

CIRCULATION

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Capital Journal

FORTY-FOURTH YEAR—NO. 160.

SALEM, OREGON, FRIDAY, JULY 7, 1922.

PRICE TWO CENTS

ON TRAINS AND NEWS
STANDS FIVE CENTS

THE WEATHER

OREGON: Tonight fair; Saturday
fair and cooler.
Local: No rainfall; northerly winds;
clear; maximum, 95; minimum 64; riv-
er minus .3 feet and falling.

SLAYERS OF TIL TAYLOR ARE EXECUTED

9 MEASURES GO TO VOTERS IN NOVEMBER

Seven Initiative Bills and Two Constitutional Amendments Qualify for Ballot Space.

Nine measures will be on the ballot for action by the voters of Oregon next November—seven initiative measures and two proposed constitutional amendments which were referred to the people by the legislature of 1921. Eight of the 15 proposed initiative measures for which petitions were placed in circulation failed to make the grade of popular approval and were not completed in time to qualify for a place on the ballot.

2 Income Tax Bills

Of the seven initiative measures two provide for taxes on incomes. Both are designed to lift in part at least, the burden of direct tax now levied on real and personal property for state expenses. One is sponsored by the Taxpayers league of Oregon. The other is sponsored by the state senate. The first provides for a flat income tax sufficient to raise one half of the state taxes, the rate of the income tax to be fixed annually as the needs of the state demand. The other provides for a graduated income tax on all net incomes with a proviso that the total tax raised for state purposes by both the income tax and the direct tax shall not exceed that raised by the 1921 levy. Both provide for exemptions and deductions from gross incomes.

Five Others Filed

The other five initiative measures for which petitions were completed and filed are as follows:

- Compulsory education bill, sponsored by Ira D. Sturgess, Dr. Robert C. Ellsworth and others, under the terms of which all children between the ages of 8 and 14 years would be compelled to attend the public schools. This measure which is aimed at the elimination of all private schools would become effective September 1, 1926.
- Interest rate amendment sponsored by J. H. Albright of Oregon City, limiting the legal rate of interest to 6 per cent with 8 per cent on contracts.
- Single tax amendment, sponsored by the Oregon Single Tax league, providing for the taxation of real estate only.
- Salmon fishing and propagation amendment, sponsored by G. G. Green of West Linn, prohibiting the use of seines, traps or fish wheels for catching salmon and requiring that 50 per cent of salmon spawn must be planted in streams from which taken.
- Atlantic-Pacific Highway & Electrical exposition amendment, sponsored by the exposition committee, under the terms of which the city of Portland would be permitted to levy a special tax of \$1,000,000 a year for three years for financing the world's fair.

In addition to these initiated measures two constitutional amendments have been referred to the voters by the state legislature. One of these would permit Linn county to levy a special tax with limits to pay outstanding warrants. The other would permit Linn and Benton counties to levy special taxes to pay outstanding warrants.

MINIARY URGING CROP INSURANCE

Washington, July 7.—Investigation by a joint congressional commission of the advisability of providing federal crop insurance for farmers was proposed in a resolution today by Senator McNary, republican, Oregon.

The Brownsville Good Citizens' league now has a membership of close to 300 persons.

Ku Klux Promoters Turn To More Fertile Fields; Women May Now Donate

With newspaper attacks, federal and state investigations and denunciations of their creed and purposes by fraternal leaders driving their organization into disrepute, and consequently reducing the ranks of its promoters, the Ku Klux Klan in Oregon are turning their attention to a new field in their efforts for easy money.

Ladies Eligible.

Enter now the ranks of the Ku Klux Klan in Oregon under the laws of Oregon to develop the physical and mental capacity of its members and others; to promote better acquaintance and closer association between its members; to promote and preserve the American free public school system; to preserve the purity and supremacy of the white race; and to unite, in one inseparable bond, the Protestant women of the world; to acquire by purchase, or otherwise real or personal property; to receive and accept gifts and donations of any and all kinds.

Klansmen Back Movement.

The incorporators are R. H. Sawyer, Luther I. Powell, Rush H. Davis and Fred L. Gifford, all of Portland, and all designated as members of the supreme grand council of the Ladies of the Invisible Empire.

To klansmen and interested on-lookers the names have a familiar echo. Powell is, or was, king kleege of the Oregon klans; Gifford is more generally known as the exalted cyclops of the night-shirted knights, and Sawyer the propagandist, while Davis is an important cog in the profitable enterprise of collecting \$10 initiation fees and \$5 dues and selling 50 cent nightgowns for \$6.50.

Regalia Not Revealed.

Aside from asserting their right to "receive and accept gifts and donations of any and all kinds," the incorporators cast little light upon the definite purposes of their order in the incorporation articles. Members of the supreme grand council are the only officers named and the existence of a queen kleegeless, or grand cyclops is not mentioned.

Whether the official regalia is to be a silk nightdress, topped off with a multi-colored turban, for which each fair lady is assessed the negligible sum of \$10, or a multiple thereof, is also a closely guarded secret in the incorporation articles, a copy of which follows:

ARTICLES OF INCORPORATION KNOW ALL MEN BY THESE PRESENTS, That

WHEREAS, At a regular meeting of the LADIES OF THE INVISIBLE EMPIRE, a voluntary association organized for the purposes hereinafter set forth, and located in the City of Portland, R. H. Sawyer, Luther I. Powell, Rush H. Davis and Fred L. Gifford, were duly selected as the members of the Supreme Grand Council of said LADIES OF THE INVISIBLE EMPIRE;

AND WHEREAS: said association, by resolution regularly and legally adopted at said meeting in accordance with the constitution and by-laws of said association, did authorize and direct the Supreme Grand Council to make, subscribe, acknowledge and file written Articles of Incorporation

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NEW YORK CENTRAL CLERKS VOTE STRIKE

Syracuse, N. Y., July 7.—Railway clerks employed on the New York Central lines, voted to strike it was announced today by their officials. The vote was a part of the general strike vote taken by all the clerks on the New York Central lines. The union includes clerks, freight handlers and express and station employees. Clerks on the Lackawanna already had voted to strike.

Timber fires reported near Bachelor mountain and in the LaPine section of Deschutes county are now under control.

Republicans Fail to Enforce Cloture on Senate Tariff Bill

Washington, July 7.—The republican move to enforce the cloture on the administration tariff bill failed today in the senate.

The vote on the motion to enforce the existing rule was 45 to 35, or 9 less than the required two thirds majority.

NONPARTISANS REPUDIATED BY TAX REDUCERS

Repudiation of the non-partisan league was the only important action taken by the state tax reduction clubs at their convention held here yesterday in the court house.

The attempt of R. D. Coulter of Portland, former representative of the non-partisan league, to gain the endorsement of the league for a state owned bank such as has been tried in North Dakota, fell flat when Seymour Jones, ex-speaker of the lower house of the legislature, urged that the convention make no such mistake. When the question was put to the delegates, but three voted for it.

A resolution favoring a farm bloc in the state legislature was introduced by Peter Zimmerman of Yamhill county and passed.

In the report of the platform committee adopted by the convention the tax reducers went on record as antagonistic to further increases in taxation and larger appropriations for state educational institutions, and favoring the recall and income tax measures initiated by the state senate.

J. D. Brown was elected to head the state organization following the resignation of J. C. Cooper of McMinnville.

EYE SPECIALIST ENTERS OFFICE OF SALEM MEN

Dr. L. O. Clement, formerly of Grants Pass, has entered the partnership of Dr. M. C. Findley and Dr. B. L. Steeves, Salem eye, ear, nose and throat specialists, it was learned this afternoon. Dr. Clement, who formerly was a partner of Dr. Findley at Grants Pass, is a graduate of the University of Minnesota. He also has taken post-graduate work in New York and Boston and has studied in Vienna and London.

ERICKSON TRIAL DOCKETED

Judge G. E. Unruh of the justice court announced this afternoon that the trial of Dan Erickson of Silverton charged with the unlawful possession of intoxicating liquor, will be held Wednesday. The trial was to have been held this morning.

Erickson, who was arrested with William Meyers, during a raid staged by Deputy Sheriffs Barber, Burkhardt and Smith, claimed to have been merely a guest at the Meyers household. Meyers pleaded guilty to the charge. Eighty-five pints of moonshine were taken in the raid.

THIS COUPON AND FIVE CENTS will admit any child of 12 years or under to the Special CAPITAL JOURNAL MATINEE Showing Harry Myers in his greatest production "The Adventures of Robinson Crusoe." THE BLIGH THEATRE SATURDAY, JULY 8, 10 A. M.

Executed Men to Speak Thru Spiritualist

A spirit whose earthly habitat was a body unfortunate enough to dangle from the end of a rope will speak through a medium by the name of Gorman on Sunday night at 8 o'clock at the home of George Stoddard, 1480 Broadway street, according to L. A. Geier, residing at 1497 North Fifth street this morning.

The public is invited to attend, Mr. Geier said, and Mr. Gorman, controlled by the spirit of the hanged man, will speak on the curse of capital punishment.

The meeting is the result of the executions of Rathie and Kirby this morning at the state penitentiary.

EIGHTH CHAPTER OF CRUSOE FILM IS ON TOMORROW

The eighth installment of the serial motion picture, "The Adventures of Robinson Crusoe," will be shown at the Bligh theater tomorrow morning under the auspices of The Capital Journal. The doors will be thrown open for all youngsters under the age of 13 years who hold Capital Journal coupons together with five cents.

There are 18 episodes of the picture and the one to be shown tomorrow is held to be the most interesting of those thus far shown.

With each performance the crowd of youngsters has increased, but Manager Bligh said today that all children who appear tomorrow will witness the showing, even though two exhibitions are made necessary.

The Crusoe picture, which stars Harry Meyers, has had the largest following of any serial ever offered in the city, it is believed. Each Saturday the Bligh has had record crowds.

The picture, which presents the Crusoe story known by most American youngsters, was filmed on the northwest coast of South Africa, just off the mouth of the Orinoco river; in Algiers, Morocco and the Madagascarian islands.

PEARSON AND NENDELL LEAVE ON RETURN TRIP

Portland, Or., July 7.—Lieutenant Alexander Pearson Jr., army aviator, hopped off here at 9:15 o'clock today on his return flight to Fort Bliss, Texas. He was accompanied by his mechanic, Sergeant E. F. Nendell of Woodburn, Or., who made the trip to Portland with him. They arrived here Monday. He planned to stop at San Francisco over night.

DAUGHERTY PROBING BOOZE SALE ON SHIPS

Washington, July 7.—Attorney General Daugherty has arranged to conduct a hearing next Thursday on the question of the legality of permitting the sale of intoxicating beverages on shipping board vessels, it was learned today at the department of justice.

FOREST FIRE SITUATION IS LESS SERIOUS

Change in Weather Conditions Favors Crews Battling Flames; Island Settlement Burned.

Spokane, Wash., July 7.—Weather conditions in Washington today served to mitigate somewhat the forest fire situation which yesterday was assuming what were characterized as alarming proportions.

In western Washington, where the fires were most threatening today, a southwesterly wind was aiding in keeping the flames under control, although it was not helping fire fighters to any considerable extent. In the eastern part of the state moderation of the heavy winds of yesterday lessened the danger today of the flames getting out of control.

A number of small fires were burning today in almost every forested county in eastern Washington and northern Idaho. A fire in Stevens county, Washington, was within half a mile of the town of Aladdin today, and was threatening serious damage to timber, although the town itself was not believed to be in danger. About 40 men are fighting the fire on the Pend O'Reille county side.

Two Lives Lost.

Vernville, Vancouver Island, July 7.—Two are known to be dead, many are missing, and ten houses are in ruins from a fire which last night swept from the bush through the settlement here. Scores died when a shift in the wind turned the raging bush fires toward the settlement, and no complete check up is available.

Lack of modern apparatus has made difficult the work of fighting the flames in which soldier settlers have joined with residents of Courtenay nine miles away.

Jack Clifford, 16, and Ernest Layland, 42, died from burns suffered during the destruction of their homes.

Campers Are Barred.

Chehalis, Wash., July 7.—Forest Supervisor G. S. Allen has closed the territory of the Clepus watershed in eastern Lewis county to campers until September 10. The sleet and snow last winter and the dry weather this spring and summer has greatly increased the fire menace there, owing to so many limbs being broken off and scattered about.

Fire Fighter Killed.

Bellingham, Wash., July 7.—The second fatality of the season in this district as a result of forest fires occurred yesterday in the Washington national forest near the site of the hydro-electric plant of the city of Seattle on the Skagit river when Roy Goddell of Bellingham was killed. Goddell was employed as a fire guard by the forestry service.

UNION'S MOTION IS OVERRULED

Motion for a jury trial in the Phee company against members of the Salem fruit union for alleged breach of contract involving approximately \$150,000, was overruled by Judges Bingham and Kelly of the circuit court this morning.

Since the circuit court judges found that facts of the case in the previous trial one way and decided in favor of the fruit union, and the supreme court reversed their decision, and that a jury might find the facts to the same effect as the circuit court judges, the court found it necessary to overrule the motion.

San Francisco, Cal., July 7.—The California-Hawaiian refiners announce an advance of 30 cents per hundred pounds in the price of refined cane sugar, instead of 10 cents as previously announced. The new price is \$6.90.

Alderman Here Had Man's Cow and War Is On

Temporary practices of boviculture with the species moo-cow-moo has dragged George Wenderoth, Salem councilman, into a lawsuit.

A milk cow of the common, or garden—especially garden—variety, inadvertently precipitated the impending legal battle when she deserted the green pastures into which she had been led and nibbled her way into Mr. Wenderoth's garden and, incidentally, into trouble.

J. Eugene Jones, a neighbor of Alderman Wenderoth's, yesterday made Mr. Wenderoth the defendant in a suit to recover his cow plus \$35 damages, plus costs plus disbursements.

It all happened while Mr. Jones was in Seattle, according to Brazier Small, attorney for the plaintiff. Jones admits that his cow probably transgressed and that she likely tasted of forbidden vegetables in Mr. Wenderoth's garden. Nevertheless, he insists, his agents, W. F. Fupitz, offered to pay for all damages and he declares that Mr. Wenderoth said right then and there that he'd just keep the cow—so there. And, according to the complaint, that's just what Mr. Wenderoth did.

It was reported that Mr. Wenderoth had today promised to return the cow. The suit will be pressed, however, it was said.

AUTO LICENSES TO RETURN HUGE SUM TO OREGON

If the business of the automobile registration continues for the remainder of the year in proportion to that conducted by the department during the last half of 1921, the total receipts of the department for this year will reach \$3,250,000 with registrations numbering between 125,000 and 130,000 automobiles, according to Secretary of State Koer. Registrations for 1921 totaled 118,615 automobiles with receipts aggregating \$2,334,931.25.

A total of 109,001 automobiles were registered during the first six months of the year with receipts aggregating \$2,973,378 as compared to registrations of 102,274 cars for the first six months of 1921 with receipts for the period aggregating \$2,153,843.75.

M'CUMBER SAYS ADJOURNMENT TO WAIT BONUS

Washington, July 7.—"There will be no adjournment of congress until the soldiers' compensation bill has been made a law. It will be taken up and disposed of under a special agreement as soon as the tariff bill is passed."

This promise was made today by Senator McCumber of North Dakota, chairman of the finance committee, to Mrs. R. H. Smith of Whitman, Mass., who delivered a third petition bearing a million signatures for enactment of the bonus bill. Mrs. Smith, dressed in the uniform of the Salvation Army, was accompanied by a score of wounded veterans from the Walter Reed general hospital when she presented the memorial.

"Its heavy and certainly has some weight," said Senator McCumber as he grasped the bundle. "We hope it will have some weight in the senate," Mrs. Smith responded.

"It will," the senator replied.

TRAILER OPERATOR IS FINED

G. O. Bradley of Aumsville was sentenced to pay a fine of \$13.50 this morning when he pleaded guilty before Judge G. E. Unruh in the justice court to a charge of operating a trailer on which there was not a proper license plate.

Bradley was arrested by Bert Smith, county traffic officer.

KIRBY AND RATHIE COOL IN FACE OF DEATH; DECLARE INNOCENCE IN LAST WORDS

Double Hanging Brings Executions for Single Crime To Three; Witnesses Faint as Youths Drop Trough Gallows Trap In Death Chamber of State Penitentiary.

The state of Oregon is duly avenged for the murder of Sheriff Til Taylor of Umatilla county, shot to death during a jail delivery at Pendleton in July, 1920.

John Rathie and Elvie D. Kirby, convicted of participation in the jail break and slaying of Taylor, were legally executed in the death chamber of the Oregon penitentiary this morning by hanging.

At 8:28 o'clock Rathie, preceded by Warden J. W. Lewis, with two prison officials by his side and followed closely by Father Roche, assistant pastor of St. Joseph's Catholic church entered the death chamber. He was dressed in a neat dark suit. His face was pale, but he did not waiver as he mounted the 13 steps to the scaffold.

About 15 minutes before Rathie's entrance, some forty guests present by invitation of the warden, assembled in the great hall of death. Some smoked. All wore the strained look of suspense in anticipation of the tragedy which was to come. Shortly after the guests had taken their place along the wall opposite the scaffold three men mounted the steps and sat down behind a partition to spring the trap.

Declares Innocent.

As Rathie entered the room, his arms strapped by the wrists to his legs, the only sound was the faint shuffling of his feet, and a mumbled prayer.

When he had placed himself beneath the crossbar of the scaffold, Warden Lewis said:

"Jack, have you anything to say?"

The prisoner's throat swelled, but his voice was clear.

"I know I am innocent of the crime for which I am hanging for," he said, "I pray God to forgive the men who have sentenced me. I forgive everybody. I have no hard feelings toward anyone."

Father Roche leaned toward the man. Rathie's voice fell to a murmur—perhaps a last prayer.

Dead in 13 Minutes.

A black strap hanging on the wall was taken down by one of the two men who had been waiting to adjust the noose, and placed about the boy's knees. A black silken hood was slipped over his head, and the rope which dangled behind his back was slipped around his neck.

Instantly the trap was sprung and the body of the condemned man fell and hung two feet from the floor—the head leaning slightly to one side.

Slowly his hands turned black, but death came quick. Thirteen minutes after he dropped he was pronounced dead by the three doctors who were in attendance.

Kirby Calm to Last.

A rude grey bench, the color of the walls and scaffold was placed in position, the rope was loosened and the corpse placed upon the bench and afterward carried away in a huge brown wicker basket.

Exactly 24 minutes after the execution of Rathie, Elvie D. Kirby, his accomplice in crime, entered the room.

Pale, perhaps from long confinement, but not from fright, Kirby stalked up the steps. His suit was grey. He wore a starched collar. His face was calm. There was not a tremor in his six feet of bone and muscle.

As he stood beneath the crossbar. He looked down upon the spectators with a clear, steady, piercing gaze. The eyes of a few of the watchers dropped as his glance caught theirs. He acted as a man acts when he has made his peace.

Chews Gum on Scaffold.

"Jim, have you anything to say?" asked the warden.

"No, sir."

Father Roche leaned toward

him. Kirby's throat swelled. "I forget," he said, chewing vigorously on the gum he had in his mouth and leaning his head toward the priest. "I am innocent. Everybody knows," he said almost defiantly.

The hood and strap were adjusted. The trap was sprung, and the body swayed, and the rope grew taut.

As the hands of the man grew darker and as the doctors listened to his falling heart beats, one of them paused long enough to say: "He was some man. Certainly a fine looking boy."

Eleven minutes after the trap was sprung at 8:54, Kirby was pronounced dead.

Convicts Are Quiet.

From the time that Rathie entered the death cell at 8:28 the two executions were completed in 37 minutes. They were pronounced "clean" hangings, and except that two of the spectators fainting, they passed off without unusual incident.

The two men were reported by Warden Lewis to have slept well during the night, Rathie having slept clear through, Kirby getting up but twice. At breakfast they both ate an egg, hot cakes and coffee.

For the first time in the history of the institution the remaining prisoners made no demonstration and trustees were allowed out of the building. This was due to the speech made by Warden Lewis to

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NORTHWEST DOCTORS STUDY NEW METHODS

Spokane, Wash., July 7.—The second day of the huge post-graduate school of medicine, in session here as the annual meeting of the Pacific Northwest Medical association, today presented 15 hours of free technical training for the more than 500 doctors attending.

Though the sessions are being held at a downtown theater, this morning's program included an hour and a quarter clinic at a Spokane hospital.

WOULD ALLOW SEARCH OF SHIPS 18 MILES OUT

Washington, July 7.—Prohibition enforcement officers could board and search vessels within six marine leagues (eighteen geographical miles) of the coast of the United States under an amendment to the tariff bill proposed today by Senator Sterling, republican, South Dakota, a member of the judiciary committee.

Two thousand five hundred dollars is to be spent by F. B. Guthrie, of this city, in erecting a dwelling at 365 south 24th street, according to a building permit issued yesterday by Mark Poulsen, deputy city recorder.