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Capital Journal

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CLOUDY WEATHER
Unsettled tonight and Tuesday. No change in temperature, moderate north-east winds.
Local: Max. 54; min. 32; rain, none; river, 7.4, falling; atmos. part cloudy; wind, west.

FORTY-SEVENTH YEAR No. 40 SALEM, OREGON, MONDAY, FEBRUARY 16, 1925 PRICE THREE CENTS ON TRAINS AND NEWS STANDS FIVE CENTS

FINN COLLINS' BODY IN CAVE

LEVENS OF BAKER PICKED AS DRY CHIEF

Governor Accepts Cleaver's Resignation And Asks Legislature to Provide More Money.

William S. Levens of Baker was today appointed by Governor Pierce as state prohibition commissioner to succeed George L. Cleaver. Levens, a democrat, has for the last eight years been district attorney for Baker county, but was defeated in the last election. He is credited by Pierce with having been a vigorous prosecutor of the prohibition law. Levens is 45 years old.

The change in the prohibition commission has grown out of the investigation of that department by the legislature through a special committee. In its findings the committee recommended that the change be made. While it found no evidence reflecting upon the integrity of Cleaver, it held him temperamentally unfit for the office and considered his usefulness at an end because of turmoil in the department.

In his special message today, which touched mainly on taxation and revenue in general, the governor announced the appointment of Levens and urged that the revenues allowed the prohibition department from fines collected under the act be increased 100 per cent as compared with the present one-fourth allowance. The governor said:

"George L. Cleaver has been state prohibition commissioner for almost two years. He has been honest, fearless and impartial in the discharge of his duties. Like any leader of a great cause, he has been severely and unjustly attacked from all sides. His mistakes have been vastly exaggerated. In large measure his good intentions and sterling qualities have been overlooked. However, the enforcement of law is far more important

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FINAL WEEK OF SESSIONS FINDS DESKS CLUTTERED

By HARRY N. CRAIN
With five of its six allotted weeks gone by and next to nothing done the legislators are today buckling down to what promises to be the final lap of their grind. Most of their business is ahead of them, and there is but six days left in which to complete it. The forty days will be up Friday, but no one expects to get away before late Saturday and several are already talking of a prolonged session. There is, however, little possibility of that, as a goodly portion of the solons, particularly among the house members, are beginning to get disgusted and declare that they will not stay beyond this week.

The talk that the session might be prolonged to allow all of the governor's vetoes to come back

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BIG BILL HAYWOOD STUMPING FOR PRISONERS

Moscow, Feb. 15.—(By Associated Press.)—Reports from America that Big Bill Haywood, the former I. W. W. leader, had returned to the United States are untrue. He is employed as a traveling speaker by the international society for the relief of workmen in prison and has just completed a tour of southern Russia, in which he made 85 speeches.

Apparatus for Portland
Washington, Feb. 15.—The house today passed the senate bill providing for the appointment of an assessor of merchandise at Portland, Oregon.

PIECE USES VETO THREAT FOR REVENUE

Governor Tells Legislature To Raise From New Source \$1,000,000 By Additional Taxes.

If the legislature fails to provide the necessary revenue for appropriations made, the governor will veto the bills. "This was the ultimatum delivered to a joint session by Governor Pierce in a special message today delivered at 11:45 o'clock. 'I will not be a party to increasing the tax burden upon the owners of homes and farm property in this state,' says the governor, 'when it is within your power to raise the necessary revenue from sources so easily available.'"

The governor points out various sources and urges the enactment of specific revenue-producing legislation. He urges repeal of the quarter-mill road tax and the \$30,000 appropriation for the battle-ship Oregon, and the law for the collection of the unpaid income taxes under the repealed act, the latter, he estimates, amount to \$1,000,000. Even with these sources opened up the governor sees a shortage of about \$500,000.

To meet it he urges again a tax on cigarettes and motion pictures, a gross earnings tax on utilities and a severance tax. An increased collection on gross insurance premiums is urged, and the governor asks a 10 per cent contribution to the general fund by self-sustaining commissions and activities, which has already been agreed upon by the ways and means committees. If the session will enact a gross earnings tax on utilities, the governor promises to sign the bill appropriating \$100,000 for the public service commission.

The governor charges the legislature with having frittered away its time and urges that the remaining days be given over to serious work and co-operation from all quarters.

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DOGS ARRIVE AT NOME WITH DIPHTHERIA CURE

Nome, Alaska, Feb. 15.—(By Associated Press.)—Edward Rohn and his dogs arrived here at noon today in a blizzard with diphtheria anti-toxin. Crossing Norton Sound two of his dogs fell into a fissure of the ice.

From Elihu to Golovin, a volunteer, Julius Kagala, brought the serum with a dog team.

The anti-toxin was the second portion received here, both coming by relay of dog teams from Nenana, 370 miles east, on the Alaska railroad—since an epidemic of diphtheria that has taken six lives struck Nome the middle of January. This epidemic has been reported under check, though two new cases appeared last week and quarantine is to be lifted Friday and the schools opened February 23.

Norton Sound, an arm of Bering sea on whose northern margin Nome lies and on whose surface the dog team trail from Fairbanks down the Tanana and Yukon valleys and overlaid from Nome runs for 100 miles on the ice is reputed as one of the most treacherous pieces of winter sea in the Alaskan north. While the winds shift the ice on this sound is always making and breaking contacts.

Stokes on Trial



ASSERTS STOKES PAID NEGRO TO DEFAME WIFE

Chicago, Feb. 16.—Testimony to show that W. E. D. Stokes, New York millionaire, tried to obtain false affidavits linking his wife's name with those of Jack Johnson, pugilist, and other negroes, was foreclosed today by Assistant State's Attorney W. W. Smith. Stokes and three others are on trial charged with conspiracy to injure the character of Helen Edward Stokes of Denver, Colo.

Mr. Smith said the evidence would show that the co-defendant, Robert Lee of Chicago, negro, told a man "you don't need to know Mrs. Stokes to sign an affidavit for Stokes and you'll get a lot of money."

An effort will be made to prove that Mrs. Stokes always had "red or tilted hair" and that "Stokes knew it," will be made, Mr. Smith announced. He said this would bear on an attempt of defendants to identify Mrs. Stokes with a woman of questionable repute who had dark or dyed hair.

FEDERAL JUDGE M'GEE KILLS SELF IN CHAMBERS

Minneapolis, Minn., Feb. 16.—Federal Judge John Franklin McGee of Minneapolis shot himself to death yesterday. He was 65 years old. Belief that his health was failing prompted the act, he said.

The body of the judge was found in a vault at his chambers at the federal building. A bullet wound was in his temple and a pistol with one exploded cartridge was found by his side.

He was appointed to the federal bench in 1923 by President Harding.

SOLONS PLANS DEMORALIZED BY GOVERNOR

Pierce Spikes Guns of Opposition By Cleaver Removal and Appointment of Fleischner.

(By Harry N. Crain.)
Speaking in the vernacular Governor Pierce has again "spilled the beans."

This morning everything looked rosy for those of the legislators who had it in their minds to abolish the state prohibition department. They were practically certain of passing such a bill through the house, and with George L. Cleaver still on the job as prohibition commissioner their chances of success in the senate were also bright.

Then came the announcement of the governor that he had bowed to the ultimatum of the prohibition probers and accepted the resignation of Cleaver, naming William S. Levens in his stead.

The reaction was immediate. Within an hour incomplete canvasses of the house revealed a decided slipping from the ranks of the abolitionists and put prospects for even a simple majority in that body decidedly in doubt. The naming of Levens made it immediately evident that there is no chance of getting a bill to abolish the department through the senate, where practically the only opposition to the department was based upon Cleaver's presence as its head.

Considering that it takes a two-thirds majority in each of the houses to enact any measure over the governor's veto, it can be safely said that the department will survive.

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FLEISCHNER REAPPOINTED

Governor Pierce today reappointed I. N. Fleischner a member of the state game commission and reappointed Judge William Doby of Baker as a member of the state highway commission. Fleischner is chairman of the commission and his term expires February 25. The term of Judge Doby, who is chairman of the highway commission, expires March 31.

The other members of the game commission are James W. Maloney of Pendleton, Richard W. Price of Portland, Harold Clifford of Prairie City and Ben Dorris of Eugene, with A. E. Burghdoff of Portland secretary and state game warden. The other two members of the highway commission are H. B. Van Duzer of Portland and Wade H. Malone of Corvallis.

DEATH WINS RACE WITH COLLINS' RESCUERS



ALMA CLARK, FLOYD COLLINS IN SAND CAVE & HOMER COLLINS & DOG

Half Holiday On Saturday Sought For Court House

County Clerk U. G. Boyer has been circulating a petition among county officers for presentation to the Marion county delegation to secure passage of a bill providing for Saturday afternoon closing hours for county offices. It is understood that most of the officers have signed, but a few have not, including the sheriff's office.

It is reported that when the matter was put up to County Judge Hunt he expressed disapproval of the plan unless all of the banks in the city came in and agreed to a similar closing hour proposition.

All of the banks in the city are said to be favorable to such a closing hour, with the exception of Ladd & Bush, and that bank's attitude is not definitely known because of the absence of A. N. Bush in California. The result has been the petition has been held up

giving the bank officials here opportunity to communicate with Mr. Bush as to his wishes, which have not yet been received, as far as is known.

A similar bill for Clackamas county has been introduced by Representative Hammond and Multnomah county enjoys the half holiday privilege on Saturdays through arrangements between the offices.

As far as the banks are concerned it is stated that the Saturday afternoon closing is the rule in virtually all of the larger cities of the state except Salem.

The report is that Marion county delegation would be favorable to putting in the bill if it had the backing of the banks. The closing hours of the banks cannot be regulated by law, this being for the banks themselves to determine, but the hours for county officers can.

SOLONS LIKELY TO GRIND AWAY AN EXTRA WEEK

In the ways and means committee alone is the possibility of enough new and unusual bills to keep the state legislature grinding away a full week after the normal time for sine die adjournment—which is next Friday.

The state's financial muddle together with numerous important controversial measures that have yet passed only one house or neither house indicates that adjournment this week is beyond hope.

The ways and means committee recently had two alternatives for its nightly program. One was to find out where all the necessary money was coming from and then appropriate accordingly. The other was to go ahead and appropriate and then decide where the money is going to come from. It decided on the latter course, though not by unanimous vote, for some of the members say the committee has put the cart ahead of the horse.

The committee is pretty well agreed that when all is said and done there will be a shortage of from \$300,000 to \$1,000,000 to meet approved appropriations. The

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NEW PLAN FOR MEETING NORMAL SCHOOL NEEDS

A brand new plan to meet the normal school needs of Oregon, without actually building normal schools and with little financial outlay on the part of the state, will be provided for in a bill that Senator Beals of Tillamook will probably introduce in the next day or two.

Senator Beals points out that the state is about 1,000 teachers short and that these cannot be furnished by the state normal school at Monmouth, where the capacity is about 600 students. The Beals plan calls for 24 branch normal schools, to be directed from the Monmouth normal, and where the students would be given the same training as at Monmouth. The bill will carry an appropriation of \$100,000 for the furnishing of instructors and supervision, but buildings, light, heat, janitor service, etc., in the branch schools would be furnished by the community where they were located. The schools would not necessarily be located in the community high schools or any other public school buildings, but could be in any suitable structure. The measure would require a minimum of 15 students before a branch normal could be established or a maximum of 20. If the attendance were only 15 Senator Beals claims the cost per capita of educating the teachers would be a little less than the cost to the state at present, or if the maximum of 20 were in attendance the cost would be only about half the present cost.

CAVE VICTIM FOUND DEAD BY RESCUERS

Body of Floyd Collins, Entrapped in Sand Cave January 30 Found This Afternoon.

Cave City, Ky., Feb. 16.—(By Associated Press.)—Floyd Collins was reached, found dead at 2:45 this afternoon. It was officially announced after rescuers had penetrated into what they believed was the original Sand cave cavern where Collins was caught.

No medical examination was made as it was impossible for a physician to reach the victim.

H. T. Carmichael was the first man to go to Collins. He said that apparently he was dead.

The announcement of the finding of Collins was made by Dr. W. D. Fumhouser, zoologist of the University of Kentucky.

Preparations were made immediately for Major Moses and Captain Francis, medical officers of the 149th Infantry, Bowling Green, and Dr. William Hawlett, Chicago, to go to Collins.

Mr. Carmichael and M. E. S. Posey, executive secretary of the state highway department and personal representatives of Governor William Fields were to accompany them.

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VETO OF SCHOOL TEXT BOOK BILL IS OVERRIDDEN

The house over-ruled the governor's veto on house bill 91 this morning. The measure permits the state board of education to enter into contract with textbook publishers at the best possible price for certain books on which the publishers decline to enter into new contracts at the old price. The governor in his veto message declared that the measure was all in favor of the publishers. Representatives Shrock and Woodward explained that the state was protected in that the new prices could not exceed those charged in any other state for the same books.

The house this morning passed senate bill 223, an amendment to the law passed by the legislature providing \$1,500,000 for the relief of eastern Oregon farmers whose wheat was frozen out several weeks ago. The amendment provides that the state board of education prior to October 1, 1925, shall not be deemed as prior liens on the crops covered by state mortgages in connection with loans for seed wheat purchases.

SENATE PASSES SEVERAL BILLS
The following senate bills passed the senate today:
S. B. 205, Johnson—Authorizing the sale of property by the state income board and use of the proceeds to buy other property for the board, with a view to establishing a quarry at Polk county.
S. B. 215, committee on revision of laws—To release female's property from control of guardian when she reaches the age of 18.
S. B. 217, committee on fishing industry—Providing for payment of claim of \$100 to L. Gruttner.
S. B. 97, Corbett—Providing for arbitration and award in contractual relationships.
Representative Gorman's bill providing for an inheritable tax on tax-exempt securities was killed to indefinite postponement. The senate committee on taxation investigated and found the bill unconstitutional.
The Multnomah county civil service bill, affecting county employees, was taken from the table in the senate today and re-referred to the Multnomah delegation.

GLIMPSES OF LEGISLATORS BY MURRAY WADE



THE LOBBY DON'T ATTEMPT ANY RAPE'S STUFF WITH REP. LONGERMAN (CHAIRMAN OF THE REVISION OF LAWS COMMITTEE)