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Capital Journal

RAIN FORECAST For the afternoon and tonight; Tuesday cloudy; moderate temperature; strong wind, shifting to NV winds tonight.

FORTY-SEVENTH YEAR No. 64 SALEM, OREGON, MONDAY, MARCH 16, 1925 PRICE THREE CENTS ON TRAINS FIVE CENTS

MRS. SWARTZ TELLS STORY

EFFORTS MADE BY COOLIDGE UNAVAILING

Senate Again Refuses To Ratify Selection of President For Attorney General; Vote 46-39.

Washington, March 16.—The senate today rejected for a second time the nomination of Charles B. Warren to be attorney general.

Every one of the 39 senators voting for confirmation were republicans. The opposition was a combination of democrats and republican insurgents.

President Coolidge has announced he will offer Mr. Warren a recess appointment but the nominee has not indicated whether he will accept.

Senate Roll Call The roll call follows: Republicans—Bingham, Butler, Cameron, Capper, Cummins, Curtis, Dale, Denison, DuPont, Ernst, Fernald, Fess, Gillett, Goff, Washington, Keyes, Leavitt, McKinley, McLean, McNary, Means, Metcalf, Moses, Odell, Pepper, Pine, Sackett, Schall, Shortridge, Smart, Spencer, Standfield, Wadsworth, Watson, Walker and Willis—39.

Democrats—Ashurst, Bayard, Eleaner, Bratton, Brown, Bruce, Caraway, Copeland, Dill, Edwards, Ferris, Fletcher, George, Gerry, Glass, Harlan, Harrison, Hefflin, Kendrick, King, McKellar, Mayfield, Neely, Ralston, Randall, Reed of Missouri, Robinson, Ship-

Local high school basketball authorities received a telegraphic communication from Chicago this morning, inviting the Salem team to that city to participate in the national tournament to be held there from March 31 to April 4.

The invitation came by virtue of the Salem team's win over Franklin in the finals of the state tournament held in the Willamette gymnasium last week. It was indicated in the message that in case Salem did not see fit to accept, Franklin high would be invited.

High school authorities are doubtful over the possibility of sending the team on the trip. The cost of sending the Medford team to Chicago a year ago is said to have been \$2500. The cost of sending a team from Salem would be practically the same, and nobody can see just where \$2500 is to be had for the purpose. In Medford the money was put up by business men of the city.

ST. PAUL STOCKS AT LOWEST EBB

New York, Mar. 16.—Reports that the St. Paul railway financial difficulties were approaching a crisis which would result in an early receivership or reorganization caused heavy selling on the stock market today, carrying the stock issues and several of the bonds to record low levels.

STATE DENIED USE OF FALL'S BANK ACCOUNT

Court Bars Records Former Secretary's Deposits As Evidence In Oil Lease Annulment Suit.

Cheyenne, Wyo., Mar. 16.—(By Associated Press)—Evidence intended to reveal the secrets of the bank accounts of Albert B. Fall, former secretary of the interior was barred from the record of the Teapot Dome lease annulment suit here today.

The ruling barring the evidence, handed down by Federal Judge T. Blake Kennedy, deprives the government of its only known means of attempting to prove an exchange of liberty bonds between Fall and Harry F. Sinclair, whose Mammoth Oil Company was given the lease on the big Wyoming oil reserve.

Judge Kennedy's ruling left the government's case up in the air so completely that a recess of ten minutes was allowed.

After recess Attorney Roberts of government counsel announced that he would reverse the procedure previously followed in an attempt to show the alleged passage of bonds between Sinclair and Fall by tracing the bonds from the former secretary, to the head of the Mammoth Oil company.

The court had warned Roberts that he was approaching the matter from the "back door."

In a lengthy prelude to his decision the federal judge quoted from rulings on similar procedure made by the eighth, second and fourth federal circuit courts of appeal, laying particular stress on precedent upheld by the eighth circuit under which jurisdiction the Cheyenne court falls.

London, Mar. 16.—Charles E. Robinson, the former bookmaker who sued the Midland bank for \$125,000 on account of an alleged settlement with Rajah Sir Hari Singh, has lost the appeal he took from the judgment of the court finding in favor of the bank. Robinson's effort to upset the judgment was today dismissed in the court of appeals.

The Robinson appeal was another of the many echoes of the sensational trial last year which involved an alleged blackmailing plot against the Indian potentate, with Mrs. Robinson, wife of the bookmaker, playing a prominent part in the testimony. William Cooper Hobbs, the solicitor's clerk, tried on the charge of accepting checks for 150,000 pounds sterling in connection with the alleged blackmailing plot was found guilty last week on conspiracy to defraud and sentenced to two years at hard labor. Although the Robinson suit was decided in favor of the bank, the Robinsons were found not to have a part in the blackmailing conspiracy.

GERMANY OPPOSES JOINING NATION'S LEAGUE

Washington, March 16.—(By Associated Press)—A Havana agency dispatch from Geneva this afternoon says: "The Havana correspondent is in a position to state that the German representatives on the Sarre and Danzig questions, who are attending the council session here made it known to Germany that it would be to Germany's interest to defer longer her entrance into the league of nations."

Head-In Parking Plan to Go Before Council Tonight

Two parking ordinances will be introduced at the city council meeting tonight, according to City Attorney Chris Kowitz, one providing for two hour parking instead of the present one hour law, and the other providing for "head in" parking as well as a two hour limit.

Considerable sentiment has been worked up in the city, it is understood, in favor of the head in parking, and it is said this will be highly acceptable to the city police department. One argument made in favor of the method is that it would make possible the parking of many more cars to the block for the reason that by the backing in method many drivers take up much more

space than is necessary in parking their cars. Collisions in backing away from the curb it is believed, can be very easily avoided, and at the outset it is doubtful if any more collisions would occur than under the present system.

The head in system is used in a number of cities in the state and reports received from these places indicate that it is entirely satisfactory. The unusual width of Salem streets will be an argument in favor of the system here.

Both ordinances will be introduced for first reading and the council can take its choice of the two. It is not likely that either will go to third reading and final passage tonight under suspension of the rules.

Chicago, March 16.—(By Associated Press)—C. C. Falman, head of a school of science, under severe interrogation today broke down and admitted that William D. Shepherd, held in custody in connection with the death of William McClintock, Shepherd's rich foster-son, had promised him \$20,000 to "keep his mouth shut."

Falman previously had told that Shepherd had taken a course in bacteriology at his school, the National University of Science, and after the brief course of a few days, three test tubes, at least one containing typhoid bacilli, had disappeared. He said Shepherd had written him, Young-McClintock died of typhoid fever.

The announcement came from Assistant State's Attorney Joseph Savage, while the grand jury was hearing witnesses. Mr. Savage said Falman's admission was heard by two detectives and himself.

Portland, Mar. 16.—Conrad P. Olson, widely known attorney, was arrested in a raid on 270 park street Saturday night, along with another man and a woman.

He gave the name of "John C. Wilson," 41, salesman, and posted \$1000 bail.

"I was at the house on legal business," Olson told a reporter today. "I had not been drinking and I was not served with anything to drink there."

"I had gone to the house because I had been told that I could find a witness I have been looking for. I did get information concerning his whereabouts and expect to locate him this week."

Olson said he expected to appear in municipal court, where the case is expected to come up late in the afternoon and explain his position. Olson is a former state supreme judge, ex-state senator and the man who codified the Oregon laws. He was president of the now defunct State Bank of Portland.

Washington, March 16.—Persons charged with violating the Volstead act can be tried in state court, the supreme court declared today in substance, dismissing the writ of jurisdiction a case brought from Humboldt county, California, by A. R. Rambel and Isadore Maffia.

Driver Dies at Wheel. San Francisco, Cal., March 16.—A bus driver died at the wheel of his machine after he sensed an approaching attack of heart trouble, drove his car off the highway near Los Angeles and brought it to a stop before the spark of life left him. The dead driver was George D. Bower.

COURT HEARS SCHOOL BILL ARGUMENTS

Suit In Defense of Oregon Compulsory School Law Heard By Federal Supreme Court Today.

Washington, Mar. 16.—The compulsory education law of Oregon, requiring that after September of next year all children between the ages of 8 and 16 years, with a few exceptions, shall attend public schools, was today in the supreme court ready for oral argument in two cases brought by the state to have set aside the injunction of the federal district court against its enforcement.

Although it was thought the case might not bring a sweeping opinion from the court on the constitutional right of states to control the education of children within their borders, the controversy has attracted wide attention in educational and religious circles. The array of counsel brought into court include former Senator

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SEVEN DRY LAW VIOLATORS ARE BOOKED BY COPS

An imposing assemblage of the boys who like to violate the prohibition law will take place in police court at 2 o'clock this afternoon. It is the schedule works out as looked at the police station.

Harold Meeks, route 4, Salem, was arrested by Officer Hickman, Saturday night, on State street for driving his car while intoxicated and was released Sunday on \$50 bail. Ivan Meeks and Thomas L. Davidson also were arrested by Hickman on State street, Saturday night for being drunk and Meeks was released Sunday on \$100 bail.

C. A. Myers of Jefferson furnished most of the entertainment for the officers. He is said to have objected to accompanying Officer Hickman to the station when arrested Saturday night on High street. He resisted being "frisked" at headquarters and it was necessary to "bug tie" him, to use the language of one of the officers and carry him into the hoosegore. He was released Sunday when he put up \$200 bail.

H. Lavenko, accused of driving his car while intoxicated, drove his automobile over the curb into Wilson park while coming off Winter street from the south, and was arrested by Officer Edwards.

John Mankin was arrested by Edwards at State and Winter for being drunk.

On Sunday, Ralph Taylor of 189 Jefferson street, was arrested by Officer Cutler for possession of liquor.

RABBI TO IGNORE CALL TO EXPLAIN

Cleveland, Ohio, March 16.—Rabbi Solomon Goldman, spiritual director of the Jewish Center congregation, indicated last night that he will ignore a summons to appear Tuesday before a committee of the union orthodox rabbis of America to answer charges of "insurgency" charges and modifications in ritual and custom and with presenting liberal views.

The complaint arises from a small group of his congregation objecting principally to the seating of men and women in the same pew.

Big Contracts For Airplanes Are Awarded

Washington, Mar. 16.—Contracts totaling more than \$1,000,000 for new types of aircraft developed by the Curtiss company of New York and the Douglas company of California, were awarded today by the army air service.

The machines are new observation types which have been approved by the army air service as replacements for the war built "DH's" type. An award of \$700,000 was given the Curtiss company for development of the new machine and the Douglas company received an award of \$300,000 for a similar work on its production.

Awards were made on the basis of tests at McCook field, Dayton, Ohio. Ten machines were ordered from the Curtiss company at an estimated cost of \$250,000 and 75 at an estimated cost of \$583,000 from the Douglas company.

MYSTERY MAN OF WAR DECLARED OFFICIALLY DEAD

Minneapolis, March 19.—A report by the district office here of the United States Veterans Bureau declaring that Arthur Frazier, mystery man of the world war, is dead, was on the way to the veterans' bureau headquarters at Washington today.

His brother, Earl Frazier of Lookout, S. D., was at Rochester, Minn., checking up details of the case in the interest of his parents, who contend that a man known as Arthur Lopez is Arthur Frazier, although Lopez has confessed to department of justice officials that he is not Frazier and then repudiated the confession.

More than a score of former members of D company, the old national guard unit of Rochester, of which Arthur was a member, Lopez talked about days spent "over there" with most of his former "buddies" who said after the meeting they were convinced that Lopez is Frazier.

Lopez related incidents that occurred in various camps and battalions in France and recalled names of persons with whom he was associated. He also identified photographs of camp scenes and former comrades and told of numerous happenings in connection with each to the astonishment of some of those present who had doubted that he was Frazier.

Michael Padden Dead. Havana, Cuba, March 16.—Michael C. Padden, widely known New York, who is said to have been an intimate friend of Jim Sullivan of New York and John L. Sullivan, the pugilist, died yesterday in the hospital here.

Silverton Bad Check Artist Took Bank at Its Word, Letter Shows

"You will find everyone of us taking a genuine personal interest in helping you get more out of your account than you put into it whenever you give us the opportunity."

This is an excerpt from a letter found in the pocket of Eddie Runking, criminal with a pedigree, brought back from Olympia, Saturday night by Deputy Sheriff Burkhardt, and held in jail here to explain about \$200 worth of worthless checks he is alleged to have passed in Silverton.

The letter in question was written to Runking after he had opened an account in a Silverton bank and was apparently took the bank at its word, and got about \$200 more out of his account than he put into it, it all reports as to his Silverton activities are true.

That Runking had set out in life to be a master criminal is indicated by the following record: Received at Monroe reformatory, Washington, in 1914, on a sentence of from 1 to 5 years. Charge grand larceny.

Received at Washington penitentiary at Walla Walla in 1916, on a sentence of from 1 to 15 years. Charge grand larceny. Served 30 days in 1920 in a county jail, place not known. Charge larceny. Received at Walla Walla again in October, 1920, on a sentence of from 2 to 16 years on another larceny charge. He was paroled December 3, 1922, from this charge, and released from his parole December 15, 1924.

He worked around Hebo for a time after coming to Oregon and went to Silverton, where he was employed at the Benson pheasant farm. At this time he opened an active account in the Silverton bank, and cashed quite a number of perfectly good checks there before going on his rampage which brought him back to jail here.

From the experience Washington has had with him, Deputy Sheriff Burkhardt found no trouble in getting him back here. Extradition papers were issued with all expedition.

DENNISTOUN CLAIMS WIFE UNFAITHFUL

Defendant Takes Stand In Society Scandal Case Asserting Wife Confessed To Misconduct.

London, March 16.—The crowd of fashionable folk and people of ordinary life who daily crowd the court room to watch the progress of the Dennistoun trial had another big moment today when Lieutenant Colonel Ian Oswald Dennistoun took the stand in his own defense against the allegations of his former wife that he encouraged her intimacy with Sir John Cowans, late quartermaster general of the British army, to further his own military ambitions.

Colonel Dennistoun's testimony has been eagerly awaited, as hereafter any direct evidence giving his side of the Cowans' affair.

Before the defendant was called, Hannah Parker, his former wife's maid, testified that Mrs. Dennistoun told her the night before the marriage of her ex-husband to the Dowager Countess of Carnarvon:

"I am glad they are going to be married tomorrow. Now I can get the screw on."

The maid added that her mistress, who always had confided in her voluntarily and without prying on her part, had spent hours sorting Colonel Dennistoun's letters, which she intended to use during the trial. Mrs. Dennistoun told the maid she had been through "a terrible ordeal," the maid declared.

"She said it was a dreadful thing to use letters against anyone who had loved you," the maid testified. "She also told me that although she had married Colonel Dennistoun, she had never loved him."

The witness said her mistress had told her that Colonel Dennistoun owed her lots of money and that she was forced to use the letters to get it back.

TRAIN HITS AUTO; 2 DEAD

Seattle, Wash., March 16.—Two persons were killed last night when the automobile in which they were riding was struck and demolished by a northbound Chicago, Milwaukee & St. Paul passenger train at Algona crossing, 10 miles south of Seattle.

The dead are: Ernest Lappenbach, 50, a resident of Buckley, employe of the Buckley Transfer company and driver of the automobile, and P. Keaton, 39, a resident of Harwood.

The bodies were found 150 feet from the scene of the accident.

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ACCIDENTAL DEATH LOOMS AS VERDICT

Widow of Farmer Killed By Premature Dynamite Explosion Weeps While Telling Story.

A coroner's inquiry into the death by dynamite explosion of Fred Swartz, on the Swartz farm south of Salem last Saturday, was held today at the office of Coroner Rigdon, but had not been completed at 2:30 o'clock. From the trend of evidence up to that time it was the opinion of observers that the jury will bring in a verdict of accidental death.

Both Mrs. Swartz and their young son, Edwin, were among those on the stand and both testified that Swartz was in the habit of using a short fuse so that traffic would not be held up on the highway waiting for the explosions.

E. B. Gabriel, a powder man, testified that the length of fuse used by Swartz as exhibited at the inquest would be unsafe.

Earl Monson, truck driver for the Marlen Creamery company, Swartz at the time of Swartz' death, was heard this afternoon and told of the condition of the body. Deputy Sheriff Bert Smith was also called this afternoon.

Edna L. Swartz, widow of the dead man, broke down on the witness stand and wept several times during her questioning by District Attorney Carson. Her narrative, brought out largely by questioning from the district attorney, ran about as follows:

"That on Saturday morning she and her husband arose together about 6 o'clock. Though the morning was foggy and a wind blowing Swartz told his wife that he intended to blast some more stumps and she could do the milking."

"She went to the barn together, she to milk and he to pick up his blasting paraphernalia. He had blasted stumps about a week before, and also about a week before had arranged the caps and fuses. The dynamite used was government powder secured through the United States National bank, some time in the early part of the winter. She described how he prepared the explosives and use of fuses six or seven inches long. He bored a hole in the ground, she stated, poured water into it, lighted the fuse with a match while holding the stick carrying the fuse in his hand.

"I am going down now" were his last words to her at the barn. She went on with the milking when she heard the explosion. The explosion sounded unusual to her."

RELIEF OWNERS LOSE \$3300 SUIT

Portland, Mar. 16.—Federal Judge Wolferton today handed down a default decree in favor of Durham and Bates, who filed the attachment. Relief for \$3300 for value of the craft when it was sunk by ice at Salem last December. Durham and Bates alleged in their complaint that the owners, supposedly allowed the craft to sink by the owners to delay judgment in the suit but this was thrown out. Highway, Johnson and Montgomery, attorneys for the boat raisers, asked a court decree setting a date for sale of the steamer at public auction.

\$100,000 BOOZE ROBBERY REVEALED BY PROBE

Frankfort, Ky., Mar. 16.—A major robbery extending over a period of several months and involving whiskey worth approximately \$100,000 at Bowling Green, came to light today. Station news is understood to have been indicated by a federal grand jury and nine are said to have been arrested.