

OREGON JONES RECAPTURED

BRIAND FAILS TO ORGANIZE NEW CABINET

Former Premier Abandons Attempt to Form New Ministry When Socialists Refuse Help

Paris, Apr. 14.—(By Associated Press.)—Albert Sarraut, Paul Faure and Rene Renault, in the order named, will be consulted by President Doumergue and asked to form a new French cabinet.

Paris, April 14.—(By Associated Press.)—Ex-Premier Briand shortly after six o'clock this evening definitely decided to abandon the attempt to form a cabinet in succession to the Herriot ministry.

M. Briand announced his determination not to form a ministry to the socialist republican group, to which he belongs, basing it on the refusal of the socialists to collaborate and the conditions they wished to exact in return for support. He considered the conditions, incompatible with his conception of the role of premier.

Briand's refusal of the task President Doumergue had requested him to perform came after a period of uncertainty in which it was at first reported his declination had been decided upon and then that he would try to form a combination without socialist help before giving a final answer to the executive.

The socialist action with regard to taking part in a Briand government was definite, was reached by the national council of the party by the unanimous vote. It did not preclude, however, their participation in a ministry formed by the premier acceptable to them. It was stated. They apparently were willing to support a cabinet headed by Briand without entering into it but found the ex-premier unwilling to accept this support under the conditions they named.

The official announcement of M. Briand's refusal was made shortly before 7 p. m. He was then at the palace of the Elysee informing President Doumergue of his decision.

MASONS ELECT STATE OFFICERS

Portland, Or., Apr. 14.—John H. Kollock of Portland was elected grand high priest of the grand chapter of Royal Arch Masons to succeed Wayne Standaer of Brownsville, Or., at the business session here yesterday of the 65th annual Oregon convocation. Other officers elected were: G. E. Swafford, Oregon City, deputy grand high priest; Frank S. Baillie, Portland, grand king; Thomas Sims, Woodburn, grand scribe; Frank J. Miller, Albany, grand treasurer; D. R. Cheney, Forest Grove, grand secretary; George Walton, Klamath Falls, grand orator; E. Northrup, McMinnville, grand chaplain; Herbert C. Toney, McMinnville, grand captain; Milton L. Meyers, Salem, grand royal arch captain; D. B. Stewart, Corvallis, grand master of the third veil; Carl W. Everisen, Marshfield, grand master of the first veil; Lloyd Scott, Portland, grand sentinel.

JOURNAL BACKED BY KIWANIS CLUB

Unanimous endorsement of the stand taken by The Capital Journal in asking that mandamus proceedings be brought to retain the offices of the state banking department was voted by the Salem Kiwanis club at its meeting this noon. Similar action was taken a week ago, but was thought by some to be hasty. At that time the matter was referred to a committee for investigation. Report of the committee, made by U. Scott Page, was in favor of endorsement, and was passed without a dissenting vote.

"If these state offices are allowed to move promiscuously to Portland we never will have a state office building here," said Page.

Girl Victim of and Dragon Dies of Poison

Hammond, Ind., April 4.—Sadie Oberholtzer, 28, also have been the victim of an alleged attack. Stephenson was indicted on five charges by a grand jury which investigated Miss Oberholtzer's story.

Unconscious Two Weeks. Stephenson is at liberty under \$25,000 bonds pending a ruling by Judge James A. Collins to (Continued on Page Five)

MACHINERY FOR LINEN MILL TO ESCAPE TARIFF

The following telegram was received this morning by the Salem chamber of commerce:

"Treasury department today ruled that linen machinery may be imported duty free for experimental purposes. Am sending opinion and instructions to Miles. "CHARLES L. McNARY."

About a week ago letters were written by the Salem chamber of commerce to Senator Charles McNary and also to Herbert Hoover, secretary of commerce, asking that machinery for linen manufacturing be admitted duty free for the first linen mills to be erected in Salem to include machinery bought by B. S. Miles for the Miles Linen company and also for the proposed linen company for Salem.

Senator McNary immediately telegraphed that he was taking the matter up with treasury officials and the telegram this morning was the official announcement that the United States treasury would admit machinery duty free.

This will be cheering news not only to Mr. Miles, but to those who are interested in the proposed linen mill for Salem, as it will mean the saving of perhaps more than \$50,000.

COURT OPENS AT DALLAS; DOCKET FOR TERM LIGHT

Dallas, April 14.—The spring term of court under Circuit Judge Ramsey got underway Tuesday with one criminal trial placed before the jury and a number of cases set. This was the case of Silverio Aradondo, Mexican section hand, charged with an assault on a fellow workman, Bernardo Carranza near Crowley in January.

The case went to the jury late in the afternoon. Testimony of all the important witnesses had to be taken through an interpreter and proceeded somewhat slowly. Miss Nell Hopping, deputy county clerk, acted as interpreter. W. W. Harcombe was defense attorney and District Attorney Helgeson appeared for the state.

The alienation of affections case brought by Frank White against George F. Werline, prominent independence hopman, will begin Tuesday morning. The suit is for \$200,000 and is considered the most important scheduled for this term of court.

The case of Savery vs. Hart and Savery vs. Riddell involving salary and expense received by Hart and Riddell as county commissioners, came before the court on a motion for the defendants to dismiss the suit. This was argued before Judge Ramsey and taken under advisement.

Attorney B. A. Klka, appearing for August Baunach, charged with adultery, filed a motion of prejudice, asking the transfer of the case to another court or the trial before another judge. The motion was made on behalf of Baunach, who held the judge to have been prejudiced against him in a civil suit. Young vs. Baunach, tried in January. This was also taken under advisement.

OAKLAND WOMAN SUBDUES THIEF

Oakland, Cal., April 14.—Henry Valentine, 23, was making his way out of a room in the Central hotel with several articles of jewelry in his pockets yesterday. Hearing a noise in the room of Miss Maria Schuler at an hour when the tenant was ordinarily not at home, Mrs. Anna Meyer, the proprietor, investigated. She found Valentine ransacking the room and gave battle.

"He struggled a little," she said later, "but I told him if he made any more fuss I would smash his face. He then stopped fussing."

Mrs. Meyer turned Valentine over to the police.

"I'm getting used to catching burglars," she said. "I've captured three of them. This is my fourth."

Oil Held Taxable

Washington, April 13.—Persons producing oil or crude petroleum in Montana on land leased from the federal government are subject to the oil producers license tax of that state. The supreme court held today, in a case brought by the Mid-Northern Oil company against the state board of equalization.

BROKEN DAM SENDS FLOOD DOWN VALLEY

Hundreds Are Driven From Homes When Waters of Ford Power Plant Lake Released

Detroit, Mich., April 14.—Scores of families in the valley of the Huron river between Flatrock and Lake Erie were driven from their homes early today when the dam at the power plant of the Ford Motor company at the Flatrock burst and released millions of gallons of water into the valley.

The break in the Ford company dam followed the crumbling of the earth embankments that flank the new Detroit Edison company dam at French Landing, several miles above Flatrock yesterday. The impounded water of the six-mile artificial lake rushed through the break.

5000 Acres Inundated. The dam is 32 feet high and built partly of concrete and partly of earth. Engineers estimated today that already 10,000,000 cubic feet of earth have been washed away, while the river today is eating into the remaining earthworks and engineers believe more will be swept out.

The new power station of the Edison company was to have been opened May 1. The cost was \$750,000.

More than 5000 acres are reported under water, which is reported to be 13 feet deep in some places and steadily rising.

The valley's inhabitants were warned of the flood by troopers from the South Rockwood station of the Michigan state police who started along the river to rouse persons living nearby as soon as guards at the dam had telephoned the station of the trouble. So rapidly did the water rise that the officers were soon forced to take to boats, going thus from house to house with their warning, ferrying scores of families to safety and sending the men ahead in commandeered boats to aid in the rescue work.

No Lives Lost. No lives have been lost, so far as could be learned, although many homes, built below the level of the dam, were inundated.

Reports from various places along the seven miles from Flatrock to Lake Erie indicate that the entire valley at some places a mile wide, is under water.

Hundreds of small houses, many of which are set on stilts, line the river at its banks, but state troopers believe no lives were lost because of the warning.

Although the water was high around the bridges of the Michigan Central and the Detroit, Toledo & Shore Line railroads below Flatrock traffic was not interrupted.

Small barns, boat houses, wood on farm implements, trees, bushes and furniture were drifting down the valley on a current running ten miles an hour.

PAULHAMUS NEAR DEATH PHYSICIAN DECLARES

Tacoma, Wash., April 14.—The condition of W. H. Paulhamus, president of the Western Washington Fair association who has been ill for several months past, continued extremely critical today, according to Dr. W. B. Mitchell of Sumner, attending physician.

Dr. Mitchell administered a violent treatment to his patient yesterday in the hope that it might have a favorable effect, but little change was reported. Mr. Paulhamus is unconscious a large part of the time and at other times seems to have little conception of what is going on around him. It was reported.

PROTESTS ROUMANIAN FAILURE TO ACT ON DEBT

Washington, April 14.—Minister Jay at Bucharest has presented a communication to the Rumanian government calling attention to the fact that that government has negotiated debt refunding agreements with other nations, but has taken no such action with its debt to the United States.

MERCURY IN BODY FOUND BY CHEMIST

Poison Sufficient to Kill in 10 Days Discovered in Organs of Mrs. Emma McClintock

Chicago, April 14.—(By Associated Press.)—Sufficient mercury to kill a person within ten days was found in all the organs of Mrs. Emma Nelson McClintock according to the completed report of Coroner's Chemist William D. McNally, submitted to Coroner Oscar Wolff today.

It was stated at the coroner's office that Dr. McNally's analysis was made on the basis of extensive experience with mercury, and that laboratory is said to have done more work with mercury than any other laboratory in the world.

"The amount found preclude the possibility of its being administered as medicine," said Dr. McNally. "We found mercury in all the organs in amounts such as are found in the organs of people dying from mercurial poisoning. The amount were similar to those found in the organs of persons who have lived ten days after the mercury was administered."

"We know from experience the distribution of mercury in the organs in the case of mercurial poisoning. We found trace of formaldehyde due to the embalming fluid. It is highly significant that we could find that after 16 years of burial."

FIND POISON IN EXHUMED BODY OF CUNNINGHAM

Chicago, Apr. 14.—Poison was found in the body of Walter Cunningham, 13, which was exhumed yesterday at Valparaiso, Ind., and whose mother, Mrs. Anna Cunningham is being held in jail at Crown Point, Ind. Dr. W. D. McNally, coroner's physician reported today.

Dr. McNally's report to Coroner Oscar Wolff was only a preliminary one and did not indicate the quantity of poison found or any other indications shown by the chemical analysis. The chemist found arsenic.

Woman Collapses. Crown Point, Ind., Apr. 14.—(By Associated Press.)—Mrs. Anna Cunningham of Gary, Ind., collapsed today in her cell in the Lake county jail where she is being held in connection with the death of her husband and four children within six years. She passed into a coma, and physicians believed it impossible to remove her to Gary for a sanity hearing set for two p. m.

ILLEGAL SEARCH CASE IS REVIVED

For the third time the supreme court is today hearing arguments in the case of the state against McDaniel, on appeal from Benton county and involving the question whether evidence found on the person of an individual by illegal search can be used against him.

Liquor was found on McDaniel by an officer in a search that it is claimed was illegal, and in the lower court he was convicted on a possession charge. On appeal the case was argued in the supreme court, and then a re-argument was allowed before the opinion came down. When the opinion came down the court was divided four to three, the prevailing opinion, written by Judge Pipes, holding that the evidence was illegal and could not be used. The minority judges were McBride, Burnett and Coshaw. Pipes then retired from the bench and was succeeded by Justice H. H. Bell, and a rehearing of the case granted.

Because of the issue involved the case is considered one of the most important that has been before the court in years.

FOUR FOREST PATROL PLANES AT EUGENE BASE

Eugene, Or., April 14.—Four United States army airplanes will be stationed at the municipal station field in Eugene this summer for the forest fire patrol base for western Oregon, according to word received from United States Senator Charles McNary. Each of the four planes will have a personnel of three fliers, according to the announcement. Although it has been recently assured that Eugene had been selected as forest fire patrol base again this year, the details of the organization were not given.

Linen Mill Plans Laid Before Big Silverton Crowd

Before a crowd that filled the hall to the doors and lined the walls, Salem people last night told Silverton people of the new linen mill, its prospects and what it will mean to the entire valley, including the city of Silverton.

Col. W. B. Hartman of Toronto, also was a speaker.

Robert Crawford, superintendent of the flax plant at the prison carried with him some samples of flax to the meeting, telling Silverton farmers who were present and there were many of them, that there is nothing unusual about the growing of flax, that it is about the same as wheat raising only the land needs to be more carefully prepared, and it means a better return to the farmer.

Land in the vicinity of Salem, he stated, being high quality land, should produce two tons of flax to the acre. This year, he stated, the flax will be cut a little earlier than last year, last year the flax being a little too ripe when cut. He stated in Ireland, where such success is met with in growing of flax, the practice of earlier cutting is followed.

Crawford said that the state had contracted for about 2000 acres this year and could handle about 3000 more. He had with (Continued on Page Seven)

ALIENATION SUIT FOR DAMAGES AT DALLAS OPENED

Dallas, Or., April 14.—Testimony of five witnesses was taken in the Polk county court this morning in the case in which Frank White, of Portland, is suing George M. Werline, independence hop grower, for \$20,000 for the alleged alienation of Mrs. White's affections.

White proved a poor witness for his own case as under cross examination it was divulged that he had lived promiscuously in Portland with a number of women both before and after his marriage to his present wife.

Interesting testimony was given by the managers of the Hotel Clifford and the Hotel Clyde in Portland when they submitted their register sheets between the dates of September 24 and 26 in 1924. The counsel for the plaintiff will attempt to prove that the handwriting which signed the Hotel Clyde register on September 25 as "George M. Werline of independence" is the same as the "George Martin and wife of independence" on the Clifford hotel register of September 24.

Court adjourned at noon with the hearing to open again this afternoon.

CHRISTIE'S BODY LIES IN STATE

Portland, Or., April 14.—The body of the late Archbishop Alexander Christie of the Catholic see of Oregon City, who died recently, lay in state today in St. Mary's pro-cathedral here, awaiting funeral services tomorrow.

The Right Rev. A. F. Schinnerer of Spokane will celebrate pontifical high mass tomorrow at 10:30 a. m., assisted by bishops and clergymen of the Catholic church from all parts of the Pacific coast.

The body was taken to the cathedral this morning and at 10 o'clock a mass was said by the Right Rev. A. Hillebrand, vicar general and administrator, who has been named to assume the duties of the late archbishop pending appointment of a permanent successor.

BOOZE RUNNER CAUGHT AFTER 150 MILE CHASE

New York, April 14.—Capture of the three-master auxiliary British schooner Madeleine Adams yesterday by the coast guard cutter Seminole after a chase of 150 miles off the New York coast was reported today when the schooner was brought into port with its crew of nine men as prisoners and its liquor cargo valued at \$500,000 under a seizure.

HUGE STILL FOUND NEAR WOODBURN

Three men were arrested and a 100 gallon still confiscated between Woodburn and West Woodburn today by George Hurlbert, a federal agent, Roy Bremmer, Marion county deputy sheriff, and William S. Levine, state prohibition commissioner. It was the first raid in which Levine, new prohibition commissioner, has participated.

The men placed under arrest, all of whom are believed to be old offenders, were James Williams, R. L. Wells and Lawrence (Monte) Montgomery.

With the big still was taken between two and three gallons of moonshine. No mae was found. The still was located on the farm of May Gregoria.

All three of the men were lodged in the county jail here early this afternoon. The officers said a fourth man was wanted by the officers, but succeeded in making his escape today. His name is not known to the officers. A search warrant was obtained from Justice of the Peace Small and a further search of the premises where the still was operated will be made this afternoon.

FIRST HUSBAND SHOTS SECOND THEN SUICIDES

Tacoma, Wash., April 14.—Two men are dead and two children are fatherless following a shooting affray last night when a divorced husband stormed the home of his former wife on the first anniversary of her second marriage and shot himself after killing her husband.

The dead men are Fred Arnold of Tacoma and H. A. Winston of Aberdeen.

The killing occurred in view of several children who were playing with Iwanna Winston, 13, in front of her home.

Shortly before 8 o'clock Winston, the father of Iwanna and the divorced husband of Mrs. Arnold, appeared and took Iwanna by the arm.

"Leave me alone. I don't want to see you," the girl is alleged to have said as she jerked away from her father and ran.

Arnold stepped from the house and according to the police, met Winston at the foot of the porch steps. The men faced each other angrily and Winston accused Arnold of prejudicing his children against him and preventing Iwanna and her brother, Horace, 15, from writing him.

A few angry words were spoken and Winston drew a pistol from his pocket and shot Arnold twice through the stomach. Arnold staggered down the walk and fell dying in the parking strip.

Winston stepped around the side of the house as Mrs. Arnold came to the door.

He entered the house by the back door and committed suicide in the kitchen.

START PROBE OF PRIVATE SALE OF STATE GROUNDS

Portland, April 14.—Investigation of sale by Carl D. Shoemaker, former general manager of the fish commission, of property on the Columbia river across from the Eagle creek camp grounds, to E. M. Ries to be used for refreshment stand and camp ground purposes, will be made by the Malheur county court Amadeus Smith, commissioner said, when Shoemaker revealed the deal at a meeting of the commissioners here Shoemaker, who recently left the employ of the state, is to be temporarily associated with Ries in the project. It was stated.

The fish commission purchased the property for egg culture purposes. Shoemaker said it proved of doubtful value for that and the sale was made for \$4000, the price paid by the commission. It was declared Ries wouldn't take \$20,000 for the property now. Shoemaker denied this, but admitted Ries probably would not take \$8000 for the property. Commissioner Smith declared the deal looked peculiar, especially that part wherein a public officer sold state property to a party with whom he intended to be associated in business on the property in question. "I don't know what can be done about it, but it certainly will be investigated," he said.

Commissioners knew nothing of the deal until Shoemaker appeared before them to advise them that what buildings were erected on the property would be in keeping with the scenic surroundings.

KILPATRICK TO DO RELIEF WORK

University of Oregon, Eugene, April 14.—(Special.)—Earl Kilpatrick, dean of the University of Oregon extension division and former principal of the Salem high school, will leave for the middle west immediately on a two months' leave of absence from the university to serve as a member of the American Red Cross executive staff for the rehabilitation of the great area swept by tornado on March 18. He was summoned by telegraph, and leave was granted by a committee of the board of regents this morning.

ESCAPED CON ARRESTED IN SACRAMENTO

Heri (Oregon) Jones, who on March 23, 1924, escaped from the Oregon state penitentiary by going over the wall with five other prisoners, is under arrest at Sacramento, Cal., according to information received by Warden Dalrymple today from the California state bureau of identification at Sacramento.

Jones is held in the Sacramento jail on a 30 day sentence for petty larceny. The identification appears to be certain.

Escaped Year Ago. Jones was one of six prisoners who made one of the most daring escapes in the history of the Oregon prison. The other five were Tom Murray, Joe Jackson, William Johnson, Clive Weekly and Ellsworth Kelly. After a posse hunt that lasted many days the other five men were captured and returned to the prison. Jones narrowly escaped capture near Jefferson while he and Murray were together following their escape. Some of the possemen sighted both men and began to shoot at them when they refused to stop. The shots caused Murray to give up, but Jones nervily kept going.

About a week ago a press dispatch stated that Jones was believed to be located in Josephine county where he was thought to be living disguised as a hunchback and wearing a false beard. The information received here today did not state when he was arrested in Sacramento.

Break During One. The six men escaped from the Oregon prison by leaving the prison building through a basement window near the south wall. They went to the stairs leading from the enclosed yard up the wall to the guard's post on the south wall, taking advantage of a moment when the guard was busy watching a freight car that had been switched onto the spur track at the prison. Reaching the top of the wall they jumped down outside, ran to the highway and commandeered the automobile of a motorist who was passing at the time. The escape was discovered almost immediately and posse set once organized and gave chase.

COUNCIL TO BUY PAVING MIXER THIS AFTERNOON

The street improvement committee of the Salem city council, after a personal examination of the paving machines used by the cities of Marshfield and Astoria, has decided to recommend to the council the purchase of the Smith machine, which is used at Marshfield. A special meeting of the city council will be called at 5 o'clock this afternoon to pass on the committee's recommendation.

The Smith machine is a five sack capacity plant and will replace the present two sack equipment of the city.

Acceptance of the bid of the Salem Sand & Gravel company for that material and the bid of the Sun Portland Cement company of Lime, Or., for the cement needed for the year's paving program will be recommended by the committee.

A new method of paving that will eliminate much labor and ultimately is expected to reduce the expense of paving will be adopted this year if the committee's recommendations are followed.

The bid of the Salem Sand & Gravel company covers the expense of new bunkers to be built by the company, so arranged that the sand and gravel can be loaded in hatches at the sand and gravel plant, and in hatches delivered by the company to the trucks in the hopper of the paving machine. Each batch dumped into the hopper will require five sacks of cement for the paving mixture. This will eliminate the wheelbarrow work that has always before been necessary.

DOOZE RUNNER CAUGHT AFTER 150 MILE CHASE

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