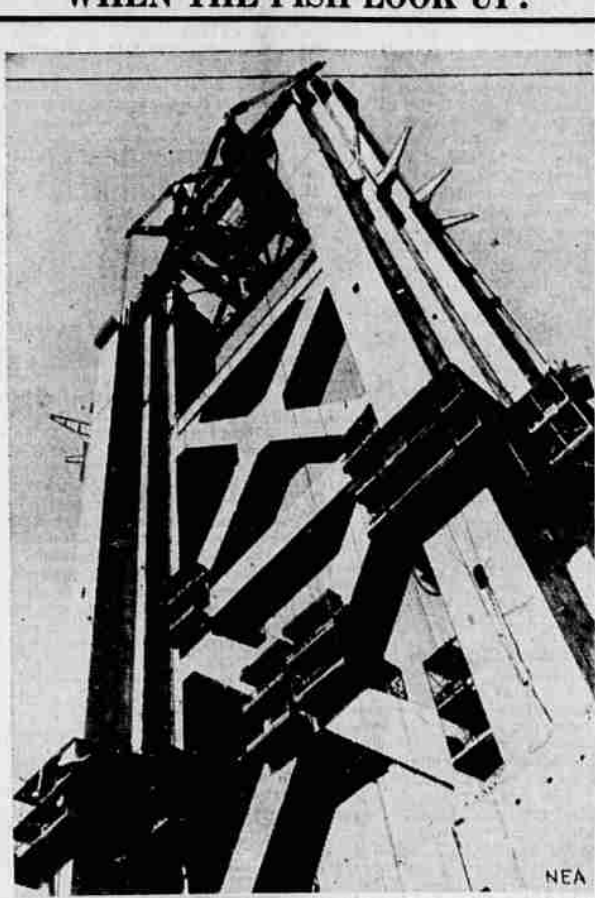
The district contemplates the installation of a \$17,000 hydroelectric plant and distributing system.

Directors of the new district are Ray Congdon, W. E. Slayter, G. I. Johnson, V. A. Parker and Walter V. Dennis.

BILL FAVORED

WASHINGTON, Feb. 13.—(AP)—The senate agriculture and forestry committee reported favorably today the bill of Senator McNary (R., Ore.) to revise the boundaries of the Fremont national forest in Oregon.

WHEN THE FISH LOOK UP!



Here's a new angle on bridge construction—the way the mighty tower of the Golden Gate bridge looks to a fish or a boatman in San Francisco bay. The tower is rising on the Marin county side, to support what will be the world's largest suspension bridge.

COURTS WILL GET AIRMAIL CONTRACTS

Farley Ordered to Show
Cause in Plea For
Restraint Act

NEW YORK, Feb. 13.—(AP)—Federal Judge John C. Knox today granted an order, applied for by Transcontinental and Western Air, Inc., requiring Postmaster General James A. Farley and Postmaster John J. Kiely, of New York, to show cause Friday why they should not be restrained from acting under the Farley order of Feb. 9 cancelling air mail contracts.

The petition set forth that the "complainant is advised by counsel and avers that the alleged order of the defendant, Farley, dated Feb. 9, 1934, and purporting to annul its contract with the postmaster general for the carrying of airmail is unconstitutional, illegal and void because beyond the power, authority and jurisdiction of the defendant, Farley, and because it deprives the complainant of its property without due process of law and constitutes an unlawful taking of its property without due process of law and without just compensation."

The petition also charges that the order is a violation of the fourth and fifth amendments to the constitution of the United States.

SENATE HEARS PLEA

WASHINGTON, Feb. 13.—(AP)—Frank Hogan, counsel for William P. MacCracken, Jr., told the senate today in his final argument in the air mail contempt trial that the former Coolidge and Hoover officials had no knowledge of the removal or destruction of the Northwest Airway files and had purged himself of contempt by return of the others.

Asking acquittal before a full senate and crowded galleries, he conceded that MacCracken had been in contempt of the senate when he permitted removal of Western Air Express files, but contended he had been completely purged of it when they were returned.

Triangle Folk Vote For Power District

Residents of the Triangle lake section in Lane county by an 89 to 9 vote authorized the creation of the Lake Creek peoples district, which would serve a potential population of 150. It was announced today by the state hydroelectric commission.

The district contemplates the installation of a \$17,000 hydroelectric plant and distributing system.

Directors of the new district are Ray Congdon, W. E. Slayter, G. I. Johnson, V. A. Parker and Walter V. Dennis.

BILL FAVORED

WASHINGTON, Feb. 13.—(AP)—The senate agriculture and forestry committee reported favorably today the bill of Senator McNary (R., Ore.) to revise the boundaries of the Fremont national forest in Oregon.

GRIP OF CIVIL WAR SPREADS OVER AUSTRIA

Dead May Reach 2000 As
Troops and Socialists
Continue Fight

CANNON OPEN FIRE

Women, Children Killed As
Huge Apartments
Are Shelled

VIENNA, Feb. 13.—(AP)—With anywhere from 500 to 2000 unofficially estimated dead in the civil war, Austrian government troops tonight made their most spectacular attempt to crush the socialist rebellion.

They crossed the Danube in the heart of the city on pontoon bridges while loyal artillerymen shelled the foe encamped on the farther side.

Conditions Grow Worse

Already the greatest socialist stronghold in Vienna, the Karl Marx apartment building, had been wrecked by government howitzer shells.

No one could estimate the exact number of dead.

Police said officially that 123 civilians lay dead in the Vienna general hospital alone. They admitted 11 police had been killed and 38 seriously wounded.

The rage of war painted other sections of the country red.

Conditions were reported becoming steadily more serious in the Tyrol. Every available fighting man, including war veterans, was called to arms by Chancellor Dollfus.

Vienna Toll Heaviest

The large majority of these slain were killed in the Vienna working class district.

Fun Sever, widow of the former socialist governor of Lower Austria, was killed there. How many other women were victims in other districts is not known.

Still no one can tell how many died when government artillery shelled the huge Karl Marx apartment house.

SEE CIVIL WAR STORY
PAGE 2

Junction City Bank Depositors Get 10 Per Cent Dividend

An order for the distribution of a ten per cent dividend to the commercial depositors of the Junction City State bank was made by Judge G. F. Skipworth in circuit court Tuesday. The amount to be distributed is \$331.87.

An order was also made by Judge Skipworth directing the state superintendent of banks to state city of Freewater, Ore., general obligation bonds owned by the Bank of Commerce of Eugene for \$2000. The bonds bear 5 1/2 per cent interest. An order was made to accept a settlement in the foreclosure suit of the Bank of Commerce against Johanna and W. J. Colbert and one was made to set certain fixtures of the Commercial State bank of Springfield.

Court of Honor Set On Thursday

Approximately 60 scouts will be advanced at a court of honor to be held in the circuit court room Thursday evening, Feb. 15. It was announced Tuesday by H. B. Sallee, scout executive. Rev. Bryant Wilson will preside at the court.

At 7 o'clock a court of review will be held at which scouts coming up for first and second class will be advanced.

Troop 2, Eugene, holds the banner for the greatest attendance at a court, but other troops are planning to relieve them of the honor Thursday night, Chief Sallee said.

Wednesday evening there will be a court of honor at Corvallis.

August A. Busch, Brewer, Suicide

ST. LOUIS, Feb. 13.—(AP)—August A. Busch, Sr., 68, president of Anheuser-Busch, Inc., and head of the internationally known family of brewers, shot and killed himself today at his home in St. Louis county.

Busch had been seriously ill for about six weeks. The shooting occurred in his bedroom at the palatial Busch estate known as Grant farm.

FIRES, WRECKS!



Arrested for wrecking a freight train near Wishram, Wash., Frank Hoyt, according to authorities, also confessed to starting serious fires in Klamath Falls, Bend, Portland, Ore., and Vancouver, Wash. Two were killed in the train wreck.

BOARD TO SLASH PRICES OF LIQUOR

Published List "Disowned"
By Commission; Held
Unauthorized

PORTLAND, Ore., Feb. 13.—(AP)—The Oregon liquor control board intimated today that there will be a sharp downward revision of liquor prices charged in state-owned stores, compared with a price list published here Monday, and disowned today by the commission.

Confronted by criticism which met the prices mentioned in the published list, Alex Harr and James Burns, two of the commissioners, met with Geo. L. Sammis, administrator, last night to solve the problem, and they were joined today by George McMorran, commission chairman.

The group planned to go through the cost prices of the liquor stocks and try to reach an understanding on a fair price.

It was understood from a discussion today that the administrative officers of the commission established a "mark-up" of 33 per cent on the selling price of all liquor, as a fair margin of profit. Commissioner Barry said he was under the impression the 33 per cent mark-up was on cost prices and not on the selling price. He expressed displeasure that he had been "misled."

Sammis last night denied the published price list was authorized. He said it was published prematurely and had not been approved by the commission.

Barry said today he feels the price list is out of line with conditions, and that a great deal could not be sold at quotations asked.

EUGENE MUST WAIT

Eugene will have to wait an indefinite period before the opening of the state liquor store here as a result of the controversy over the site of the store, it was indicated here Tuesday by E. R. Morris, supervisor.

SEE LIQUOR PRICES STORY
PAGE 2

One Day More For Those Egg Recipes; Nine Prizes Offered

By MARIAN LOWRY

The egg recipe contest is proving an unusual one, due to the many varieties of recipes sent in. Of course, to you who know all about cooking, it is no surprise to find there are so many ways to dress up eggs, but we know many who will be glad to get these new ideas.

"Recipes for Egg Dishes" is the topic for this week's contest in the forum.

Your contributions must reach the Register-Guard office by 6 p. m. Wednesday. Nine cash prizes are being awarded as usual: \$1 for the best suggestion, 50 cents each for the next eight.

Below are some more of the soup recipes sent in last week:

Mushroom Soup

1/2 lb. mushrooms

1 T. butter

1 slice onion

Salt

1 pint water

1 qt. highly seasoned cream sauce

1 cup tomato soup or puree

Pinch soda

Save out three mushrooms, peel

them, chop and cook 5 minutes in butter. Run the others, after washing them, through the meat chopper together with the onion and the skins of reserved mushrooms, and simmer in one pt. of salted water for 1 hour. Press out every bit of the juice and add to hot cream sauce. Before serving add reserved mushrooms and the tomato soup or puree to which a tiny pinch of soda is added at the last minute. Whip with beater and serve with toast strips. Tomatoes may be omitted and more cream sauce added.

—Mrs. H. G. Openshaw.

Baked Bean Soup

3 slices bacon

2 cups leftover baked beans

4 cups cold water

1 tablespoon flour

1 tablespoon butter

Salt, pepper and paprika.

Fry bacon until crisp and add to the baked beans. Add cold water and cook until beans are real soft, then rub through a strainer. Place back on the stove and add a little more water if

HOME RULE HELD TO BE SUPERSEDED

Statute Declared To Be
Expression of Will
Of People

REVENUE DEFENDED

Court Says Act Principally
Measure Aimed at
Crime Control

SALEM, Feb. 13.—(AP)—The Oregon state liquor law passed by the special session of the legislature was declared constitutional today by the Oregon supreme court in an opinion written by Justice Harry Belt in which the other six justices concurred. The action establishes the statute as a valid law, confirming the circuit court in the first step of the test suit brought by the city of Klamath Falls.

The opinion declared the law did not contravene the home rule section of the state constitution, around which the plaintiff attack was gathered, and that the statute "has the attributes of a criminal law in that penalties are provided for violation of its provisions."

Conflicting Laws Repealed

The new statute "is a general law applicable to all municipalities and repeals by implication all charters and ordinances in conflict therewith."

Assuming the home rule provision, granting cities the right to regulate traffic in liquor, was still in effect, the opinion stated that "notwithstanding the power delegated to cities under the home rule amendment, they are still instrumentalities for the administration of the general laws of the state within their corporate boundaries. Under our constitutional system of government, a municipality is an agency of the state, in delegating authority under the home rule amendment."

SEE KNOX DECISION STORY
PAGE 2

CONVICTED SLAYER TO GET REHEARING

SALEM, Feb. 13.—(AP)—The supreme court today granted a rehearing in the first degree murder case against Theodore Jordan of Klamath Falls. The order was handed down orally by the court.

The conviction against Jordan was previously upheld by the state supreme court, but a petition for rehearing was filed immediately. The court ordered a rehearing in an oral memorandum.

Jordan was sentenced to hang for the murder of a Pullman car steward at Klamath Falls. During his appeal to the supreme court, thousands of post cards and other material were sent to the court, demanding that "Jordan must not hang." These cards charged race prejudice because Jordan is a negro. They were sent out by the International Labor Defense league.

The court in a written opinion today disbarred Frank A. McMenamin, Portland attorney, who was charged by the Multnomah Bar association of "obtaining money under false pretenses." The opinion was written by Justice J. U. Campbell.

SEE HOUSEWIVES' STORY
PAGE 2