

WEATHER FORECAST
Oregon: Tonight and Sunday prob-
ably showers west, fair east. Tem-
peratures tonight east, portion,
moderate winds, mostly southerly.
Local: Min. temperature 37. Max. 49.
mean 46. Rainfall, 0.5 inches. River,
4 feet rising.

Capital Journal

CIRCULATION
Average for Six Months ending
March 31, 1920
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FORTY-THIRD YEAR.—NO. 81.

SALEM, OREGON, SATURDAY, APRIL 3, 1920.

PRICE 2 CENTS.

Circuit Court Tax Injunction Hits Schools Hard County Officers to Return Funds Already Collected Under Special Excess Levy

County Officers to Return Funds Already Collected Under Special Excess Levy

An order signed Friday evening by Judge George G. Bingham and Judge Percy R. Kelly of the Oregon circuit court for Marion county practically embodies four injunctions against the county court and various officers of Marion county. The suit was instituted, March 25, by Ed A. Jory. As a representative taxpayer, Mr. Jory questioned the legality of the levy as made in accordance with the legislative acts which authorized the excessive levies in question.

In addition to restraining the county officers from collecting the sums in excess of the limitation, the order further restrains and enjoins the defendants from:

(1) Disbursing, expending, applying or applying any of the funds of Marion county, Oregon, toward carrying out the directions contained in chapter 156 of the general laws of Oregon for the year 1919, or the laws amended thereby, insofar as such disbursement, expenditure, apportionment and application is or may be in excess of the amount of taxes levied for the year 1918, as shown by the 1918 tax roll, for common school purposes plus six per cent thereof, or

(2) Disbursing, expending, applying or applying any of the funds of Marion county, Oregon, toward carrying out the directions contained in chapter 271 of the general laws of Oregon for the year 1919 and the laws thereby amended, insofar as such disbursement, expenditure, apportionment and application is and may be in excess of the amount of taxes levied for the year 1918, as shown by the 1918 tax roll, for high school tuition purposes plus six per cent thereof, or

(3) Disbursing, expending, applying or applying any of the funds of Marion county, Oregon, toward carrying out the directions contained in chapter 272 of the general laws of Oregon for 1919 or the directions contained in chapter 156 of the general laws of Oregon for 1919 insofar as such disbursement, expenditure, apportionment and application is and may be in excess of the amount of taxes levied for the year 1918 in Marion county, Oregon, for general county purposes, plus six per cent thereof.

By this decree, the court and county officers are restrained from the further collection or disbursement of special tax items amounting to \$48,623.25 embodied as an additional entry in the 1919 tax roll.

This sum is represented by the following items: for common school items in excess of the six percent limitation, \$25,470.98; high school tuition fund, \$12,801.29; for an armory at Silverton \$10,000. These items were authorized by recent legislative acts and when added to the 1919 tax roll represent an increase of 30 per cent over the levy for the preceding year, over and above the 6 percent limitation provision approved by the people in 1915.

District Attorney Max Gehbar and others who are informed on the situation state that the order will have a widespread effect in establishing, emphatically the fact that the legislature has no authority to force the county to violate the six percent limitation. By the decree of Judges Bingham and Kelly, the four acts by which the legislature ordered the excess are non-effective in Marion county.

By this order, the circuit court has confirmed the county court in the latter's stand in this matter. In preparing the levy the county commissioners and court had published the proposed budget and had invited a task on the excess terms as they stood. There was no tendency shown by any of the taxpayers to fight the matter, although the county officers were anxious to have the question settled before the tax rolls were prepared and collections undertaken.

Sheriff W. I. Needham stated Saturday that several hundred unopened letters containing tax remittances will soon be in the hands of the crowded receipt division and a refund made of the excess amounts will be made. While the matter has not yet been definitely arranged, the county court and district attorney are making plans whereby those taxpayers who have already made payments can be reimbursed.

While the outcome of the suit is no surprise to the various county officers, many of them point out the extra expenditures involved and time devoted to the matter will run into the hundreds of dollars, which could have been avoided.

(Continued on Page Four.)

Hoover Asks Independents to Drop Name

New York, Apr. 3.—Herbert Hoover, who has announced he is ready to accept the republican presidential nomination if it is demanded of him, issued a statement today in which he requested he be not further embarrassed by suggestions of some independents that his name be placed before any other party, as "a primary sense of team work in any party organization would preclude such a possibility."

Mr. Hoover said in his statement he has no great record of partisan activity and "admitted" that his political activity was confined to membership in a prominent republican club and allegiance to the party over a period of years. He added that because of his profession of a mining engineer, continual shift of residence had prevented him from exercising as much as he desired the privilege of every citizen at the polls.

Assessing that his administrative duties in various relief organizations would prevent him from making a personal canvass for the nomination, Mr. Hoover said he expected Hoover organizations throughout the country would have to expend certain amounts for printing and other expenses, but that he hoped they would confine themselves to minor subscriptions and expenditures and would be prepared to open their books to public inspection.

Mr. Hoover requested that men and women advocating his nomination "bear in mind that personal criticism of the other names before the party is chiefly of service to the opposition."

"All these men," he said, "are patriotic, honorable Americans. They have all served the country well and are entitled to respect."

Because he had refused to allow his name put into the primaries, Mr. Hoover declared there was "little organization" on his behalf and at this late date no organization is possible that could compete with other organizations.

He urged that his supporters confine their energies to "promotion of their views to the country and the delegates already named, with full respect to their prior pledges."

Mr. Hoover said that he had no expectation that his entrance into the presidential race would be welcomed by the "type of person who conceives that fitness for office, patriotism and citizenship, depend upon placing sheer partisanship above national interest or who require years of demonstrated participation in work with mechanical politicians."

Mr. Palmer's telegram was prepared after some bituminous coal operators had stated publicly that the new wage scale agreed on under the terms of the award by the coal strike settlement commission would result in an increase of from 60 cents to \$1.25 a ton on coal.

Pointing out that the total increase in wages had been estimated at approximately \$200,000,000 a year, Mr. Palmer said that if this entire amount were "added by the operators to the price, it would only make an increase of forty cents a ton."

"If, however, the operators absorb the 14 per cent increase granted in December," said the attorney general, "there will be left only \$96,000,000 to be passed on to the consumer. In this event the increase in the price of coal at the mine should amount to 20 cents a ton."

Mr. Palmer said he understood operators had estimated the demand for export coal would be 100,000,000 tons but that port facilities are only adequate for the exportation of 30,000,000 tons per annum. This, he said, should not be made an excuse for raising the price.

Under the law of 1920 under which sand and gravel companies must secure permission from the state before operating in navigable streams, Brown states, the state is granting leases not only within the corporate limits of cities and towns but within the limits of ports as well.

Programs are out for the annual convention of the Marion county Sunday school association. It will occur on Friday and Saturday of next week April 9 and 10, in Salem. Most of the time will be taken up in a school of methods, the work being done in groups. Four instructors will be in charge. Rev. Harold Humbert, state general secretary who will have charge of work for teachers of the young peoples division, Miss Violet Johnson, educational superintendent of Oregon state Sunday school association, will give her attention to the children's division. Mrs. T. H. Richmond, state adult superintendent, will deal with the adult problems. Elton Shaw, state administration superintendent, will discuss organization for school and district.

Rev. William Mott Case of Eugene will make the convention address. "The task of Religious education." It is anticipated that all officers and teachers of the schools of Marion county will avail themselves of the rare advantage of this school for church school workers.

Republican Ballot To Be Loaded With Candidates' Names; Nine More File

There will be no dearth of candidates on the republican primary ballot this year. In fact there promises to be plenty of competition for all aspirants from the lowliest office on the ballot up to the most prized plum, which is represented in this contest by the secretary of state's office. Nominating petitions are now arriving thick and fast, nine of them reaching the secretary of state's office this morning seven of which were from republican aspirants, as follows:

A. E. Fiegl, Portland, democrat, candidate for nomination as delegate to the democratic national convention from the third congressional district. Isaac E. Staples, Portland, republican, candidate for state senator from the thirteenth senatorial district. Gus E. Erickson, Portland, republican, candidate for state senator from the thirteenth senatorial district.

Present Time to Purchase Liberty Bonds—Stephens
Los Angeles, Cal., Apr. 3.—Governor Stephens today issued a letter in which he said:

"Now is the time to purchase liberty bonds and victory notes, not to sell them. They are below par chiefly because those who purchased them during the war are now forcing their holdings on the market in excess of the demand."

"All financial authorities agree that liberty bonds and victory notes will be worth considerably more than par long before their maturity."

"These bonds and notes of the United States government are the safest investment in the world. They can be purchased at this time very advantageously. Instead of selling your bonds keep them and buy as many more as you can."

Federal Officers Told to Prevent Coal Profiteering
Washington, Apr. 3.—Federal district attorneys were instructed today by Attorney General Palmer to receive and consider complaints of profiteering in bituminous coal "which may arise in your district under the Lever act."

Mr. Palmer's telegram was prepared after some bituminous coal operators had stated publicly that the new wage scale agreed on under the terms of the award by the coal strike settlement commission would result in an increase of from 60 cents to \$1.25 a ton on coal.

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2 Escaped Centralia Reds Caught

Centralia, Wash., Apr. 3.—Sheriff J. H. Berry was expected to arrive here before noon today with a prisoner believed to be Ole Hanson, alleged Industrial Worker of the World, charged with the murder of Warren O. Grimm, one of four former soldiers shot and killed while marching in an Armistice Day parade here. The prisoner was arrested in Ellensburg.

Sheriff Berry said in Ellensburg last night that he was certain the man was Hanson.

Police in the Pacific northwest have been searching for Hanson and another fugitive, John Doe Davis, since Armistice Day. Both were charged with murder in the information on which eleven other defendants were placed on trial at Montesano recently.

Geo. Wenderoth Upheld For Post In City Council
The fifth ward, in which was left a vacancy in representation in the city council by the shifting of Edward Schunkle, will be represented by Geo. Wenderoth if favorable action is taken by the city council on a resolution passed by the North Salem Improvement league at its meeting Friday night.

Mr. Wenderoth is employed by the state highway department as a civil engineer, and is held highly efficient by the city council. The desire of the North Salem Improvement league to have Mr. Wenderoth represent that section of the city will be brought to the attention of the council in the form of a petition at its next meeting.

The city council will also be asked to pave 25 blocks and construct 22 blocks of concrete sidewalks in North Salem, in petitions endorsed by the league last night, and prepared to submit to the council.

Proposed amendments to the city charter, as endorsed by the directors of the Commercial club, were supported by members of the North Salem Improvement league. Mayor Wilson, who was present, also spoke in favor of the amendments.

Declaring that "we are trying to change over night the customs of centuries," Miss Nell Sykes, Salem girl who spent a year in Russia and Siberia with the Red Cross during the war, told of her experiences there. She pictured the desolate country, through which a wave of revolution leaving behind it a trail of blood, was sweeping with only one aim: a representative government.

Some of the means in which the Red Cross spent the 15 millions of dollars allotted to it for that work in Siberia was told by Miss Sykes, whose talk was extremely interesting.

How American engineers were ordered to keep the Trans-Siberian railroad clear, and were compelled to stand guard along its line to even defend themselves, was also mentioned by the speaker. "Many poor American boys went down there just because they had orders to not defend themselves; think of it!" Miss Sykes declared.

Two months spent in Japan, during which time she made a careful survey of conditions and customs there, causes her to believe that America has nothing to fear of that country, Miss Sykes said. "It is too tiny, so small; I can't fear anything from her."

Russia, with its surging, restless mass of peoples, was vividly pictured by Miss Sykes as a land with a reign of terror wherein no law or order holds and "where the only law is pointed out by the quickest trigger finger."

Returning to Japan Miss Sykes said that there is a law there that no foreigner can hold even an inch of ground there by any other means than by lease. "Yet we let them come in here and watch them buy up our very best lands, and we don't raise a finger in protest. If Japan sees fit to deny us that right there, I am in favor of denying them that right here—perhaps you don't agree with me—but I am heartily in support of California in her efforts to expel the Oriental."

Traffic Officer Verden M. Moffitt and C. H. Stevenson delighted the members of the league with vocal solos.

Washerwoman's Union Boycotted
Dallas, Or., Apr. 3.—The Dallas Washerwoman's union which was organized two weeks ago with Mrs. C. Harder as presiding officer, has received a serious setback at the beginning of its career. The women of the city refusing to meet the increase in rates for washing and ironing as charged by the members of the union.

As a result talks and other washing materials that had been discarded have now appeared and the women are doing their own work thus cutting down both the high cost of living and also the incomes of the washerwomen who have heretofore made wages equal to those of men practically every day in the week.

SMITH SEEKS RE-ELECTION
J. C. Smith of Grants Pass, state senator from Josephine county, will be a candidate for re-election. His nominating petition for a place on the republican primary ballot was filed with the secretary of state's office here Friday.

Census Figures
Washington, Apr. 3.—Population statistics announced today by the census bureau included:

Footsville, Pa., 21,745, an increase of 1549 or 7.7 per cent over 1910.
Lebanon, Ind., 21,626, increase 2876 or 13.5 per cent.
Connersville, Ind., 9901, increase 2193 or 28 per cent.
Lorain, Ohio, 37,295, increase 3412 or 9.1 per cent.
Waukegan, Ill., 19,199, increase 3130 or 19.5 per cent.
Pekin, Ill., 12,086, increase 2189 or 22.1 per cent.
Mittville, N. J., 14,691, increase 2240 or 18 per cent.

Railroad Orders Steady Northwest Lumber Markets
Railroad buyers continue among the most active factors in the lumber trade of western Oregon and western Washington. They are making heavy purchases regularly. While railroad business is brisk, demand for yard stock and material for industrial construction continues at a good level.

As a result, mills are maintaining a high average production. The cut in 125 typical operations contributing to the report of the West Coast Lumbermen's association for the week ended March 27 was 86,573,705 feet which was only 4,286,395 feet or 4.74 per cent below normal.

New business accepted was \$2,416,608 feet of which 61,950,000 feet or 2665 cars will move by rail, 19,212,780 feet by water and 2,246,819 feet to be delivered locally. Of the water shipments, 10,236,034 feet will be exported and 8933 feet will go to domestic markets. The prospect for export business is particularly promising.

The car situation has not changed in the last few weeks. The railroads are short of equipment. In the last four years the freight traffic of the railroads has increased 45 per cent, according to late estimates, but the supply of engines and cars has increased only two per cent.

The mills are doing all they can to satisfy the insistent calls of eastern and middle western markets for lumber. The total rail shipments last week were 2248 cars or 67,440,000 feet. The 128 mills represented in the report have a balance of 10,474 cars or 314,289,000 feet of unfilled rail orders on their books.

By this decree, the court and county officers are restrained from the further collection or disbursement of special tax items amounting to \$48,623.25 embodied as an additional entry in the 1919 tax roll.

Londonderry Is Closely Guarded From Sinn Fein
Belfast, April 3.—In addition to pronounced military activity in the vicinity of Londonderry today, all the roads about the town being patrolled, the passengers who arrived by the Scotch boat at Londonderry were searched by the police. Meanwhile, violent scenes were reported taking place among the Sinn Fein prisoners confined in Londonderry jail.

Unusual activity also was displayed by authorities at Dundalk, midway between Belfast and Dublin, special patrols being posted at all approaches to the town. Motor car drivers were required to produce permits.

Census Figures Show Cities and Towns Growing
Washington, Apr. 3.—To date population of 253 of the approximately 14,000 incorporated cities, towns and villages in the country have been announced by the census bureau. Virtually all show increases and some have more than doubled in size. Some of the larger cities, including Chicago and New Orleans, are being prepared for announcement, while New York's population is almost all in.

Figures for only ten of the fifty cities of the group having 100,000 or more inhabitants in 1910 thus far have been made public. Of these Toledo showed the large increase with 44.3 per cent.

Of the 49 cities having 50,000 to 100,000 inhabitants in 1910, six have been announced. Schenectady, N. Y., leads the increase in this group with 21.8 per cent.

Population of 28 incorporated places of the 119 which in 1910 had from 25,000 to 50,000 inhabitants has been announced. Knoxville, Tenn., leads in this group with an increase of 114.1 per cent.

Scott Bluff, Neb., has the highest percentage of increase of any of the incorporated places thus far announced with 255.9 per cent. Other increases over 100 per cent are: Eldorado, Kan., 251.4 per cent; Cicero, Ill., 209.1; Alma, Mich., 173.4; Knoxville, Tenn., 114.1 and Oak Park, Ill., 104.8.

Manistee, Mich., has shown the heaviest decrease with 21.7 per cent. Other decreases are: Shelburn, Ind., 11.7 per cent; Jefferson, Ind., 3 per cent.

FRENCH BUY SHIPS
Paris, April 2.—German ships seized by Brazil will be taken over by a syndicate of French ship owners or payment of \$36,000,000, according to the Journal, which says the matter has been definitely settled.

American State Department Hit By Latin Editor

Buenos Aires, April 3.—Recent American notes to Chile, Bolivia and Peru are described as "the fruit of diplomatic inexperience," by La Prensa, which declares they do not reveal any political plan that should alarm the South American continent or give Argentina any motive for suspicion.

In its first editorial on the subject, the newspaper asked whether the notes "which affect the sovereignty of these states, respond to a resolute policy according to which the United States constitutes itself inherent protector of New World republics," and "what should be the attitude of Argentina." These questions are answered today, the Journal stating it has a "profound knowledge of the functioning of the American state department," and asserting that department "never cultivated a diplomatic mode of procedure and does not possess a diplomacy." It declares the department is an "organ of internal politics, rather than international."

"Men of the United States," continues La Prensa, "have generally written on delicate and susceptible international questions with crudeness with which they treat internal politics. These antecedents induce us to think the form of the notes in question does not respond to a political plan of a continental protection rate which is contemptuous in regard to lesser republics. They are an instance of inexperience and lack of diplomatic tact."

By this order, the circuit court has confirmed the county court in the latter's stand in this matter. In preparing the levy the county commissioners and court had published the proposed budget and had invited a task on the excess terms as they stood. There was no tendency shown by any of the taxpayers to fight the matter, although the county officers were anxious to have the question settled before the tax rolls were prepared and collections undertaken.

Sheriff W. I. Needham stated Saturday that several hundred unopened letters containing tax remittances will soon be in the hands of the crowded receipt division and a refund made of the excess amounts will be made. While the matter has not yet been definitely arranged, the county court and district attorney are making plans whereby those taxpayers who have already made payments can be reimbursed.

While the outcome of the suit is no surprise to the various county officers, many of them point out the extra expenditures involved and time devoted to the matter will run into the hundreds of dollars, which could have been avoided.

(Continued on Page Four.)

DESTROYER DAMAGED
Honolulu, T. H., Apr. 3.—The United States destroyer Chauncey arrived here yesterday morning in convoy with a hole in her stern, having been rammed by the destroyer Avoca Ward while on route from San Diego to Honolulu. The Chauncey was covered by the fuel ship Cuyama.

Classes are now being formed, and those desiring to join them should telephone 332 to register. Miss Adams will remain in Salem as long as there are classes to be taught, and it is thought that nearly every mother in the city will avail herself of this opportunity of learning the essentials of home nursing.

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(Continued on Page Four.)

LATE BULLETINS
Lincoln, Neb., April 3.—A general snowstorm with low temperatures prevailed in Nebraska today. Weather bureau reports said the storm area extended as far west as Salt Lake City.

Copenhagen, April 3.—Decision to call off the general strike in the entire Ruhr industrial region was reached at a plenary session of the executive council of the district yesterday, according to a dispatch from Essen. It will be renewed, however, if Berlin government fails to fulfill obligations entered into with the workers.

Washington, April 3.—The administration measure under which the federal reserve board hopes to effectually check speculation was passed today by the senate and now goes to the president.

Copenhagen, April 3.—Enormous crowds are gathering outside the town hall and marshaling into columns to march to the royal palace, Amalienborg castle, carrying a resolution asking the king's help to prevent the calamity of a general strike.