

CIRCULATION
Daily average net paid circulation for
month ending July 31, 1925
6722
Average daily distribution 7950.
Member Audit Bureau of Circulations.

Capital Journal

GENERALLY FAIR
And cooler tonight; Wednesday fair;
light westerly winds.
Local: Max. 85; min. 55; rain, none;
river, -1.9; atmosphere, part cloudy; wind,
southeast.

FORTY-SEVENTH YEAR No. 190

SALEM, OREGON, TUESDAY, AUGUST 11, 1925

PRICE THREE CENTS ON TRAINS AND NEWS
STANDS FIVE CENTS

GIRLS' ADOPTION IS ANNULLED

MOVE TO BUY WATER PLANT IS ENDORSED

Mass Meeting Approves Tentative Plan and Au- thorizes Naming Com- mittee and Appraisers.

Two important steps toward the proposed purchase of the Salem Water company's plant by the city of Salem were taken at the mass meeting held last night at the chamber of commerce.

The first of these was a vote that engineers be selected to make an appraisal of the plant, one to be selected by the city, one by the company and a third to be selected by the other two.

The second step was a vote that Mayor Gleay and President T. M. Hicks of the chamber of commerce appoint an advisory committee to consult with the city and chamber authorities from time to time.

Vote Is Unanimous.

Prior to the adoption of these two motions the approximately 30 persons present voted unanimously that the city should take over the system. W. B. Kay came in after the vote had been taken, and when his vote was demanded he voted against it, standing alone.

Indications were that the process of appraisal and transfer, if the issue reaches the point of transfer, will be an amicable affair and that the city and the water company will meet at a half way point. C. A. Park stated that the water company that the company is willing to sell if the city wants to buy.

Mayor Gleay's opening remarks were a setting forth of the gen-

(Continued on Page Four)

Game 1 Card Controlled Suppressed

Portland, Aug. 11.—After debating from 3 until 9:30 p. m. last night, the state game commission decided to erase from the minutes of its last meeting the long succession of charges and defense statements which surrounded the dismissal of Master Warden Bourghduff, Superintendent of Hatcher's Rykman and Educational Director Jones.

The minutes were turned over to Chairman Clifford and Warden Averill with instructions to cut out the evidences of a fight and credit the dissimiles to the cause of harmony.

ELLINGSON GIRL FACING SECOND MURDER TRIAL

San Francisco, Aug. 11.—(AP)—Dorothy Ellingson, 17-year-old "harem girl" went on trial the second time here today for the murder of her mother, Mrs. Anna Ellingson, last January. The first trial was halted by an insanity hearing which resulted in a verdict of insanity. Later the girl was pronounced sane and her case reset for trial.

No request for a continuance was made by the defense attorneys. Dr. Jan Don Hall, psychiatrist who testified at the insanity hearing, accepted a subpoena late yesterday and will repeat on the witness stand the story of his first examination of the young matron. He refused yesterday to make a new examination, declaring it would serve "no public good."

Miss Ellingson was ten pounds lighter in weight today than at the time of her first trial, due to an operation for appendicitis performed in the meantime and to a stomach ailment which has prevented her from taking solid food. Her hysterical behavior and a series of fainting spells featured her previous appearances in court.

A plea of temporary insanity, it was indicated by the girl's attorneys, will be the basis of the defense. Selection of a jury began this morning.

RUM RUNNER AND CARGO CAPTURED

San Francisco, Cal., Aug. 11.—The coast guard cutter G-262 early today captured the Jessie M., a 40-foot craft on the coast south of here with a cargo of 300 cases of liquor aboard.

The vessel was towed to San Francisco. As the coast guard vessel neared the cutter here with its prize the owner jumped overboard. He was not apprehended nor was his name learned.

The capture was made 20 miles from Pigeon point, which is 45 miles south of San Francisco.

One of those held was Perley W. Libby, upon whose farm the klan meeting was held. It was in Libby's house that the klanmen took shelter when they declared stones were thrown at them by watchers around the road. State troopers rounded up 45 men in the Libby house, 22 more in the barn and eight others in the bushes surrounding the buildings.

Two of the wounded, Alonzo Foley and Thomas Sliney, both of Saxonville are at the Framingham hospital. Foley, shot through the left temple with buckshot is in a serious condition. Sliney has two facial wounds. The others shot, were able to go home after their wounds were dressed.

The riots started last night when a crowd of hostile spectators gathered outside a field on the farm of Peary W. Libby, where 100 klanmen intended to hold their fifth meeting in as many weeks. A few taunts and rocks hurled at the klanmen by the outsiders were answered by six charges of buckshot fired from the darkness near a hen house beside the Libby house. As the five men fell the outsiders dispersed, pausing long enough to pick up the wounded and take them to a nearby doctor's office where their wounds were dressed and the state police notified.

Mud and Wreckage Left In Tornado's Wake In Rockwood

Rockwood, Cal., Aug. 11.—Mud, splinters and dead chickens were underfoot today as the half thousand inhabitants of this little Imperial valley town set themselves to the task of bringing order out of the chaos in the wake of the Sunday's tornado.

The property damaged estimated at between \$125,000 and \$175,000 covered the destruction of a grain warehouse and cantaloupe sheds, damage to a grocery store that was whisked off its foundation and planted in the mud 200 yards away, destruction of the haves of a dozen homes, and the damage wrought in corn and cotton fields and among telephone and telegraph lines serving the village.

Due to the destruction of telephone and telegraph communication, it was not until yesterday that word of Rockwood's plight reached the outside world and aid was sent from Brawley, El Centro and other nearby towns.

When relief workers arrived they learned that two funnel-shaped clouds had swooped down on Rockwood late Sunday, and that to the terror-stricken residents those two funnels seemed to be racing pell-mell toward a collision in the midst of the town.

Those who could, flung themselves into nearby irrigation ditches a fact which is believed to explain the small casualty list of five slightly injured. Half and torrential rain beat upon the survivors as they cringed under the flailing winds of the storm and when they emerged from their improvised storm cellars, they found the streets and outlying roads into hogs of mud.

Only two of the town's approximately twenty buildings were standing on their original foundations. One residence reposed in apparent comfort upon the site which a few minutes before belonged to the grocery store.

And for today's breakfasts, they were cooked, by many families, on camp fires kindled where their kitchen stoves used to be.

ACCOMPLICES OF SCHWARTZ ARE SOUGHT

Search Started For Man And Woman Believed Confederates of Oak- land Arch Slayer.

Oakland, Cal., Aug. 11.—Search for a man and woman believed to have been confederates of Charles Henry Schwartz, at least to the extent of visiting him between the time he killed G. W. Barbe, ministerial wayfarer, and his suicide when arrested for his crime was imminent last Sunday was engaging the attention of police today.

That the author of the "too perfect" plot to defraud insurance companies of more than \$100,000 by cashing in on the body of a man he had murdered, received food and medical attention for an injured ankle, after he had fled from the cellulose plant laboratory which he had fired to incinerate his victim's corpse is the statement of Inspector Walsman of the Oakland department. Walsman predicted that within the next 24 hours there will be startling developments in this case.

Eats Heartly Breakfast.

Simmons was up the regular time and had a breakfast of pineapple, oranges, coffee, bacon, toast, eggs and potatoes.

At six a. m. the death warrant was read to the condemned man by Warden Fenton of the prison.

A final statement was made by Simmons to his attorney for the publication. It follows:

"It is but a few moments that there is a hereafter, and that if I were leaving the world with a lie on my tongue I wouldn't have the chance I have if I tell the truth, and realizing that as I do and believing that to be truth, the only thing I can say is that I am innocent."

"I am dying without any prejudice against anyone—all is forgiven by me and I ask forgiveness in place of it as much as possible."

Composed Until Last.

A few minutes before the execution the former cowboy called reporters to his cell and thanked them for the courtesy he was shown. When asked how he felt, Simmons replied:

"All right. I go without cracking."

Simmons maintained his outward calm to the last and at the with the utmost composure as he was being strapped into the death chair.

In marked contrast to the long fight of Simmons and his attorneys, for life, the execution physician, pronounced the slayer dead at 7:10 a. m.

Simmons requested last night that he be buried in Omaha. He probably will be taken there today.

15 INVOLVED IN KLAN RIOT HELD ASSAULT CHARGE

Framingham, Mass., Aug. 11.—(AP)—Sixty of the seventy-five men taken into custody last night after a Ku Klux Klan meeting had been broken up in a shooting affair in which five men were wounded and were released today. The other fifteen were held in \$200 bail for appearance August 19 on charge of assault with dangerous weapons.

Twenty-four of them were arraigned after the others had been dismissed without hearing. Nine others were dismissed for lack of evidence.

One of those held was Perley W. Libby, upon whose farm the klan meeting was held. It was in Libby's house that the klanmen took shelter when they declared stones were thrown at them by watchers around the road. State troopers rounded up 45 men in the Libby house, 22 more in the barn and eight others in the bushes surrounding the buildings.

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TWO GOLFERS SHOOT HOLE IN ONE TODAY

Seattle, Wash., Aug. 11.—(AP)—Rudie Wilhelm, Portland and Willie Black, Bellingham, Wash., each shot a hole in one on the links of the Rainier Golf and Country club here today in the first round of the Pacific northwest amateur professional championship.

New York, Aug. 11.—(AP)—Mickey Walker, world's welterweight boxing champion, will be suspended within the jurisdiction of the New York state athletic commission at that body's meeting next Friday unless Jack Kearns, his manager signs at that time a renunciation agreement to box Dave Shrade, California title challenger.

Kearns did not appear before the commission today and there was no indication whether he would accede to the ultimatum to arrange for a Walker-Shrade battle.

DEATH ENDS LONG BATTLE FOR LIBERTY

Former Cowboy and Dep- uty Sheriff Electrocut- ed For Murder; Declares Innocence In Chair.

Lincoln, Neb., Aug. 11.—Rain last night, mists and foggy weather have further checked the big forest fire along the Columbia Nehalem river railway and the blaze in the upper Youngs river valley near Saldie this morning.

The first of these fires is said to have burned over 15,000 acres, an area seven miles long and several miles wide. It was on Kery Timber company property. This fire, though it burned to the Nehalem and to Birkenhead, has not advanced since Saturday.

The Youngs river valley fire is on Crown Willamette paper company land.

Douglas Fires Controlled.

Roseburg, Ore., Aug. 11.—Following a night of low temperature and high humidity all forest fires in Douglas county were reported to be out this morning. Last night's temperature was unusually low for August, and with high humidity fire fighters were able to take advantage of the condition to extinguish the ten small fires burning yesterday.

Smoke Clears, Aug. 11.

Eugene, Ore., Aug. 11.—With smoke cleared away and skies threatening rain, there was every indication that the forest fire (Continued on Page Five.)

PUBLIC PRINTER CARTER RAPPED IN RESOLUTION

Kalamazoo, Mich., Aug. 11.—(A. P.)—A resolution introduced today by Jacob Wagener, delegate from Washington, D. C., called upon the International Typographical Union in convention here to protest formally against the reelection of George H. Carter, public printer of the United States. The resolution was referred to the committee on resolutions which will report Thursday.

The resolutions said Carter was "holding office in violation of the law, which says the public printer must be a practical printer and versed in the art of book binding."

Further charges contained in the resolution were that Carter had lowered the term of experience for printers employed in the government printing office four to two years and had established a spy system by which he greatly impaired the printing efficiency of the office and the morale of the employees.

Pensions totaling \$523,764 were paid to incapacitated members of the International Typographical Union during the fiscal year 1924-25. James W. Hays of Indianapolis, secretary, reported. Since the pension law was put in effect in 1909, payments have totaled \$6,743,917 and there still is a surplus of \$849,000.

Secretary Hays' report showed that earnings in the last fiscal year totaled \$152,859,415, an increase of \$8,502,885 over the previous year. The increase was explained as due to "increased business and increased wage scales."

ELLIOTT DENIES DROUGHT RECORD

F. A. Elliott, state forester, takes exception to newspaper statements that the present dry spell is the driest on record.

In 1917, says Elliott, clipping official weather records, Portland was 49 days without rain, Tillamook 117 days, Roseburg 94 days, Medford 119 days, Port Orford 165 days, Bend 139 days and Baker 182 days. In 1914 there was no rain in the timberland districts from June 21 to September 6 a total of 74 days.

Timber fires, says Elliott, have been held in check this season and the loss of green timber is small.

SUSPENSION OF WALKER PENDS

Los Angeles, Cal., Aug. 11.—(A. P.)—Joe Starcher retains his claim to the world's heavyweight wrestling championship. Renato Gardini, Italian challenger, scored one point in their bout at the new Olympic auditorium last night but failed to get his hands upon the title. Starcher won the first fall with a body kick in 27 minutes. Gardini took the second in 11 1/4 minutes with a headlock and then Starcher ended the match by throwing the last fall in six minutes with another body kick.

Stanislaus Zbyzko defeated Andres Castano in a one-fall match in 40 minutes.

RAIN CHECKS FOREST FIRES ALONG COAST

Nehalem and Youngs Riv- er Blazes Are Fogged By Mists and Fog; Oth- er Fires Controlled.

Astoria, Ore., Aug. 11.—A light rain last night, mists and foggy weather have further checked the big forest fire along the Columbia Nehalem river railway and the blaze in the upper Youngs river valley near Saldie this morning.

The first of these fires is said to have burned over 15,000 acres, an area seven miles long and several miles wide. It was on Kery Timber company property. This fire, though it burned to the Nehalem and to Birkenhead, has not advanced since Saturday.

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ASK GRAND JURY PROBE OF STOCK SALES COMPANY

W. E. Crews, state corporation commissioner, yesterday requested Stanley Myers, district attorney for Multnomah county, to conduct a grand jury investigation of F. W. Starr and Charles Haight, formerly of Portland, but who are now believed to be out of the state. They are said to have been salesmen connected with the Northwest Drilling syndicate and the hotel syndicate, neither of which concerns is now existent.

Considerable stock, it is said, was sold in the two organizations, and Crews' request for a grand jury investigation is based on complaints received from purchasers. According to Crews the stock was sold in violation of the blue sky law and without a permit from the state corporation department.

Papers seized in connection with the hotel syndicate reveal a "sucker list" which contains names of prospective purchasers of stock together with personal peculiarities of each.

DAWES PLANS TO VISIT COAST

Chicago, Aug. 11.—(A. P.)—The fight of Vice-President Dawes for the revision of the senate rules will probably be carried next to the Pacific. Tentative plans have been made for speeches in Portland, Seattle, San Francisco and Los Angeles some time in September.

Tanned and hardened by fishing and broncho riding in Colorado, the vice-president returned yesterday to his desk in the Central Trust company.

Mystery Shrouds Motives and Past Life of Suicide

The mystery of where Jim Sullivan came from to Salem, what his purpose was in staying at a hotel here, and the reason for his methodical and deliberate suicide on the bank of the Willamette river last week, continued to baffles local police today. Hurried inquiries, sent to San Diego, where the man purported to hail from, remained unanswered up to an early hour this afternoon. No trace had been found of his son, which Sullivan had told at least two persons he had, living with a family in San Francisco.

The theory that Sullivan—if such were the man's name—killed himself Friday evening has been abandoned by the police. Sullivan was seen, alive and well, Saturday morning, pointing to the conclusion that the deed must have been committed sometime Saturday or late Saturday night. Residents of the community, who reported hearing a shot at about 6 p. m. Friday, must have heard some noise other than the one made when Sullivan sent a .33 calibre bullet crashing through his brain. None, apparently, heard the shot when it did occur.

The tragedy took place a short distance south of the Marion-Polk county bridge. Various rumors have been placed in circulation to the effect that the body was still limp when taken to the headquarters of the county coroner, but the coroner's report, based upon an actual examination of the body, indicates that the corpse had been lying on the bank long enough to become stiff and for the first stages of decomposition to set in.

No money has been found in the man's room, and none was found on his person, just what bearing, if any, this fact may have on the case has not yet been decided.

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CONGRESSMEN TURNED JUNKET INTO WINE PARTY

Alpena, Mich., Aug. 11.—(A. P.)—Fifty boxes of liquor taken aboard the steamer Cristobal at Panama in the spring of 1921 turned a congressional junket into a gay drinking and gambling affair. Floren Dallas, a Filipino, testified by deposition today at the divorce hearing of Congressman Frank D. Scott.

Dallas, who was a waiter aboard the Cristobal, said that there was drinking all over the ship.

"Everywhere you can find glasses and liquor," Dallas said. "When we got to Norfolk we cleaned the ship and found lots of wine bottles in congressmen's rooms. We found some lines, two, three, four bottles in each room. They all were empty."

"When the Cristobal docked at Norfolk," Dallas said, "the remaining boxes of liquor were taken into an army truck and loaded away."

Dallas said he went to the house office building to ask Mr. Scott to help him get a job. "I knock one, two, three times on door," Dallas deposed in broken English which was retained in the document. "I wait ten, fifteen minutes. I tried to peek through the keyhole, but I could not see anything."

"Finally Mr. Scott he open the door; he look very suspicious. He look all rused up. Most all time Mr. Scott he keep his clothes neat and pressed, but he look very bad when he open the door."

Miss Kennedy she came out of another room, she look disarranged. Her hair was all mussed."

Reading of the deposition had not been completed when Judge Frank D. Esterick adjourned the morning session.

New York, Aug. 11.—(A. P.)—Gene Tonnev, light heavyweight champion, today signed a contract for a match with Harry Wills.

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SKIPWORTH TO HEAR BRAMWELL'S PLEA IN BANKING CASE HERE

The courts will swing into action upon the mandamus proceeding brought by District Attorney John Caron on relation of George Putnam, publisher of the Capital Journal, to compel Frank C. Bramwell, state superintendent of banks, to reestablish his main office in Salem, when Circuit Judge G. F. Skipworth of Eugene sits here August 19 to hear the demurrer filed by the defense.

The hearing will open at 10 o'clock in the morning.

The demurrer attacks the right of Mr. Putnam as a private citizen to involve the state in a mandamus action, and pleads the right of the bank superintendent to maintain his principal office in Portland, to which city he moved it from Salem some three months ago.

Citing the provision of the banking code revised by the last legislature which specifies that the main office of the banking department shall be located in Portland, but that the superintendent may establish a branch office in Portland, the mandamus action calls upon Bramwell and Secretary of State Keiser, as custodian of the state buildings, to return the office to this city.

This is the second mandamus brought to this end. The first brought under the old law, went to the supreme court when the defendant filed an affidavit of prejudice against Circuit Judge L. H. McMahon of this district. Judge McMahon, calling unjustly their allegations of prejudice, cited Bramwell for contempt of court and fined him \$50, which brought about the appeal.

New York, Aug. 11.—(A. P.)—New York girl sought asylum in the orphanage of St. John the Baptist, adjoining the convent at 17 Astor Place.

Spent Night in Hotel

When the early morning attempt to arouse the inmates of the convent was unsuccessful, the girl consulted with her parents and told the driver to take her to a cheap hotel and call for her this morning.

They spent the night at a hotel near the tube station and breakfasted in their room on a can of coffee and sandwiches, after which the unsuccessful attempt was resumed.

Before 9 o'clock the trio left Newark, the girl announcing that she must appear in court in Jamaica, L. I., at 10 a. m.

FLORIDA TO GET BRYAN MEMORIAL

New York, Aug. 11.—(A. P.)—New York, Florida, has been definitely selected as the site for the national monument to the late William Jennings Bryan. Announcement to this effect was made today by Mrs. Dionisia Bryan Evans, his god-daughter.

STATEMENT OF FALSE AGE VOIDS PACT

Cinderella Incident Is Brought To Close By Court Order; Browning Freed of Liability.

New York, Aug. 11.—The adoption of Mary Louise Spas by Edward Browning, millionaire real estate operator, was annulled today by Surrogate Noble of Queens county, on the ground the girl had misrepresented her age.

The age issue was the only one presented by District Attorney Newcombe, who entered the motion for revocation.

Mary was present, as was also her foster father, when the surrogate's decision was announced. The girl showed little emotion.

Apparently abandoning her efforts to enter a convent, Mary returned to her home in Astoria when she left the court house.

A large crowd of curious people waited in the little building.

Mary and her parents agreed to the annulment, the text of the agreement containing a provision that the girl was not to participate in any right as heir to the fortune of Mr. Browning. Her relatives also bound themselves not to bring suits of any nature against Mr. Browning or his heirs.

SEEKS TO ENTER CONVENT

Newark, N. J., Aug. 11.—(A. P.)—The Newark Star Eagle in a copyright story today will announce that Mary Louise Spas, the 23-year-old Bohemian girl who unsuccessfully tried to become a modern Cinderella, spent the night and this morning in Newark in a vain effort to enter a convent and become a nun.

"If I cannot become a nun," sobbed the young woman, "I'm going to marry a poor boy and we'll work and have a nice home."

At the convent of St. John the Baptist, 17 Amity Place, the girl threw herself at the feet of the mother superior and begged to be accepted for the novitiate.

"Tired of Everything."

"Oh, I'm so tired of everything," she sobbed. "Please take me, sister, everything is ashes."

A later appeal to the Dominican Sisters at 237 South Orange avenue also failed.

"I don't think you are capable of making a judgment now," a father of the order told her. "If you insist you can go to the convent station near Summit or to the house of the Good Shepherd near here, but I advise against it. Go home with your father and mother; I give you my blessing."

Accompanied by her father and mother, the girl who for a day or two had been the adopted daughter of Edward W. Browning, wealthy real estate operator, arrived here shortly after midnight.

"Take me to this place," she told James O'Neill, a taxi driver, as she pointed to a newspaper story telling how Geraldine Riche, 19, New York girl sought asylum in the orphanage of St. John the Baptist, adjoining the convent at 17 Astor Place.

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