

# ATTEMPT TO OUST NEWBERRY DEFEATED

## Capital Journal

SALEM, OREGON, THURSDAY, JANUARY 12, 1922

PRICE TWO CENTS ON TRAINS AND NEWS STANDS FIVE CENTS

**CIRCULATION**  
 Average for 1920, 5260.  
 Population of Salem, 1900, 4258;  
 1910, 14,994; 1920, 17,679.  
 Marion County, 1920, 47,177; Polk  
 County, 1920, 14,181.  
 Member of Audit Bureau of Circulation, Associated Press Full  
 Leased Wire.

**THE WEATHER**  
 OREGON: Tonight fair, Friday  
 fair except probably rain west  
 portion; probably tonight interior  
 west portion. Fresh easterly winds.  
 LOCAL: No rainfall, northerly  
 winds; clear, max. 50, min. 22;  
 river 3.7 feet and falling.

### TROOPS ORDERED TO CLEAN UP TEXAS OIL TOWN BY GOVERNOR

**Martial Law Proclaimed in Mexia This Morning; Robberies, Gambling, Liquor Selling and General Disregard of Law Precipitate Drastic Action**

Austin, Texas, Jan. 12.—Martial law at Mexia, Texas, an oil town, was proclaimed today by Governor Pat M. Neff. Martial law became effective at 5 o'clock this morning, under the proclamation which specifies justice precincts No. 4 in Limestone county and No. 5 in Freestone.

Brigadier General Jacob F. Wolters of Houston, will assume command at Mexia and has power to call on such Texas national guard forces as may be necessary to enforce the law.

Texas rangers have been on duty in the Mexia oil fields since Saturday, when, in cooperation with other officers, they inaugurated a "clean up" campaign against alleged saloons and gambling resorts.

"Open and flagrant violation of the law," highway robberies, open gambling and selling of liquor was some of the reasons given by the governor in his proclamation. Mexia is an oil town about 100 miles south of Dallas.

**Officers Neglect Duty**

Local officers of Mexia, the governor said, are either unable or unwilling to maintain and enforce the law, and there is "imminent danger of insurrection, tumult, riot and breach of the peace."

No troops had been ordered mobilized early today, it was said here.

The city of Mexia is included in justice precinct No. 4, Limestone county, which precinct is one of the two specifically mentioned by Governor Neff in his proclamation. The greater part of the territory known as the Mexia oil field is included in precinct four, Limestone county, and justice precinct five, Freestone county.

Governor Neff said that General Wolters and Adjutant General Barton would confer at Mexia this morning and troops needed to maintain order will be ordered out.

### Testimony In Osborne Case Closes Today

Testimony in the \$9900 damage suit brought by M. S. Ramp against E. G. Osborne as the result of an automobile accident July 2 at the intersection of the Brooks-Mt. Angel road and Pacific highway, ended this morning in the circuit court, and attorneys for Osborne, the Oregon Rubber company, alleged employer of Osborne, and Homer Ross, alleged owner of the car which Osborne at the time was driving, filing a motion for directed verdict on practically the same grounds that their motion for non-suit was filed yesterday.

Judge Percy Kelly overruled the motion with practically the same reasons for overruling the motion for non-suit, except that he entered into a prolonged argument with Conner, of McMinnville, representing Ross, over the conditional sales contract which involved the ownership of the machine.

Conner in asking for a directed verdict based his statements on the agreement between Osborne and Ross wherein Osborne was to take the car if he could not find a purchaser and, second, that while Ross might be the owner Osborne was in unlawful possession of it at the time of the accident. Judge Kelly immediately called attention to the conflicting statements and said that under a conditional sales contract the seller was usually the acknowledged possessor of the article until the last payment had been made.

The technical questions of the case are so involved that it is estimated that it will take the attorneys for the defense and plaintiffs five hours to present their arguments for court to jury, there being three suits involved, that of M. S. Ramp, his wife, Nellie Ramp and his son, Robert Malcolm Ramp, naming all three of the defendants in each complaint.

Attorneys in the case state that it will be tomorrow night at the earliest before a verdict can be returned by the jury.

### Archbishop Found Guilty As Charged; Deprived of Rank

Athens, Jan. 12.—(By Associated Press.)—An ecclesiastical court presided over by the metropolitan of Athens today found Most Rev. Meletios Metaxakis, recently elected patriarch of Constantinople, guilty of attempting to cause a schism in the church. It ordered that he be deprived of every rank and secluded as a monk in the monastery at Zante.

Archbishop Metaxakis was not present at the trial.

The sentence will be communicated to Archbishop Metaxakis when it has been approved by the government.

### L. C. Zimmerman, Former Salem Man Called by Death

L. C. Zimmerman, 67, for 15 years a resident of Salem, died yesterday at Fort Wayne, Indiana, of Bright's disease after an illness of more than a year, according to word received by his son, Fred Zimmerman, Associated Press operator for The Capital Journal.

Mr. Zimmerman was taken ill while residing here, but after an illness of several weeks recovered sufficiently to make the trip to Fort Wayne last fall.

Mr. Zimmerman was a former Methodist minister and was well known here. He was treasurer of the local L. O. O. F. lodge for many years and was always an active member of that order.

Mr. Zimmerman is survived by his wife, who was with him at the time of his death, Fred Zimmerman, a daughter, Mrs. J. E. Perkins of Fort Wayne, and son, W. L. Zimmerman of Grants Pass.

The funeral will be held at Fort Wayne.

# BRIAND AND FRENCH CABINET RESIGN; CRITICISM BY DEPUTIES RESPONSIBLE

## VOTE ON MOTION 46 TO 41

**Amendments Defeated In Test Votes; Organization Lines Are Indicated**

Washington, Jan. 12.—The senate late today in a preliminary vote defeated an amendment offered by Senator Norris, republican, Nebraska, to unseat Truman H. Newberry as senator from Michigan by a vote of 46 to 41. The amendment was to the republican resolution declaring Mr. Newberry entitled to his seat and paved the way for a final vote on the case.

A vote then was taken on the democratic resolution declaring the seat vacant.

The democratic resolution to declare the seat vacant was defeated. The vote was 46 to 41.

The senate next took up and defeated the Owen resolution declaring Mr. Newberry not entitled to his seat because of the large expenditures in his campaign.

The vote was 46 to 41.

**Amendment Accepted.**

Washington, Jan. 12.—Republican leaders of the senate agreed today to an amendment by Senator Willis, republican, Ohio, to the resolution declaring Truman H. Newberry entitled to his seat as senator from Michigan. The Willis amendment would strike out the so-called exoneration clause and substitute a condemnation of large campaign expenditures.

When the amendment was presented Senator King, democrat, Utah, asked if Senator Willis would carry it to its logical conclusion and say that in view of such expenditures, Senator Newberry is not entitled to his seat.

"My amendment speaks for itself and we will meet that when we get to it," Senator Willis replied.

Senator Willis, after presenting his resolution, stated that he had received today 26 letters, all from pupils of a sixth grade school, all urging him to vote against the seating of Mr. Newberry. The letters were identical in phrasing, the senator added, and were written in the childish hand of school children of that age.

## Students Start Riot; Officers Use Night Clubs

Oakland, Cal., Jan. 12.—Night sticks wielded by the police last night broke up a near riot between a group of nearly 50 young men, including many students of the University of California, and the Oakland police who were on duty at a boxing show in the Oakland auditorium. One student, George Fortune, 22, was probably fatally injured in the melee. He was struck on the head with a night stick used by Police Sergeant Thomas O'Neil, who said the student attacked him.

The affray occurred, it was said, when the police attempted to quiet the audience. Daryl Pettit, 22, a disturbance maker, was among a group of young men in the audience. Daryl Pettit, 22, one of the students, was arrested, together with Fortune, on charges of battery, disturbing the peace and intoxication.

The body of Sergeant Frank E. Brown, killed in action at the battle of Chateau-Thierry, was buried at Wasco Thursday with military honors by Frank E. Brown post. The post was named for him, as he was the first boy from Wasco county to be killed.

## Portland Egg Market Slumps

Portland, Ore., Jan. 12.—The egg market here was demoralized today and prices went down five cents a dozen wholesale. The Pacific Co-operative Poultry Producers association dumped two carloads of selects on this market, owing to lack of outlet. The wholesale prices for selects went to 30 cents. This represents a cut of 20 cents since the first of the year.

## ALL IRISH PRISONERS LIBERATED

**King Grants Amnesty to Political Offenders Still Confined In Prison**

London, Jan. 12.—(By Associated Press.)—King George has granted general amnesty "in respect to political offenses committed in Ireland prior to the operation of the truce last July," it was announced today. The release of prisoners will begin at once.

The text of the proclamation, which was issued by Winston Churchill, secretary for the colonies, reads:

"The king has been pleased, at the moment when the provisional Irish government is due to take office, to grant general amnesty with respect to all offenses committed in Ireland from political motives prior to the operation of the truce July 11, last.

"The release of the prisoners to which amnesty applies, will begin forthwith.

"It is the king's confident hope that this act of oblivion will aid in powerfully establishing relations of friendship and good will between the people of Great Britain and Ireland.

Figures given out in Dublin last night, in anticipation of the amnesty proclamation, showed that 1016 persons who probably would come under the classification of political prisoners were still in confinement.

## Woodburn Barbers War; Quarter Buys Brand New Haircut

Woodburn barbers will invite you to their chairs, shingle from your pate any specific amount of superfluous hair, throw in the customary few words on current events and offer you a wet or dry hair-comb—all for the nominal fee of 25 cents.

All this, according to Salem residents returning from Woodburn, because a barbers' war is on. Shaves were reported to be sold at 20 cents.

A short while ago there were but two barber shops in Woodburn. In December a third made its appearance, and recently a fourth. Since then, ostensibly to lessen competition, prices have been on the decline.

In Salem haircuts cost 50 cents and shaves 25 cents.

## Germans Heard by Allied Premiers

Cannes, Jan. 12.—(By Associated Press.)—The German delegation, headed by Dr. Walter Rathenau, was received by the allied supreme council this morning, the reparations commission having reported that last night's conference with the Germans had been without result.

## BLOW TO PARLEYS SERIOUS

**Resignation of Briand Threatens Success of Washington and Geneva Conferences**

Washington, Jan. 12.—The belief was expressed in disarmament conference circles that the overturn of the Briand ministry would greatly affect the Geneva economic conference in which American participation had been invited, and also the present conversations at Cannes.

Conference officials declared that, as customary during a cabinet crisis in France, the resigning cabinet would remain in power for continuing the administrative work of the government, and in the same way M. Sarraut would remain in Washington and would continue to attend the work of the conference, but would not feel entitled to make any definite decisions or to pledge the action of France on any question until the new cabinet is appointed.

Secretary Hughes announced officially shortly after noon today the fact of Premier Briand's resignation to the heads of several of the armament delegations who were in conference with him at the time. The news was received with expressions of dismay.

"It is a very grave event," said the head of one delegation.

## De Valera Calls Special Meeting of His Adherents

Dublin, Jan. 12.—(By Associated Press.)—Leaders of the Sinn Fein faction opposing the peace treaty have been summoned for today by Eamon DeValera, deposed president of the Dail Eireann, to consider the general situation growing out of ratification of the treaty. Meanwhile Arthur Griffith, the new president of his provisional government, one of his first acts being to summon the south Ireland parliament for a meeting on Saturday for the purpose of formally passing upon the treaty. This formal ratification is especially provided for in the pact.

DeValera has stated that he will ignore the meeting on Saturday, and believes his followers will do likewise. The supporters of Mr. Griffith believe that this insures unanimous approval of the treaty by the remaining members, with the added votes of the four unionist members for Dublin university. It is rumored that one of the unionist members of the cabinet, thus giving a coalition complexion to the administration.

The British authorities have begun their evacuation from Dublin castle, and announcement of the release of the Irish political prisoners is expected at any time.

## \$150,000 Given For Hospital To Be Run by Lorenz

Newark, N. J., Jan. 12.—The gift of \$150,000 in cash and property by an unnamed citizen to found a hospital for the treatment of joint disease under Dr. Adolf Lorenz, famous Austrian orthopedic surgeon, is announced by Dr. Carl A. Keppler today.

## Quits Office



Premier Briand

## PRICES OF MEAT ARE YET HIGH

Complaints regarding exorbitant meat prices charged by retailers throughout the country have instigated an investigation by the United States department of justice with the result that there has been found to be a wide difference in the price paid producers and that charged by retailers in market centers throughout the Pacific coast.

Comparison of Portland and Salem retail prices, gives Salem the advantage of a reduction which is accounted for by the lower price paid by local dealers and cheaper rents in every case, though there is a wide margin between the quotations of the different branches of the local meat business.

Local prices to producers of hogs are \$3.25 to \$3.50 per hundred pounds, the price being about 25 to 50 cents lower than Portland, the assertion being

## Salem Figures Lower Than Portland But Margins of Profit Still Wide

Portland, Ore., Jan. 12.—(By Associated Press.)—Former Premier Briand today telegraphed Premier Lloyd-George at Cannes, informing him of the resignation of the French cabinet and asked the British premier to express M. Briand's regrets and excuses to the supreme council at his inability to return to the conference.

## Europe Gains In Production of Food Stuffs

Washington, Jan. 12.—Europe is fast pulling up to pre-war production in foodstuffs, according to a cable summary of agricultural condition abroad received by the commerce department today from Commercial Attache Alfred P. Dennis at London.

A striking revival of the Danish pork products industry, he reported, means sharpened competition for American products of this kind in British markets.

"Europe," he said, "is returning to pre-war production faster than to pre-war consumption. Import demands are limited by reduced consumption and sheer inability to finance requirements abroad.

"Requirements in Italy, Austria and Germany, and in a lesser degree in Belgium, France and Greece, will become acute with the exhaustion of home supplies in the spring. The question of production largely determines the source of imported supplies.

"The pressure of the new Argentine crop is also a determining influence. The demand for American grain, especially in Central Europe, will tend to slacken unless extraordinary credit facilities are afforded importing countries by the United States."

# PREMIER'S ACTION SURPRISE BOTH TO FRIENDS AND FOES

**Announcement Follows Statement Before Chamber of Deputies Justifying Attitude at Cannes Conference; Barthou and Poincare Possible Successors**

Paris, Jan. 12.—(By Associated Press.)—President Millerand today accepted the resignation of Premier Briand and his entire cabinet and indicated he would not ask any one to form a new ministry before tomorrow. Minister of War Barthou and Former President Poincare were mentioned prominently in parliamentary lobbies as likely candidates for the task of forming a new cabinet.

Premier Briand submitted his resignation to President Millerand at the Elysee palace today after making a lengthy statement before the chamber of deputies, justifying his attitude at the Cannes conference.

## Hand Is Caught In Mixer, Baker Here Badly Hurt

Because he failed to turn off the power while he was cleaning the dough mixer at the Bake-rite bakery here this morning, Joe P. Feilen, a baker, is in the Salem Deaconess hospital.

Feilen had three fingers cut off his right hand near the second joint, and sustained a broken right arm.

The accident occurred about 5 o'clock this morning. While scraping dough from the sides of the mixer Feilen inserted his right hand in the machine while it was in motion.

Feilen, a Salem man, had been working at the Bake-rite for only three days.

## Wright Shifted To Island Post

Washington, Jan. 12.—Major General William M. Wright, commanding the Ninth corps area, headquarters in San Francisco, was assigned today by Secretary Weeks to command the Philippine department. Orders directing the transfer of commands said General Wright would sail from San Francisco about February 5.

Major General Charles G. Morton was relieved as chairman of the board of reclassification in the war department and ordered to San Francisco to succeed General Wright in that command.

## Maniac Defies Officers; Holds House Despite All

Bellingham, Wash., Jan. 12.—Possession of both American and Canadian citizens, led by four members of the mounted police of Canada, were trying today to dislodge a stranger, believed to be mentally unbalanced, who took up his abode last yesterday in the home of James Tweedhops and refused to vacate or surrender. The Tweedhops place is in British Columbia about five miles northwest of Dynden, Wash.

The man first went to the home of Grant Murchie and took a shotgun and ammunition, according to a special dispatch to the Herald, and then occupied the Tweedhops home, where he is said to have found a rifle and ammunition. He barricaded the doors and windows and spent the night there, firing upon posemen who showed themselves.

Provincial police were called from Vancouver, B. C., today to assist the officers who stood guard all night.

A charter for Voiture No. 147, La Societe des 40 Hommes et 8 Chevaux signed by National Commander Edward J. Elvers, has been received at Bend. There are 15 charter members.

## Oregon Fruit Is Shipped Out As California

Oregon apples and other produce of this state is being shipped from Salem as California stock, or shipped to that state and labeled as coming from California, according to assertions made by several members of the Marion County Realtors' association at its meeting this noon in the Marion hotel.

A. E. Petersen stated that he had recently entered a local packing plant and saw employes stamping apples raised here as California products in order that the demand for produce from that state might be met. D. D. Socolofsky, also stated that he had seen evidence of the same thing as well as known of shipments going to California and being relabeled.

A. C. Bohrnstedt reported on the work of the flax committee stating that 150 acres had been signed up by Rickreall farmers yesterday at an all day meeting and that the meeting in Aumsville the day previous 300 acres had been pledged by farmers there. Mr. Bohrnstedt, also reported that an option on a water power site in Aumsville had been obtained. The acreage subscribed to at Aumsville assures a building at that point and it is hoped soon that the subscription of the growers will be large enough to get the machinery and start work of construction.

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**POINCARE CHOSEN**  
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 Paris, Jan. 12.—(By Associated Press.)—President Millerand tonight summoned Poincare to the Elysee palace and formally asked him to assume the task of forming a new French cabinet to replace that of Aristide Briand, who resigned today.  
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 M. Briand's intention to resign was announced to the chamber at the close of his hour's speech. The announcement came as an entire surprise, as he had actually won the sympathy of the chamber. His colleagues of the cabinet were wild with amazement at his sudden determination.  
 M. Briand, after making his announcement, left the chamber at once. The members of the cabinet followed as soon as they recovered from their surprise.  
 Chamber in Uproar  
 Groups of deputies and government officials speedily gathered in excited discussions at the seriousness of the situation, seeking a way out of the difficulty.  
 The entire French cabinet went  
 (Continued on Page Seven.)