

# Capital Journal

FORTY-FOURTH YEAR—NO. 81.

SALEM, OREGON, WEDNESDAY, APRIL 5, 1922.

PRICE TWO CENTS ON TRAINS AND NEWS STANDS FIVE CENTS

### AXE WIELDER KILLS YOUTH HURTS OTHERS

#### Three Brothers at Death's Door As Result of Injuries Inflicted by Unknown Assailant

Concordia, Kan., April 5.—Theodore Tremblay, 18 year old farmer boy, was slain with an axe at his home last night, three brothers, 14, 12 and 10 years old respectively are near death with their heads crushed, and the father of the boys, L. J. Tremblay, a trustee of Shirley township and another eight year old son were injured. The assailant is unknown.

The elder Tremblay was found unconscious on the porch of his home this morning, his head injured and his feet bound with wire. He may recover.

The body of Theodore Tremblay was found in the barn with the head crushed and the body badly burned.

The other four boys, Francis, Albert, Alfonso and Cleo, were found in the house. Only the youngest, Cleo, is expected to recover. All had suffered smashing blows on the head.

A little daughter who had spent the night at a neighbors home was the only member of the family to escape injury.

L. J. Remblay is reported to have recovered consciousness this morning long enough to say he had no idea who had committed the crime.

There are reports of an automobile said to have gone south from the Tremblay home about 11 o'clock last night, and of another going north early this morning.

### OREGON SYSTEM FOUND AT FAULT

Comparing present methods with the old convention system of selecting candidates for political offices, Frank Deckebach, Salem business man, spoke before the Rotary club at its luncheon this noon.

"For almost 20 years we have been getting along in a way, under what is called the Oregon system—principally made up of the direct primary laws and the people rule policy.

"Is the state better off?" "Does any one here for a moment believe that any of the great political parties would have stood sponsor and allowed our taxes to increase as they have?"

"The party in power was always compelled to stand on its own record and become responsible for the acts of its officers and legislators.

"Today there is no seat of responsibility.

"The old parties watched over each other and would only too gladly hold the incumbent officers and controlling party to a strict accounting of public affairs.

"Today we hear the hue and cry about taxes from organization or taxpayers parties and convention, patriotic leagues and farmer and labor clubs. All are appealing to the dear people and in turn supporting Tom, Dick and Harry for public office in the hope of carrying out a policy."

### CLUB ORGANIZED TO OPPOSE KLAN

Dallas, Texas, April 5.—Dallas today had a new organization as an outgrowth of recent floundings here, the Dallas County Citizens League with the avowed purpose to oppose the Ku Klux Klan in Dallas county, as summarized in the resolutions adopted last night at the organization's public mass meeting.

"No member of the Ku Klux Klan should be permitted to hold any office in our state and we pledge the people of Texas that we will not encourage any vote for any candidate for office who belongs to the Ku Klux Klan or who sympathizes with it or who has apologized to offer for the organization or its acts."

## Isle of Palms No Place For White Man Says Prodigal; Fever and Ants Plentiful

Andy Anderson former Salem contractor, has returned from a four weeks sojourn at Palmito del Verde, the tropical island of paradise off the coast of Sinaloa, Mexico, in which Salem people have invested an estimated \$50,000, and where he went to build a club-house for Salem investors. Mr. Anderson returns a walking testimonial of the salubrity and healthfulness of the wonderful climate of the new Eden, having lost some 35 pounds in weight and looking like a ghost of his former husky self. He is recuperating at Portland from the tropical malady, enteric fever, which sooner or later afflicts nearly every northerner residing in the tropics. Mrs. Anderson also suffered from the fever, and they are through with Palmito del Verde forever.

### ROGERS TRIAL IS DELAYED; JURY SELECTION SLOW

Up to two o'clock this afternoon but four jurors had been selected to hear the evidence in the second trial of William Rogers, Silverton logger, indicted on the charge of assault with intent to kill W. W. Birchett, Salem police officer, on the afternoon of December 2, 1921.

Those selected were George Edwards, Ernest Denny, Edward Rostein and Clara M. Morris. Marion S. Allen, mayor of Jefferson, was challenged this afternoon by the defense, and H. W. Smith by the prosecuting attorney. This leaves the state with four more challenges and the defense with 10.

Few people were in the court room when the trial commenced this morning, outside of those who either were directly interested in the case or had been called on the regular or special jury venire.

Attorney Walter Winslow appearing for the defense, stated this morning that he did not expect that a complete jury would be selected today. District Attorney Carson was of the same opinion.

Up to noon today Winslow had availed himself of only one challenge, A. Daus, grocer of Salem, while the state had challenged but one, Frank Leslie of Portland. In a criminal trial the state has the right to six challenges and the defense twelve.

In adjourning court for the noon recess, Judge Kelly ordered the second special jury venire for the trial which has been issued this week. Sixteen of the new venire are women.

It is evident from the examination of the jury that the defense will make every attempt to minimize any evidence introduced by the state tending to show that Rogers was having domestic troubles at the time of the shooting and that he was under the influence of liquor.

District Attorney Carson had nothing to say regarding the method he would pursue in this case.

In the first trial of Rogers he was saved from conviction by the vote of one jurymen, Henry Tade. Those drawn on the second venire were:

Alice E. Pugh, housewife, East Woodburn; Carrie Alm, housewife, West Silverton; C. W. Sawyer, Salem Heights, farmer; William Rabens, Sublimity, farmer; Dora L. Cummings, Chemawa, housekeeper; Emma F. Herren, Turner, housewife; Belle Cornforth, Salem Heights, housewife; Emma D. Luper, East Woodburn, housewife; Almira Hoover, Brieston, housewife; Pearl Spear, Aumsville, housewife; Minerva H. Eaton, housewife, Salem 12; Royce Allen, farmer, North Howell; Gertrude Gillis, McKee, housewife; Nora B. Broyles, West Woodburn; Clara B. Volz, housekeeper, Silverfalls; W. H. Downing, Sublimity, farmer; Harry Elgin, Salem 14, truckman; Anna Hobson, East Stayton, housewife; John Goodknecht, South Silverton, farmer; Effie V. Ratcliff, housekeeper, Salem Heights; Elvie R. Estes, housewife, Salem No. 2; Marion D. Henderson, clerk, Salem 4; Dottie M. Carter, Sublimity, housewife; John W. Evans, farmer, Chemawa; Bascom H. Hughes, farmer, Monitor.

### PROPOSED ABANDONMENT OF RAILROAD PROTESTED

Numerous protests against the proposed abandonment of the line of the Oregon Trunk railroad between Metolius and South Junction, a distance of 29 miles, in central Oregon, are being filed with the public service commission here. The move, it is protested, would prove serious to central Oregon.

H. H. Corey, member of the commission, points out that no application for the proposed abandonment has yet been filed with the state regulatory body and that when one is filed a full hearing of the matter will be had before any action is taken.

### TO SALEM FRIENDS Mr. Anderson Confided the Information that the Island was No Place for a White Man, that if the fever didn't get you, the insects would, and that the tropic ants ate up crops as fast as they could be grown, that it had been necessary to import tobacco to save the cocoanut trees from the ravages of the ants, and that he regarded his investment as a loss. To the reporter, however, Mr. Anderson was more guarded, having been cautioned by local investors.

### Workers "Not Too Good."

The fever—said to be common in the tropics—was kinder to Mrs. Anderson, as she was stricken for only three weeks. But in Mr. Anderson's case the malady came upon him after a series of boils had broken out on his body, and for eight weeks the fever sapped his strength.

"Too big a jump—too far from the north to too far south," Mr. Anderson said a physician explained to him. Yet even the natives are said to be subject to the fever, according to Mr. Anderson.

"Are the peons good workers?" he was asked.

"Well, not too good," Mr. Anderson smiled. "You see they don't dare work very hard—they can't work too fast for fear of the fever. I understand, however, that if you have a boll now and then it usually takes the impurities out of your

### DURVEA TO SPEAK AT CLUB MONDAY

Morris J. Duryea, of the service department of the Oregon state chamber of commerce, will be the speaker at the Monday noon luncheon of Salem business men next week, it was announced this afternoon by Robert Duncan, manager of the club.

"Catch the Vision," will be the subject on which Mr. Duryea will talk. He has recently appeared before chambers of commerce at Eugene, Corvallis and McMinnville and each case drew large audiences.

"We are fortunate in having Mr. Duryea and I expect a large crowd of business men to be present Monday," Mr. Duncan said.

### RACES TO BEDSIDE OF HUSBAND IN AIRPLANE

Wenatchee, Wash., April 5.—Using an airplane to reach the bedside of her husband who is critically ill with pneumonia at the Wenatchee general hospital, Mrs. James Peacock of Spokane arrived here at 1:30 o'clock this afternoon. This is the first time that anyone has come to the city in a plane on an emergency call. Her husband is in no immediate danger of dying, according to a hospital bulletin issued at noon. The trip from Spokane took two hours and twenty minutes.

### MENDENHALL HOME IS ROBBED DURING NIGHT

Burglars last night entered the home of Eva Mendenhall, 844 S. Commercial street and escaped with one wrist watch, two \$20 bills, one \$10 bill and some silver. The money was taken from a coat.

Police said today that entrance to the house was gained through a rear door. The burglary was not discovered until this morning.

### FORMER KAISER LIVING SIMPLE LIFE AT DOORN

Berlin, April 5.—Some details concerning the former kaiser's mode of life at Doorn were furnished by the former court chaplain, Dr. Vogel, in an address at Koenigsburg.

"His lunch," he said, "consisting of soup meat, with rice. His guests are given a glass of wine but he drinks water. After a sleska he begins a period of intensive mental work."

As an example of this mental work, the speaker mentioned that William each day during the Washington conference made notes from ten newspapers and formulated his views in a short essay. He has also written a book about the cultivation of orchids and has erected a meteorological station, the records of which he sends daily to Berlin.

"The ex-kaiser," continued the chaplain, "wears a brown jacket and high boots during the day and a field gray uniform in the evening. After dinner he reads aloud extracts from Houston Stewart Chamberlain's book, entitled 'Man and God.'"

### WIFE OF PACKER CALLED BY DEATH

Chicago, April 5.—Mrs. Louis F. Swift, wife of the president of Swift & company, died suddenly at her home today, following an illness of only a few hours. Her husband, who was returning from a business trip to Honolulu, stepped from the train here without knowing of his wife's death.

Mrs. Swift appeared in good health last night, dining and playing games with the family until she retired. Physicians were called at 11 o'clock last night, after she had suffered from a violent coughing attack. She died a few hours later.

### SALEM PICKED AS "EASY TOWN"

Salem's reputation as an "easy mark" town appears to have traveled "further than we know."

Advance agents for Ethel Barrymore, who appears here tonight, the Capital city up from afar, and as a result Salemites are paying on an average of 25 per cent more for seats tonight than Eugene theater fans paid to see Miss Barrymore last night, or Medford devotees of the stage pumpled up the night before.

In Salem the price of seats on the lower floor and in the first three rows in the balcony is \$3 each. The last two rows in the balcony are listed at \$2.50, and the gallery perches for an even \$1.50.

In Eugene, where the floor plan of the theater is identical to that of the local house and the seating capacity the same, the ticket prices were \$3 for the first 16 rows on the lower floor, \$2.50 for the last two rows on the floor, \$2.50 for the two front rows in the balcony, \$2 for the next two rows, and \$1.50 for the last two rows in the balcony. Gallery seats in Eugene sold for \$1.

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### Alleged Betrayer of Edith Cavell To Die

Mons, Belgium, April 5.—Armand Jeannes was condemned to death in the court here last night for treason and espionage against Belgium and the allies during the war. He had boasted that he was instrumental in bringing about the arrest and execution by Germans of Edith Cavell, British war nurse, but this charge was not mentioned in the indictment against him.

There was a burst of applause in the court room when the sentence was passed and a great crowd outside jeered Jeannes as he was taken to the death cell.

### SENATORS CLASH OVER HARDING'S SPOILS POLICY

Washington, April 5.—Senate republicans and democrats clashed again today over the question of whether the Harding administration has been observing or violating civil service regulations.

Without much fuss or flurry, two democratic resolutions on the subject by Senator Caraway, Arkansas, were disposed of temporarily, but a third caused protracted debate. In connection with one of the Caraway resolutions, Senator Borah, republican, congress to ask the president for Idaho, questioned the right of his reasons for dealing with government employes.

"If the president violated the law, there is a way to reach him," said Senator Borah.

"Yes, we could impeach him," interrupted Senator King, democrat, Utah.

Senator Borah rejoined that a former democratic president had told congress that his management of executive employes was none of its business.

### MANIAC KILLED AFTER TAKING ANOTHER'S LIFE

Chicago, April 5.—Charles Fairfield, enraged over being discharged by the Jones Foundry company, today rushed into the office of E. J. Powers, superintendent, shooting wildly from a pistol in each hand and in a brief reign of terror, killed one man, wounded three others and then was shot to death by Powers.

Fairfield entered the noon hour when several employes were gathered there. He was cursing and yelling and as he opened fire those in the room rushed for cover. Powers ducked down behind his desk but within a few seconds had taken a pistol from it and opened fire on Fairfield who fell after Powers' first shot.

### PIGS VALUED AT FIFTY MILLION DIE OF DISEASE

Birmingham, Ala., April 5.—Pigs valued at more than \$50,000,000 died this spring from diseases resulting from insufficient vitamins in their food, according to a report by J. S. Hughes and H. B. Winchester of the Kansas Agricultural college, presented today to the American Chemical society, in session here.

"The opinion is quite generally held," said the report, "that this great loss to hog raisers of the United States is due to the feeding of too much corn."

### Aged Couple Get License For Marriage

The oldest couple who ever applied for a marriage license at the Marion county court house, from what could be determined from the records this morning, was Christopher Mill, 74 years of age, residing at 1442 North Sixteenth street and his bride Mrs. Martha Jane Powell, 72 years old, who resides on Madison street of this city.

They were married by Judge William M. Bushey of the county court yesterday, court house employes acting as witnesses.

The groom was born in Ohio and this is his third marriage. The bride was born in Iowa, and this is her second marriage. Mills gave his occupation as that of salesman.

## ARBUCKLE ON STAND TELLS STORY AGAIN

### Says He Found Miss Rappe On Floor In Bathroom, Moaning; Placed Her On Bed

San Francisco, April 5.—Roscoe C. (Fatty) Arbuckle took the stand in his own defense at 10:45 a. m. today in the third trial of a manslaughter charge against him resulting from the death of Miss Virginia Rappe.

Arbuckle followed Dr. George Franklin Shields, defense medical expert and one of the defense allestists in the first trial of Harry K. Thaw for the alleged murder of Stanford White.

Arbuckle smiled as he took the stand. He said he knew Miss Rappe for five years. He acknowledged being present at the party in the Hotel St. Francis in which he is alleged to have fatally injured Miss Rappe but said he invited a few of the guests.

### Booze Was Served

Gin, whiskey and orange juice were served at the party, he said. "Breakfast was served at 2 p. m. while most of the guests were there. He left the room in which the guests were at 3 p. m. and went into his own room to dress for an engagement with Mrs. May Taube, a friend," he said.

"I went into my bedroom and locked the door," he said. "I went to the bathroom and the door struck something. I looked in and saw Miss Rappe on the floor. She was holding her stomach and moaning."

"I gave her some water and asked if there was anything I could do for her. She said 'I want to lay down.' I carried her to a bed and returned to the bath. When I came out into the room Virginia was on the floor. I again placed her on the bed and went out for Mrs. Bambina Maude Delmont, her friend, and one of the guests."

"A number of the guests came into the room, including Miss Alice Blake, Mrs. Delmont, Miss Zey Prevoist and others. Miss Rappe sat up on the bed, tearing her clothes. Her sleeve was hanging by a thread and I pulled it off."

"I went out of the room and returned later. Miss Rappe was lying nude on the bed. I tried to cover her up and Mrs. Delmont tried to stop me. I said to Mrs. Delmont 'shut up or I will throw you out of the window.'"

The witness said he was dressed in lounging robe and pajamas. He described the summoning of the assistant manager of the hotel and the removal of Miss Rappe to another room.

### Denies Bribery Story

Asked if he placed his hand over that of Miss Rappe on a door of the room, which is in evidence as an exhibit behind the witness chair, he answered "I was not near that door for the whole time I was in the hotel except when Miss Rappe was carried from the room."

Finger prints on the door are alleged to be those of Arbuckle and Miss Rappe.

The witness denied all knowledge of Jesse Norgard who testified that while he was watching a motion picture studio in Culver City, Arbuckle attempted to bribe him to obtain the key to Miss Rappe's room.

Arbuckle confirmed certain statements regarding first aid given to Miss Rappe made in Los Angeles to Warden Woolard, reporter for the Los Angeles Times. He admitted telling Woolard that "Miss Rappe had thrown a fit."

He denied having been ordered out of the hotel. A statement to Woolard that he ordered Mrs. Delmont out of his room "became too boisterous" was admitted by Arbuckle. "She was in pajamas and I told her to go and dress herself," he explained.

He denied having put ice on Miss Rappe's body as testified to by Al Semnacher, prosecution witness.

## Paper Winner In Trial Here Of Speed Case

The only contested speeding case in which the widely-advertised "Red" Abbott was the arresting officer, was won yesterday afternoon in the Salem police court by the Portland Oregonian.

While Abbott claimed that a truck of the newspaper was traveling 31 miles an hour, the newspaper's employe insisted he was not moving in excess of 20 miles an hour. The jury was out less than 15 minutes before it returned a verdict upholding the newspaper.

O. Frank Ryersdorf was the driver of the truck. A man named H. C. Graham accompanied him. Guy Smith, Salem attorney, represented the newspaper.

## \$90,000 ROBBERY FINALLY SOLVED

Los Angeles, Cal., April 5.—Theft several months ago of \$90,000 in \$1000 bills from a safety deposit vault in the Farmers & Merchants National bank has been solved, most of the money regained and surety company officials today are considering arrests, according to an announcement by officials of the bank. The money was the property of the local branch of the Yokohama Specie bank and its loss was discovered February 23.

Investigation by private detectives, according to the bank statement, revealed that William H. McFee, 51 years of age, for 26 years a trusted employe, was spending funds beyond his income and giving \$1000 notes to women. Confessions were obtained from McFee and Ray Whitehill, a clerk, according to the bank statement, that Whitehill made a duplicate key from the key of the Japanese clients and gave it to McFee.

Washington, April 5.—Following up the overtures it has made toward settlement of the bituminous coal strike, the house committee on labor continued its hearings on the subject today by considering briefly Attorney General Daugherty's statement of last night outlining the administration's "hands off" policy for the present.

## BRITISH ACCEPT AMERICAN BILL

London, April 5.—(By Associated Press.)—Acceptance by the British government of the American views pertaining to the maintenance costs of the American army of occupation as expounded in the recent note of Secretary of State Hughes to the allies, has been informally conveyed to the American government, although a formal note, officially confirming the acceptance, has not yet been dispatched.

## SAYS SMALL WAIVED RIGHT TO CHALLENGE

Waukegan, Ill., April 5.—(By Associated Press.)—Governor Small waived the right to challenge the jury list of Lake county when his attorneys several weeks ago agreed to the drawing of a venire for his trial from the names then in the jury box, the state told Judge C. O. Edwards today in reply to the governor's affidavit attacking the jury list because it did not include names of women voters.

## STORM WRECKS 13 HOUSES

Natchitoches, La., April 5.—A storm struck Hyams, six miles above Natchitoches late yesterday, destroying 13 tenement houses, wrecking eight others and the Texas & Pacific freight depot, it was learned today.

## 3643 WANT ADS

Totaling 17,256 lines; not including real estate and classified directory carried in the

## Capital Journal In March

One paper in every city leads in Want Ad Advertising. In Salem it's

## The Capital Journal

## BIG COLLIERY NOT WILLING TO ARBITRATE

### Largest Coal Producing Company In Ohio Not To Be Represented at Coming Conference

Terre Haute, Ind., April 5.—Indiana coal operators today rejected the proposal of Chairman Nolan of the house labor committee for a joint wage conference of operators and miners unless the entire central competitive field comprising western Pennsylvania, Ohio, Indiana and Illinois were represented in the conference.

Cleveland, Ohio, April 5.—Members of the Pittsburgh Vein Operators association at a meeting here today, turned down the request of Congressman Nolan, chairman of the house labor committee for a joint meeting between operators of the central competitive coal field and officials of the United Mine Workers in Washington, April 10, Michael Gallagher, president of the association, announced late today.

Toledo, Ohio, April 5.—The Ohio Collieries company, largest individual coal operating company in Ohio, will not be represented in the proposed joint conference of miners and operators in Washington on April 10, the company announced today.

Hearings Continued. Washington, April 5.—Following up the overtures it has made toward settlement of the bituminous coal strike, the house committee on labor continued its hearings on the subject today by considering briefly Attorney General Daugherty's statement of last night outlining the administration's "hands off" policy for the present.

Representative Bland, republican, Indiana, whose resolution to direct the president to appoint a coal inquiry commission occasioned the labor committee's interest in the matter, read Mr. Daugherty's statement into its record and upon learning that President Lewis of the United Mine Workers had left the city, called to the witness stand John Moore, executive representative of the union in Washington.

Refusal Is Denied. "Mr. Daugherty says, after declaring that the operators were wrong in refusing to confer with the mine workers in an attempt to settling the strike issue in advance that the United Mine Workers' officials themselves refused last fall or some later time to confer with the operators for the same purpose," Mr. Bland said.

"Now has ever there been a time when the United Mine Workers have refused to open negotiations with the central competitive field operators for a new wage scale after April 1 in accordance with their agreement?" "No sir," Mr. Moore replied. "There never has been such a refusal."

Public Not Menaced. After Senator Borah, republican, Idaho, had declared in the senate yesterday "that drastic public action" might be demanded by the strike situation, Attorney General Daugherty raised the possibility of a divergence in views between members of congress and the administration when he issued a statement saying:

"The government is not undertaking to do anything in the present situation of the coal matter." Declaring that "men have a right to quit work and men have a right to employ other men," the attorney general said the public was not menaced by coal shortage and that the interest of the government was in the preservation of order and protection of property. He added that he saw no reason at this time to fear disorder.

Bandits Rob Bank. Los Angeles, Cal., April 5.—Bandits today entered the First National bank of Arcadia, near here, forced the employes to lie on the floor and escaped with from \$2500 to \$4000 in cash.

O. P. Hoff, state treasurer, left Salem today for Portland where he will spend a short time transacting business.