CITY EDITION
Daily average net paid circulation for month ending April 30, 1925
6755
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Capital Journal

FAIR TONIGHT
In east, probably local rains in west portion tonight and Saturday; moderate temperature, moderate winds, southerly
Local: Max., 62; min., 46; rain, .20; river, 2.4, falling; atmos., cloudy; wind, west.

FORTY-SEVENTH YEAR No. 128 SALEM, OREGON, FRIDAY, MAY 29, 1925 PRICE THREE CENTS ON TRAINS AND NEWS STANDS FIVE CENTS

OREGON AGRICULTURAL COLLEGE JUN 1 1925 LIBRARY

BRAMWELL PLEA IS DENIED

HART DENIES SEEKING FEE IN BANK CASE

Former Washington Governor Says He Told Accusers They Could Not Pay Him "Damn Cent"

Olympia, Wash., May 29—Breaking the silence which he has rigidly maintained since it first became known that Forbes P. Haskell Jr., and Guy E. Kelly had made affidavits charging him with an attempt at fee splitting in the liquidations of the Scandinavian-American bank of Tacoma, former Governor Louis F. Hart made public a formal statement this morning.

In his statement, former Governor Hart declared that Mr. Kelly expressed the belief that "they ought to have" about six per cent of all the money handled, which would have amounted to over $200,000 to be divided between the attorneys and the liquidator. The former governor said that he opposed such a sum and had told them "you can't pay me a damn cent," when he charged they had reported to him that they understood he desired a part of the fees.

The statement follows:

"For several months I had been endeavoring to have the liquidation of the bank expedited in order that the depositors might get their money and that the matter might be closed during my administration and not left over for my successor.

"Some time during the early part of October, 1924, I called on Mr. Kelly and we had talked but a few minutes when he brought up the matter of fees. Mr. Kelly said he thought they ought to have six per cent of all the money handled, including several hundreds of thousands of dollars paid banks and bankers to release collateral security for money loaned the bank. This would be about $210,000 to be divided between the liquidator and his lawyer. To this I immediately protested and said 'My God! Kelly, with that a man could live for years and wouldn't have to hunt a job.' He proceeded to tell me of the amount of work he had done and that another attorney had received nearly $100,000 fees in other lines of liquidation.

AMERICAN LEGION DRIVE GOES OVER

The drive by the local post of the American Legion for $4000, Salem's quota of the $5,000,000 that is to be raised throughout the United States, reached its goal early this afternoon.

The local legionaires had succeeded in securing $3800, or just $200 less than the quota, and put it up to the Salem Elks to furnish the sum necessary to bring the drive to a successful conclusion. The directors for the Elks decided this afternoon to give the money.

The $4000 will be forwarded at once to national headquarters. As soon as the $5,000,000 is raised it will be made into a permanent endowment fund and the interest used to support orphans of service men.

New Statute Brings Drainage District Problem Into Focus

The question of the drainage district in southeastern Salem and contiguous territory which has been slumbering in the bosom of the county court for a number of months is expected to be revived early next week, the court having taken the matter under advisement pending a new law becoming effective which attempted to validate the signatures of the governor on the drainage district petition.

With County Judge Hunt in eastern Oregon it is impossible to say just when it will come up, or just what will be done.

A suggestion has been offered to the court that a disinterested commission of five citizens be appointed to go into the drainage district proposition thoroughly and advise the county court as to the facts. The purpose of this commission would be to ascertain definitely the actual territory of the proposed district, the actual cost, the ground that could be eliminated and all of the various details which were left unexplained at the hearing.

Whether the court will act favorably on the commission idea remains to be seen, but the matter is being given serious consideration.

ATTEMPT NO ECONOMIES Recent Gesture Fake SAVING IS NEGLIGIBLE

(By HARRY N. CRAIN)

How futile is the hope that any appreciable economies in the maintenance of the University of Oregon and the Oregon Agricultural College may be affected under the present system of operating these institutions is graphically illustrated in the recent so-called economy gesture of the board of regents of the university.

Acting behind closed doors on the alleged necessity of trimming $50,000 from the university's budget for the coming year, the regents proceeded to trim their financial sails by abolishing the job of field worker in the extension department, lopping off $3,000 a year; abolishing the department of drama and speech arts and combining its work with the department of English, cutting off instructors drawing $6,000 a year; reduction of the teaching force in the philosophy department at a saving of $2,000, and a reduction of $5,000 in the amount to be used in the purchase of a site for the proposed student union building. Reduction of salary of the head of the English department by $500 and elimination of two instructors in that department brought the total salary reductions up to $19,000, a statement issued by the university alleges, and this with the $5,000 cut from the building site appropriation reduced the budget by $24,000.

The remainder of the $50,000 deficit was "saved" by increasing revenues through levying higher fees, a popular method of "retrenchment" with governmental agencies supported at public expense, and by reducing contemplated additional expenses for the coming year from $25,000 to $13,000.

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DEPUTIES BACK BILL TO FINANCE FIGHT ON RIFFS

Paris, May 29.—(A. P.)—The French chamber of deputies, with the exception of communist members, unanimously stood behind the government's Moroccan policy today and gave Premier Painleve and his associates in the cabinet a vote of confidence of 537 against 29.

The vote was obtained after it was reiterated that the Moroccan war was purely defensive and that the French government was willing to entertain peace overtures if approached in the proper manner.

The government's bill for special Moroccan war credits asks for 21.7 million francs until the end of June; but states it is impossible to estimate the real expense of the campaign and that a revision of the Moroccan expenses will be asked in the budget later.

On the vote of confidence the support of the right and center parties, which heretofore have opposed the government, was given whole-heartedly, while the socialists, who are the essential part of the left bloc, supported the measure only to prevent the breaking up of the left majority.

24 BODIES STILL IN MINE SHAFTS

Coal Glen, N. C., May 29.—(A. P.)—The bodies of 28 victims today had been recovered from the Carolina Coal company mine in which a series of explosions entombed 52 miners early Wednesday. Four others were located, to be brought out later. As relief workers continued their laborious work of bringing the bodies of their former friends to the surface, agencies of the nation, state and the city of Sanford were being brought behind an effort to relieve the families of those who perished in the mine.

ASK CUTTER BEAR SEEK AMUNDSEN ON ALASKA SIDE

Seattle, Wash., May 29—Mayor Maynard of Nome, Alaska, radiotele-cabled the Associated Press here suggesting that the United States send the veteran coast guard cutter Bear to answer the question: "Did Roald Amundsen fly to Alaska."

The Bear left here May 16 on her thirty-seventh annual cruise to the Arctic ocean, and is at Dutch Harbor, in the eastern part of the Aleutian islands. The motor ship Charles Brower, which, left San Francisco April 18 for the Arctic, has been ordered by her owners, Liebes & Co., furriers, to proceed forthwith to get the news of whether the search for Amundsen and the five men who flew with him from Spitzbergen May 21 in two planes, must be turned to the part of the Arctic adjacent to Greenland.

Berlin, May 29—(By Associated Press)—Dr. Fridtjof Nansen, the Arctic explorer who is visiting here expressed his belief today that Amundsen would return safely from his flying expedition to the north pole.

Dr. Nansen said it would be impossible for Amundsen to determine from the air whether he was at his pole. Therefore, he believes Amundsen landed whenever he thought he was near the pole and then took observations. This would require some time and therefore it would be necessary for the party to journey afoot to the pole, where Amundsen undoubtedly would desire to take sufficient time for careful measurements and investigations. Therefore, said Dr. Nansen there is no occasion for worry because Amundsen has not returned.

Dr. Nansen will discuss with Dr. Hugo Eckener, head of the Zeppelin works the feasibility of exploring Arctic regions with the aid of rigid airships.

SEVEN KILLED IN TRAIN CRASH

Longview, Texas, May 29—(By Associated Press)—Derailment of an International and Great Northern passenger train, two miles southwest of here last night resulted fatally for the two enginemen and at least five negro passengers.

Nearly a score of persons were injured and some of them may die.

Running into the train, known as the Sunshine Special, No. 2, rounded a curve and left the rails. The engine and three coaches tumbled to the bottom of the steep embankment. The dead:

Lee Tarbutton, 55, Palestine, engineer.

F. H. Griffith, 37, Palestine, fireman.

Four negro men.

One negro woman.

The negro coach being at the front of the train felt the worst effects of the crash.

PRICE QUITS GAME BOARD RAPS PIERCE

Commissioner Says Governor Sent Cleaver As Dry Agent To "Get Goods" on Burghduff.

Because he objects to "extraneous and political matters being injected into the affairs of the state game commission," Richard W. Price of Portland, member of the commission for some years, has sent his resignation to Governor Pierce. The governor probably has not yet received the letter, since it did not arrive at his office yesterday and the governor is out of town today.

The main basis of Price's action, it appears, is his assertion that Captain A. E. Burghduff, state game warden, is engaged in a commercial hatchery business, which Price thinks is improper for a member of the state game commission. Another reason is embodied in Price's intimation that George L. Cleaver, former state prohibition commissioner, has approached members of the commission with the proposal that they help him "get the goods" on Burghduff as a violator of the prohibition law. While Price doesn't like Burghduff, it seems that he does not approve this method of getting him out of the employ of the game commission.

Pierce Sent Cleaver.

Last Saturday, it appears, concluded a week in which Price gave the other members of the commission opportunity to take cognizance of his objections to Burghduff, and since they did nothing he concluded to quit.

As the story goes, as far as the liquor end of the affair is concerned, Cleaver recently approached Price with a letter of introduction signed by Governor Pierce, informing Price that Cleaver was an agent of the governor and that Price could talk with him confidentially. Price made it plain that he wanted Burghduff removed because of his business connections only, but agreed to a proposal of Cleaver that the game commissioners and the governor and Cleaver confer that night in a Portland hotel. When the time came the governor was not there, but Cleaver and the game commissioners were there. Cleaver, it is said, tried to persuade the com-

(Continued on Page Four)

GERMANY SAYS TERMS OF DAWES PLAN EXECUTED

Paris, May 29.—(A. P.)—The reparations commission officially announced today that Germany is faithfully fulfilling her reparations agreement under the Dawes plan. This decision will be communicated to the council of ambassadors tomorrow.

The meeting of the council of ambassadors tomorrow is expected to consider the note of the allies to Germany regarding the latter's disarmament under the Versailles peace treaty.

It is understood this note will inform Germany that inasmuch as all conditions of that treaty have not been faithfully executed, the allied occupation of the Cologne zone must continue. Opinion here is that a note will be sent to Germany some time next week.

The reparations commission considered all documents dealing with the execution of the Dawes plan up to May 1. It had a letter dated May 27 from the council of ambassadors, asking "up to the present has Germany acquitted faithful her obligations for reparations as fixed upon the Dawes plan?"

The commission, after a short exchange of views among its members, replied:

"The answer is in the affirmative."

Dimick Heads Fraternity

Oregon Agricultural College, Corvallis, May 29.—Ronald E. Dimick of Salem has been elected president of Kappa Phi Delta honorary educational fraternity. Mr. Dimick is a sophomore in vocational education and a member of Delta Upsilon fraternity.

MEMORIAL DAY PLANS COMPLETE

Plans For Community Observance All In Shape; Parade To Start From Marion Square.

SCHEDULE FOR THE DAY

10:15 a. m., service in City View cemetery by Sedgewick Post, G. A. R.
1 p. m., water service by Women's Relief Corps, on Marion-Polk county bridge.
1:30 p. m., assemble for parade.
2 p. m., parade starts.
3 p. m., program at armory, Congressman Hawley, speaker.

Announcement of details of the Memorial day parade to take place tomorrow was made this morning by Carle Abrams, grand marshal of the parade. Leaving Marion square at exactly 2 o'clock the parade will go south on Commercial to Court street, then east on Court to Church, south on Church to State, west on State to Liberty, and south on Liberty to the armory. The parade will break up outside the armory, and attendance at the program which begins there at 3 o'clock will be by organizations rather than by the assembled group as a whole. Order of march will be as follows:

The first section, headed by Grand Marshal Abrams and his

(Continued on Page Five)

STATE HIGHWAY BOARD OPPOSES TOLL ROAD IDEA

Portland, Or., May 29.—The state highway commission today indicated it is opposed to toll roads in Oregon. This was brought out in discussion the proposed franchise asked for a toll section on a new road between Tillamook and Forest Grove, the promoters of the franchise being Senator A. G. Reals of Tillamook and E. M. Chandler of Olympia. The proposed road would shorten the distance between Portland and Tillamook 36 miles, said Chandler.

"Returning to toll roads would be a step backward," declared Highway Commissioner H. B. Van Duzen. "It would overturn the highway system of the state, and if we approved this one, we would have a swarm of applicants for toll hits in every section of the state. I know of one member of this commission who minds very much disapproves the granting of a toll road franchise."

Judge William Duby, chairman of the commission, was almost as out-spoken against the franchise as Van Duzer. Commissioner W. H. Malone of Corvallis is likewise against "gumming up the highway program," Van Duzen said.

The county courts of Washington and Tillamook were present. Washington county officials declared they do not want the toll road, that the county can build its own roads with what help the state may give.

FOSDICK WILL PREACH SUNDAY

New York, May 29.—(A. P.)—The Rev. Dr. Harry Emerson Fosdick, modernist is to preach his first sermon in the Park Avenue Baptist church, the Rockefeller church, next Sunday, having accepted the call to be its pastor.

The church will drop the word "Baptist" from its name, using it merely as a sub-title, and abandon the requirement of baptism by immersion, as he stipulated.

Ultimately in a new $1,600,000 skyscraper edifice, a "free church" where all Christians, regardless of creed, may worship, Dr. Fosdick will preach and practice what he [illegible] as modern religious liberalism for $50,000 a year.

SETTLERS ASK POWER RIGHT BE CANCELLED

Interior Department Urged To Revoke Contract of Power Company Covering Klamath Lake.

Klamath Falls, Or., May 29.—The federal board of survey and adjustment in session here investigating conditions in government reclamation projects was today considering the request of the Klamath irrigation district for a recommendation to the interior department to bring suit against the California-Oregon Power company to annul a contract entered into in 1916 by which the power company secured concessions at Klamath lake.

The board, composed of ex-Governor Thomas E. Campbell of Arizona, chairman, and Francis M. Goodwin, began hearings here this week of pleas of settlers on projects in this vicinity for relief of various kinds. W. A. Delzell, secretary to Governor Pierce, is sitting with the board.

Late yesterday Attorney J. H. Carnahan, representing the Klamath irrigation district, presented the claim of the district in connection with the power company contract. The power company was to present its side of the case today.

Attorney Carnahan claimed that if the power concession were returned to the district it could carry on power development, and gain an income of $70,000 a year, almost enough to run the district.

Attorney Carnahan in telling the board how recovery of power rights would benefit the district, wanted to know by what authority or contract the irrigation district could utilize the outflow of Klamath lake for power development. The district attorney produced the original contract by which the district was ceded the waters of Klamath lake for the use of irrigation purposes, from which he read a clause that stated that the district could utilize the waters of Klamath lake for power development.

A. H. Lamm, consulting engineer of Portland, submitted a long report on water supply and present and potential irrigated land. According to his findings, if there were two dry years in succession similar to 1924, the irrigation districts would find itself short of water, due to the fact that one-half of the outflow was being used by the California-Oregon Power company for power purposes.

His findings were based upon estimates of total acreage which is now irrigated and that which will be irrigated in the years to come.

H. D. Newell, project manager of the reclamation service, took issue with Lamm on his estimate of acreage. Over his exception to the report arose one of the dramatic moments in the hearing.

"Why are you refusing to include approximately 90,000 acres of the same kind of land that lies just across the state line in California, all in the same body and which would be irrigated by the same body of water?" Mr. Carnahan wanted to know.

P. E. O. ELECTS PORTLAND WOMAN AS PRESIDENT

Oregon City, Or., May 29.—Miss Marthime Grimsby of Portland was elected president of the P. E. O. sisterhood late yesterday at the close of the state convention here. Mrs. A. Mabel Simkins of McMinnville was elected first vice-president; Mrs. Mattie Bodine, Portland, second vice-president; Miss Bessie Mickis, Portland, organizer; Mrs. Amie O. Welch, Portland, recording secretary; Mrs. Maude Goeller, Klamath Falls, corresponding secretary; Mrs. Agnes Kelly, Medford, treasurer.

JARDINE WILL VISIT IN SALEM ON JUNE 27

Chicago, May 29.—(A. P.)—The western tour of Secretary of Agriculture Jardine on an inspection trip of national parks and department experiment stations, as announced last night included: June 25 Medford, Or., June 26, trip to Corvallis, June 27 auto trip to Salem and Portland.

ONE PAPER TOMORROW

To allow its employes an opportunity to observe Memorial day there will be only one edition of the Capital Journal tomorrow, to be issued shortly after noon.

THAW GOES BACK TO SIMPLE LIFE AS VILLAGE COP

New York, May 29.—Harry K. Thaw, in whose behalf some $500,000 has been spent in entanglements with the law, was on his way today from the bright lights on Broadway to the peaceful town of Winchester, Va., where he himself enforces the law.

Proudly opening his coat to display the badge of a constable and deputy sheriff, Thaw before he left yesterday, took pains to explain he had chosen the life of a "quiet fellow" in a place where newspapers leave him alone.

All night cabarets at which he was recently seen with Fawn Gray, a dancer, and to who he is said to have given a $5000 diamond bracelet, still attract him. But the fast life, he said, is nothing compared to that in a town of 7000 souls.

"Why, I am a magnate down there," he boasted, referring to his support of the town baseball team.

"I was here on business," he added, "but I had a darn good time. And that goes despite some of the foolish stories that have been printed. But it's wonderful down there. Why, I can arrest folks 'n everything."

Thaw dined in Newark last night with a companion, said to have been Miss Gray.

NURMI SPURNS FORTUNE; KEEPS AMATEUR RANK

New York, May 29—(By Associated Press)—Having accepted $1190, for living expenses during a six months' tour of the United States and rejected offers totalling some $250,000 to commercialize his prowess, Paavo Nurmi, world's greatest runner, is on his way back to Finland. He will earn $15 a week as a draughtsman at Helsingfors and run for love of the game rather than money. Surrounded by athletes, officials and admirers, Paavo yesterday made his adieu, and found himself hard pressed by young women who sought to get within kissing range as he was about to board the liner Stockholm.

Frederick W. Rubien, secretary of the A. A. U., issued an account of Nurmi's expenditures.

The $1190 represented 170 days' living expenses at $7 a day. In addition $175.50 was spent for telegrams and telephone calls in Nurmi's behalf, his fare home cost $200 and transportation from New York to various parts of the country in which he engaged in meets was paid. His passage to the country was provided by a club.

Nurmi broke 28 world's records ranging from the three quarter mile distance to the 10,000 meters run, competing in 48 track meets which took him over more than 15,000 miles.

ACTION LAYS FOUNDATION FOR APPEAL

Sentence On Charge of Contempt Will Provide Test of Affidavits of Prejudice.

In the contempt of court proceedings of the state against Frank C. Bramwell, state superintendent of banks, in which Bramwell, through his attorney, Sidney Graham of Portland, renewed his affidavit of prejudice against Judge L. H. McMahan, the judge today denied the motion for transfer of the case to another judge. Bramwell's attorney immediately filed a demurrer which was overruled by McMahan. The next step will be an answer from Bramwell, and, without doubt an order of contempt by McMahan against Bramwell with imposition of penalty. From this Bramwell will appeal to the supreme court and in that manner the constitutionality of the law providing for affidavits of prejudice against judges will be tested.

The action today was all in conference in the judge's chambers with only the judge, Attorney Graham and District Attorney J. H. Carson sitting in the proceedings.

The case originated with a mandamus action by the state on relation of George Putnam against Bramwell to compel Bramwell to return the state banking department to Salem from Portland, it being alleged that the state banking code requires the department to have its offices in Salem.

Bramwell filed an affidavit of prejudice against McMahan as judge and motion for transfer of the case to another judge. The court cited Bramwell to appear in person and state the reasons for his affidavit of prejudice. Bramwell refused to appear, and the separate action by the state charging him with contempt of court was then instituted. In this second proceeding Bramwell renewed the affidavit of prejudice and motion for transfer of the case.

Bramwell has at no time appeared personally in court.

COURTS ARE TO CONFER ON FREE FERRY SCHEME

Word has been received by the Marion county court that the Yamhill county court will be here next Tuesday morning at 10 o'clock for the purpose of having a conference on the proposition of operating a free ferry over the Willamette river at Wheatland. At present there is a toll ferry at that point.

Petitions have been widely circulated in both Yamhill and Marion counties urging the establishment of such a ferry. The Marion county court is favorable to the proposition of having such a ferry, with each county standing half of the expense. A report has been received here that the Yamhill court will put up a proposal to establish the ferry on the basis of Marion county paying two thirds of the expense and Yamhill county one third of the expense. F. B. Sackett, a former resident of Salem, is county judge of Yamhill county.

THE VELVET HAMMER

By Arthur Brooks Baker

W. E. BURNS

The disposition of the cars in which we ride and range demands the stimulation of variety and change. They shift their squeaks in spots and streaks, they scatter screws and bolts, they find new means and methods to administer fresh jolts. They pop and snort, current, covert, they struggle, stall and stick, and when we yelp for aid and help we always want it quick.

We find in Dan the gifted man foreseeing our desires. All fixed and planned he has on hand the parts our car requires. He keeps the bumper for your front, the fender for your side, the radiator mascots which the solemn folk deride; the spotlight for your windshield and the red one for your back, plain useful stuff as giddy dolls to part you from your jack.

The salesman said (what don't they say to help them close the deal?) your car would never throw away a cylinder or wheel, but one soon learns that Mr. Burns is he on whom we lean more often that upon the screech which sold the swell machine. Remove your hat in due respect at Ferry Street and High—you're looking at the sign board of a grand and useful guy.