

3 TRAPPED BY FIRE ESCAPE

DEAL ALLOWS 3 SENATORS TO APPOINT

Eddy, Beals and Garland To Select Successor To Kendall on Fish Com- mission; Can't Agree.

A secret compact entered into during the last session of the legislature whereby the support of Senators Eddy and Beals were to be thrown to the governor in the fight against the more to wrest political power from the governor in return for permission to Senators Eddy, Beals and Garland to select a fish commissioner, has just come to light. The fish commissioner is to be named soon to succeed F. P. Kendall of Portland and as a result a meeting of Senators Garland, Eddy and Beals is slated for Salem next Monday when the three are to determine who Kendall's successor shall be.

Garland Holds Whim.

The deal was framed rather adventurously, apparently, from the governor's angle, as the compact was that the three senators should determine who the commissioner should be, providing they could all agree on a man. In event they could not agree, then Senator Garland, old line democrat, was to have the deciding vote and the man recommended by Garland, in such contingency, was to be appointed by the governor.

Now a pretty situation has developed, according to the inside dope. The big three are at odds, rather two of them are and it looks as though Garland would have the deciding vote on the selection.

Beals Wants Job.

According to the underground, Beals wants to be named fish commissioner himself to please his constituents up in Tillamook county. Eddy has a man of his own he wants to name in order to placate the fishing interests that he has alienated in fights on the senate floor, and as a result Eddy and Beals are about as near a compromise on a selection as Salem is to having a 100 per cent pruned crop this year.

The conflicting ambitions of these two leaves Senator Garland smiling in the background, according to the story, with the trump card held up in his sleeve and waiting to slip it onto the table after the

WAR SECRETARY OPERATED UPON

Boston, May 28.—(A. P.)—Secretary of War John W. Weeks was operated upon today at the Phillips house, Massachusetts general hospital, for gall stones. A bulletin issued by Dr. Daniel Fiske E. Jones, the operating surgeon, said that Mr. Weeks' condition was good.

The bulletin said that the gall stones had been removed and the gall bladder drained, the operation being performed under local anesthetic. Secretary Weeks withstood the ordeal well, Dr. Jones said.

First Official Flag is Presented To State By National Guard

Oregon's first state flag, made according to the design adopted by law at the 1925 session of the legislature, and which becomes the official state flag today, was informally presented to the state at the east entrance of the capitol today. A downpour of rain marred the brief ceremony.

The presentation was made by the general staff of the Oregon national guard, headed by Brigadier General George A. White, adjutant general of the state, and acceptance was by Governor Pierce, who pronounced it the official flag in the presence of Secretary of State Koser, State Treasurer Kay, Attorney General Van Winkle and the seven mem-

Rich, in Jail



BURTON M. MORGAN
Burton M. Morgan, convict in the Maryland State penitentiary at Baltimore, made more than \$35,000 during the past year through a mail order scheme operated from his cell. Investigation by State officials disclosed. He will leave the prison in June a rich man.

HALT PLANS FOR RESCUE

Plans For Rescue Dropped Upon Advice of Expert Explorers, Who Assert Party Is Safe.

New York, May 28.—(A. P.)—Although almost seven days have passed without word from the Amundsen-Ellsworth north pole aerial expedition, plans for organization of relief parties in America and Norway have been halted on the advice of veteran explorers. The consensus appeared to be that the fliers are in no immediate danger.

Knut Rasmussen, the Danish explorer, points to the possibility of Amundsen going to Fort Conger or Cape Columbia in which case nothing would be heard from him until the first mail from Thule, about this time next year.

Barnes S. Prentice, brother in law of Lincoln Ellsworth, financial backer and member of the expedition, says he is ready at any time, in his capacity as chairman, to call the American advisory committee together to raise funds for a relief party, but that thus far no alarm is felt. He also declared that Amundsen intended heading for Alaska from the pole, if conditions were favorable.

Donald D. MacMillan, who will head the all American expedition into the Arctic next month, also said last night that it was too early to become alarmed for the safety of the party.

"It is inconceivable," he said, "that any man however good a pilot can fly from the north end of Spitzbergen for a distance of six hundred miles in a straight line and drop down on the pole or even within 50 miles of it."

If the party lands within 25 miles of the pole, a journey of 200 miles could be made on a trip through air, as it would eliminate one more extra hazard of a take off and landing. If on this foot journey, Amundsen encounters ice similar to that seen by us in 1914, he will not be back for several days."

NEW LAWS GO INTO EFFECT AT MIDNIGHT

Statutes Dealing With Wide Variety of Sub- jects Operative Today For First Time.

Among the long list of new state laws that become effective today are several pertaining to the state highway department.

Of these the new market road law is considered the most important. This measure puts market road work in the state on a more permanent basis and corrects the divided authority that has formerly existed with respect to market roads. The act requires counties to work out definite market road programs and requires each county also to prepare market road maps which must be approved by the state highway commission. This map of the system of highways in the county must show the roads leading from producing to marketing centers. The new law is the backbone of a county market road system that is calculated to do for the counties what the state system of highways has done for the state. It provides for the appointment of a county engineer who shall have charge of the road construction.

Property Tax Renewal.

Another new act gives the highway commission authority over all ferries and toll bridges on state highways. It has particular reference to the Roosevelt highway.

The act repealing the quarter mill road tax removes the last property tax that applies to the state highway fund.

The tax on distillate, which for some years has been 2 1/2 cents a gallon, is removed by a law that becomes effective today.

Two of the new highway acts do not become effective at once. On January 1, 1926, the so-called peddlers' license fee act becomes effective. It provides for a 50 per cent increase in the license fee assessed against all trucks and

TAUGHT WIFE TO SHOOT; LESSONS COST MAN LIFE

Tacoma, Wash., May 28.—Long lessons in marksmanship, which he had given his wife to protect herself against intruders, culminated fatally this morning for Hugh Delaney, local boxer, when Mrs. Magdalena Delaney, 36, grabbed the instruction pistol and shot her husband through the heart during an altercation in their home at East Lawrence, just outside the city limits.

Her husband had threatened to kill her, and was holding a Springfield army rifle pointed toward her when she fired the shots that ended Delaney's life, the woman told the police.

The army rifle, which Delaney was said to have had in his arms, was striking evidence to back up Mrs. Delaney's assertion that she had fired in self defense.

A bullet, one of the two fired by Mrs. Delaney, was lodged between the stock and the barrel of the rifle. Mrs. Delaney declares, and J. E. Claxton, an eye witness to the slaying corroborates her, that Delaney had the gun pointed at his wife and was preparing to fire when the first bullet from the pistol struck the stock and spoiled the aim.

GLOVERDALE ROAD IS URGED UPON COURT

The mayor and city council of Turner seek to have the county court designate the Cloverdale route for the proposed cutoff between Turner and the Pacific highway, rather than the Battle creek route, in a petition filed with the court.

The petition is signed by D. F. Eastman, mayor, C. W. Hewitt, Mrs. L. W. Small, George W. Moore and Charles Standley, councilmen; F. P. Rowley, treasurer, and G. A. G. Moore, recorder.

MEN TRAPPED IN MINE DEAD SAY WORKERS

No Hope Held Out For Rescue of Miners En- tombbed By Explosion; After Damp Sets In.

Coal Glen, N. C., May 28.—Four additional bodies were brought to the surface of the Carolina Coal company's mine, bringing the total number of bodies recovered to 12. Mine officials indicated that a further check of their records shows that 52 men had been entombed. Hope has been abandoned for the forty still under the ground.

Coal Glen, N. C., May 28.—(A. P.)—With eight bodies recovered from the wrecked Carolina Coal company at noon today, approximately three score miners were accounted for. They were trapped 1000 feet below the earth by a gas explosion yesterday.

The rescue work today was stimulated by federal aid and the workers cleared the main shaft of the mine nearly two thousand feet down. It was found, however, that an almost solid wall of slate had closed the shaft, perhaps cutting the men behind it off from the foul air caused by the three

OREGON MAY NOT PARTICIPATE IN DEFENSE TESTS

It became doubtful today whether Oregon this year will participate in national defense test day, due to the desire of President Coolidge to have the test off July 4.

Governor Pierce recently expressed approval on the part of the state in a national defense test day, but at that time it was proposed to have the test on July 4 might bring the preparations in conflict with the state training camp activities, since the annual encampment will be in progress at Camp Jackson, near Medford from June 12 to 25, and the heavy artillery encampment at Camp Barry from June 15 to 30. For that reason it appeared doubtful whether Oregon could participate in the national test. Adjutant General White, and Governor Pierce will confer on the problem today. The governor, however, sent a telegram to President Coolidge approving the test on July 4.

Some protests against a national test are being received. Today one came from Paul Jones of New York, claiming to represent the fellowship of reconciliation, which is said to have a membership in 42 countries and to be "working for peace as a Christian duty and a world necessity." The telegram urged the governor not to accede to any national defense test plan.

TO FIGHT THIRD TRY FOR DIVORCE

Attorneys for Oliver Frost are seeking in an amended answer to Millie Frost's divorce complaint to have her third attempt at divorce thrown out of court.

According to the amended answer Millie Frost has made two futile efforts to secure a divorce in two different counties in the past few years. The first case was filed in Lane county November 20, 1923, according to the answer and this was dismissed.

She then filed a divorce suit in Polk county which came to trial February 16, 1924, and this was non-suited and dismissed, the answer relates.

The latest effort was instituted in this county February 21, this year, and attorneys in the answer ask that it go the same route, as they aver that the charges in the present complaint are virtually the same charges incorporated in the previous complaints.

BRAMWELL NO LONGER BANK HEAD

New Banking Code Auto- matically Vacates Of- fice and New Superin- tendent Not Elected.

Frank C. Bramwell, known as the state superintendent of banks, is no longer superintendent of banks and every action he has taken in that capacity since May 25 is invalid and void.

Bramwell held the position of superintendent of banks under the old state banking code, which was repealed by the last legislature, and has not been elected to that position by the state banking board under the terms of the new banking code.

New Law in Effect.

The new code, signed by the governor and filed with the secretary of state February 25, became effective May 25 and automatically repealed the old code, including that section providing for the appointment of the banking superintendent, without providing that Bramwell should continue in office until the new superintendent had been elected and had qualified.

The new code provides that the governor, secretary of state and the state treasurer shall constitute the state banking board, and then provides:

"Section 9. The superintendent of banks shall be appointed by the state banking board and shall hold office for the term of four years from the date of such appointment, unless sooner removed for cause, and until his successor shall be appointed and qualified."

Bramwell Is Out.

With Bramwell thus legislated out of office, the question arises whether or not, in view of his recent action in moving the headquarters of the department to Portland, he will be re-appointed. State Treasurer Kay has announced his opposition to the change in headquarters from Salem, and may insist that Bramwell's re-appointment be conditional upon the return of the office to Salem.

Manuscript proceedings to compel the return of the office to the capital, initiated by District Attorney Carson of Marion county upon motion of George Putnam, editor of The Capital Journal, are now pending in the circuit court here.

SUBWAY TRAINS CRASH; 12 HURT

New York, May 28.—(A. P.)—Twelve passengers were injured today in a collision of two subway trains in the Bronx. Ambulances were hurried to the scene.

The crash occurred on the 177th street station of the Pelham Bay park line. One train consisted of six cars and the other of two, all constructed of steel. Police reserves were called.

VALSETZ LOGGER IS KILLED

Dallas, Or., May 28.—Funeral services for Ole Hanstzup, 40-year-old logger who was killed by a falling tree in the Cobble Mitchell Lumber camp 4, near Valseltz, on Monday afternoon, will be held at Independence tomorrow, announced Coroner Keeney of Independence this morning. The only surviving relatives are a father, Andros Hanstzup, and brothers and sisters, all of whom live in Splandanaag, Bergen, Norway.

Hanstzup was blasting choker holes when a tree across a ravine which was being cut fell without warning and struck him at the base of the skull causing almost instant death.

DALLAS STORE IS ROBBED

Dallas, Or., May 28.—Entering through a rear window sometime during the night, a burglar or burglars, broke into Corrier's department store here and gathered up \$1,552.82 and other articles, which was discovered this morning. The store loss is unknown but it is said the store owners to say the job work of local boys.

15 Duplications In College Work Cost Over \$346,000

(By Harry N. Crain.)
Approximately \$346,500 is being spent annually for courses of study in the University of Oregon and Oregon Agricultural college that are duplicated in the two institutions, according to figures compiled by the two schools and submitted to the last budget commission as the basis for estimating budget requirements of the departments for the biennium.

More than \$652,401 was spent to maintain 15 duplicated courses in the two schools during the biennium ending October 1 last, and these budget estimates reveal, and these figures do not include the cost of teaching geology at the college, figures for which were not available.

More than \$692,401 was spent figures reveals that the cost of some of these duplicated departments is nearly equal in the two schools, indicating clearly that the duplication is in no manner confined to service courses necessary for students majoring in other departments.

Detailed figures of the duplicated costs are shown in the following table, which embraces only a portion of the duplications that exist. In the table the college figures for the department of economics also embrace the cost of the sociology courses.

The itemized figures for the biennium were:

	U. of O.	O. A. C.	Total
Botany	\$15,975.52	\$34,592	\$50,567.52
Chemistry	\$5,264.67	45,991	51,255.67
English	66,948.98	27,615	94,563.98
Romance Language	59,154.45	7,615	66,769.45
History	22,988.91	11,528	34,516.91
Mathematics	18,572.82	25,892	44,464.82
Physics	12,941.49	25,722	38,663.49
Pol. Science	7,988.99	12,119	20,107.99
Zoology	27,696.59	16,533	44,229.59
Economics	27,511.74	21,733	49,244.74
Geology	31,493.41	(not stated)	31,493.41
Journalism	2,352.43	11,786	14,138.43
Physical Education	84,516.76	29,234	113,750.76
Held. Arts	12,399.32	56,892	69,291.32
Sociology	19,085.16		19,085.16
Total			\$692,401.67

GRAIN RAISING CURSE OF LAND SAYS DOERFLER

"Grain raising has been the curse of this country," was the statement made by F. A. Doerfler, prominent Marion county farmer, in a speech made before the Marion-Polk county realtors at their weekly luncheon this noon. Some land in the Willamette valley has become so run down that it cannot be made to pay its taxes, and has become so worn out that clover cannot be started on it, he declared.

He recommended the use of leguminous crops, especially alfalfa, in building up the soil. Grain can be grown on a piece once in 5 or 6 years without injuring the soil, according to Mr. Doerfler. Flax is fully as hard on the soil as grain, he stated. He declared that the best way to farm is to keep 6 or 7 different fields on the same farm, alternating crops each year.

On certain bottom lands, unfit for anything else, a profit of \$200 an acre can be derived by growing peppermint, the speaker maintained. He had with him samples of peppermint, alfalfa, sweet clover, flax and Tangier field peas grown in the Willamette valley. The Tangier pea is a comparatively new crop, he said, recently introduced from Africa by authorities at Oregon Agricultural college. It will grow as high as 6 feet, and is intended primarily to be plowed under, being better than nearly anything else for building up the soil.

COAST BUSINESS IS HOLDING OWN

San Francisco, Cal., May 28.—Figures for the twelfth federal reserve district for April, 1925, show that business activity remained steady despite the usual seasonal decline and such unusual features as the abandonment of more than 50 per cent of the winter wheat acreage and widespread damage to berries and deciduous crops throughout the district due to unfavorable weather. Decline in total volume of trade as compared with the previous month was less than that which usually occurs at this season of the year. The total volume of credit extended by customer banks of the federal reserve system increased during the month, as did the total deposits of these banks.

Building activity is approaching record levels. Twenty of the principal cities showed a total of \$41,552,832 or 20 per cent greater than in April, 1924. However, estimated total construction expenditures were about one per cent less during March and April than during January and February.

LOGGERS BURY SELVES IN MUD UNDER ENGINE

Men Battling First Forest Fire of Season Near Valseltz, Have Narrow Escape From Death.

Dallas, Or., May 28.—Three men were burned and narrowly escaped death in a fire in Ritter's camp on the Valley & Siletz line on the big Luckiamute on Tuesday afternoon, according to word received here this morning. Fire, started to burn slashings, got beyond control and the three men—Myron Baker, Walter Dixon and another whose name could not be learned, were backfiring to save a donkey engine, when they discovered that they were entirely surrounded by the fire.

Dixon and the third man crawled beneath the donkey and burrowed into the dirt and mud. Baker made a run through the flames and received severe burns both about the face and on his knees. He fell several times. Dixon was burned internally by breathing the hot flames. The third man was practically unharmed. The donkey was completely destroyed.

It was said at the Independence hospital where the men were taken that Baker will probably retain his eyesight, but that he will be permanently scarred. Dixon suffered no serious injuries and was dismissed yesterday.

The fire, the first of the season, was soon controlled and last night and this morning's rains have extinguished it completely.

THIRD PANEL OF 100 DRAWN FOR SHEPHERD JURY

Chicago, May 28.—Interest in the swiftly moving side drama of the Shepherd case, depicting alleged bribery and attempted jury fixing, is now divided between the search in New York for Robert White, state's witness and disclosures said to have been made to the state's attorney's office on why White fled.

Nearly as unsuccessful as the search for White has been the selection of a jury that is to try William B. Shepherd on a charge of murdering his millionaire ward, William M. McClellan. No progress was made in yesterday's questioning of veniremen and as the court opened today the call for veniremen was well down in the third special panel of 100. Only three jurors were definitely accepted.

John J. Kelly, insurance agent and chiropractor, accused in a letter purported to have been written by White in Philadelphia as being one of the persons who caused him to disappear, was credited with admissions to the prosecutors which gave them satisfaction.

"Kelly told a whole lot Tuesday and he told a whole lot more today," said State's Attorney Crowe last night. He was confident regarding the outcome of a hearing this morning of a petition for a writ of habeas corpus in Kelly's behalf.

"Kelly's statement is of great importance," said Assistant State's Attorney Joseph Savarin. "I must withhold it until certain other persons are located."

THE VELVET HAMMER

By Arthur Brooks Baker

D. B. JARMAN
The J. C. Perry Company obligingly provides the goods which live on our lives on all the sunny side. They do not limit purchases to ten or fifteen cents, nor merely hit your pocketbook with modest Woolworth duds. They aim to get your money stirred as you allow, and Mr. D. B. Jarman's job is helping show them how.

He owns some stocks and interests in seven of their shops and finds his fun in harvesting the frequent profit crops. He likes to check the figure sheets which show the lovely increase in income tax collectors classifying prices, and when the rush of bargain sales is coming at its height, at every glance his countenance expresses his delight.

His specialty is meeting in conventions of the kind where every one is harboring a kindred type of mind. He wears his badge as readily as a hero wears his pin and shakes the other delegates with from and cordial fire. With large responsibilities his life is stuffed and stuck, and he is not ashamed of the who bluff and pass the buck.