

FAIR OPENING BEATS RECORD

FORMER POLK JUDGE SAVED FROM MURDER

E. C. Kirkpatrick Escapes
Death When Shotgun In
Hands of Carl Frakes;
Jams; One Shot Misses.

Dallas, Or., Sept. 28.—Poor aim and the failure of an automatic shotgun to eject the empty shell saved E. C. Kirkpatrick, formerly Polk county judge and prominent Dallas resident, from death at the hands of Carl Frakes last night. Frakes came into the Dallas garage about 9 o'clock last night and entered the office where Kirkpatrick was talking with his nephew, Graham Glass Jr., of Portland, and P. J. Walton, owner of the garage. He hurled a tirade of oaths and curses at Kirkpatrick, raised a shotgun and aimed directly at him. The shot passed through the wall back of him and narrowly missed his head and shoulder. Because he was only four feet away from the gun, the shot did not spread and Kirkpatrick received no injury in addition to concussion of his eardrums. Glass immediately tumbled on Frakes and got the gun away from him. Because the empty shell jammed in the gun Frakes did not have a chance to take another shot at Kirkpatrick.

Frakes was slightly under the influence of liquor but when the men tried to find out from him the motive for his attempt at Kirkpatrick's life he muttered accusations that Kirkpatrick had caused his loss to be blacked. Within the last few days Frakes' hopes have been rejected by hop buyers. Kirkpatrick says he is not interested in drying hops nor has he had any business dealings with Frakes recently.

After taking the gun away from him Glass and Walton let Frakes go and until noon today he had not been arrested. As the grand jury is in session at this time it is thought that the case will be brought up very soon and Frakes put under arrest. Frakes is about 27 years old.

WOMAN BORN IN SILVERTON DEAD

Silvertown, Sept. 28.—Mrs. Josephine Palmer, pioneer resident of this city, and wife of Marion Palmer, prominent banker, merchant, and president of the Cherry City Milling company at Salem, passed away here Sunday. Death occurred at her home on North Water street. Mrs. Palmer was born at Silvertown 73 years ago, and had spent her entire life here. She was the daughter of Steven Porter, pioneer of 1848.

Besides her husband, Mrs. Palmer is survived by two sisters, Mrs. William Sampson of Oregon City; sister, Miss Winona Palmer of Silvertown; Mrs. A. W. Simmons, and Mrs. Harold Craig of Portland, a brother Ernest Palmer a half sister Mrs. Noy Magers of Portland and a half brother David Porter of Portland.

\$2000 ASKED FOR POOR DENTISTRY

James Luntz has filed action in circuit court against Dr. O. A. Olson, local dentist, seeking \$2,000 in general damages and \$67 in local damages, charging that a bad job was done on the pulling of nine teeth. He avers that the dentist carelessly and negligently handled the extraction of the teeth by not properly preparing the teeth for removal, by not properly applying his instruments and forceps and by not carefully and properly pulling them. He asserts the dentist so handled the job in attempting to pull the teeth and he broke and crushed the crown and severed the crown of each from the roots and lower portions and allowed the roots to remain in their place, though he stated and represented to the plaintiff that all of his teeth had been entirely and completely removed.

TUESDAY PROGRAM

Grange and Woman's Day

9 a. m.—Judging continued in all departments.
10 a. m.—Moving picture, "Bees, How They Live and Work," shown by Prof. H. A. Scullen of O. A. C. in Bee House.
10:30 a. m.—Concert in Educational Building by State Training School Band and octettes.
10:45 a. m.—Initial concert by Kiltie Band from Tacoma on main grounds.
11 a. m.—Open air concert by Douglas County Concert Band on main grounds.
1:15 p. m.—Release of seventy-five homing pigeons from in front of grandstand by Flying Pigeon club, Portland.
1:30 p. m.—Racing program, featuring 2:15 trot, 2:25 pace.
Music between heats by Douglas County Concert Band.
2 p. m.—Moving picture, "Bees, How They Live and Work," by Prof. H. A. Scullen of O. A. C. in Bee House.
2 p. m.—Concert in Agricultural building by Indian Training School Band and octettes.
2 p. m.—Concert in Educational building by State Training School Band.
2:30 p. m.—Informal talk in art department by Miss Kathryn Gannell concerning loan exhibit from Pacific International Photographers' association convention.
3 p. m.—Music on main grounds by Kiltie band of Tacoma.
4 p. m.—Moving picture of bees in Bee House, shown by Prof. H. A. Scullen of O. A. C.
4:30 p. m.—Music in main pavilion by Indian Training School Band and octettes.
5 p. m.—Music on main grounds by Kiltie band of Tacoma.
6 p. m.—Open air concert by Douglas County Concert Band.
7:30 p. m.—Opening of horse show in stadium. Music by Douglas County Concert Band. Featuring appearance of Mrs. Hattie Parish Hinges, Salem vocalist.

TEN IN SILVERTON FACE COURT ON PETTY CHARGES

During the past week ten Silvertown boys, ranging in age from 10 to 18 years and representing three separate gangs, have been before County Judge Hunt for petty crimes from stealing chickens to burglary. All of the boys but one have been paroled to Silvertown, while one is being held in connection with chicken thievery and it was discovered he was 18 years of age and just outside the jurisdiction of the juvenile court. All of the boys were told that if they violated their paroles they might as well pack their suitcases the next time they came before the court and be prepared to start on a trip to the state training school.

On a war of three boys was brought before the court for breaking into a house and taking about \$75 worth of property.

Another gang of five boys was brought in for entering stores, tapping tills, taking candy, gum and tobacco and other articles.

Another little gang, made up of two boys were put for stealing chickens.

All of the boys but one confessed readily when confronted with the charges against them, but one of them, the youngest in the lot, stuck steadily to a story that he was not involved, even when his chums turned against him.

Smith's Candidacy For the Presidency Launched at Chicago

Chicago, Sept. 28.—(A. P.)—A few subjects joined today on the back of a torn envelope provided the ammunition for Governor Al Smith's message to Cook county democrats Sunday—a recital which his friends considered an opening bid for the democratic nomination for president in 1928. Incidentally Mayor William Dever, who introduced the New York chief executive as the "most brilliant party leader in the nation," was considered to have started a boom for re-nomination. Neither speaker, however, mentioned candidates, but the subject was assumed by the 100,000 persons of democracy who leaders of the party had attended the picnic of Joliet.

The subject of prohibition, like-

SHENANDOAH'S VALVE COVERS UNCOVERED

Officer Testifies As To
Removal—Break-Up of
Ship Described As
Progressive.

Lakehurst, N. J., Sept. 28.—(AP)—All covers on the automatic helium valves in the airship Shenandoah were removed on the first rapid ascent in the storm on September 5. Lieutenant Roland G. Mayer, construction officer testified today before the naval court of inquiry.

The officer said he personally removed the covers from two of the valves and ordered those on two others removed. The other four valves were uncovered before the ship left Lakehurst.

Lieutenant Mayer denied that the purpose of the covers was to prevent the escape of helium gas, saying that their function was to prevent the gas bags sucking air.

Uncontrolled Flight
The rate of the rise of the Shenandoah on the first uncontrolled flight was not so rapid as the ship had gone up on three occasions on other flights, Mayer said. On the trip to the Pa. 3c coast, the craft went up four hundred feet at three times the rate of the September 5 rise and again in a line with off the New Jersey coast she rose twice at the rate of more than three meters per second. Lieutenant Mayer said the first sound of failure he heard was on the down drop after the ship had reached the extreme altitude. He heard voices snapping but could not identify where they were at as that time the ship had been pitching and tossing for 10 minutes.

When the ship was falling the officer said and this probably led some of the crew to believe the ship had failed.

Breaking of Ship
"That was my first thought," Mayer said, "but later I realized the one over my head carefully and found that it was \$5 per cent full."

There was a progressive breaking up of the ship, the officer said. Soon after the sound of snapping wires there was a sound of an engine car breaking away. Then the ship went to pieces rapidly, the hull breaking and the control car falling away.

The witness told Rear Admiral Hilary P. Jones, president of the court that on the Pacific coast flight, the Shenandoah had her original system of 18 automatic valves. When she took the sudden ascent, however, all except four of the valves were covered.

The officer said the Shenandoah had made ten flights before September 2 with the new reduced valve system.

OREGON CITY GOLFERS HOLD LOCALS TO TIE

The much tarnished Oregon City golf club team sprung a surprise on the Illinois team of Salem yesterday at the Oregon City links, holding the Salem team to a tie, the score being 28 to 28.

Fleeting Years



EVELYN NESBIT
HARRY & THAW

When Evelyn Nesbit's cafe at Atlantic City was raided there was a bare announcement of the fact in the papers. On the same day a few lines noted the fact her former husband, Harry Thaw, was visiting his old haunts on Broadway.

SETTLEMENT OF FRENCH WAR DEBT STILL AT ISSUE

Washington, Sept. 28.—(AP)—A new method of approach was laid out today at the third joint session of the American-French debt missions which are trying to find a common ground for settlement of the French war debt.

Joseph Caillaux, French finance minister, made new suggestions relating to the French capacity to pay and presented a defense of the principles of his first offer, which was unacceptable.

This required less than 20 minutes, and at a separate meeting of the American commissioners it was decided that Secretary Mellon should have a reply ready for another joint session at 4 o'clock this afternoon. The statement by Mr. Caillaux was declared to have been a blunt representation of the French fiscal position and to have elucidated the minister's declaration last night that his original proposal was considered by him and his colleagues to be the best they felt they should make.

Both sides were reticent today and when Mr. Caillaux left the joint meeting he said that Mr. Mellon had requested him to say nothing of what went on in the morning session.

TEAPOT DOME CASE APPEALED

St. Louis, Sept. 28.—(A. P.)—The government's appeal in the Teapot dome oil lease annulment case was filed here today in the eighth circuit court of appeals. It writes another chapter in the famous Teapot dome case which the government alleged in its suit here last spring that Harry F. Sinclair gained for his Mammoth Oil company by "collusion and fraud," between Sinclair and the then secretary of the interior Albert B. Fall.

Federal Judge T. Blake Ken-

Deny Submarine Commanded By Student Officers

New London, Conn., Sept. 28.—(By Associated Press)—When informed by the Associated Press early today that the owners of the City of Rome had an affidavit which stated that the S-51 was commanded by student officers, Lieutenant Commander H. A. Flanagan, executive officer at the submarine base here, denied that any one of the officers on the submarine at the time of the disaster was inexperienced. He said: "The submarine training school for officers is established for the purpose of giving all officers detailed instructions in submarine before they are permanently transferred to submarine duty."

The students of the present class range from Lieutenant Commander E. W. Strother, with 21 years naval service, to the ensigns of the class of 1923, with six years naval service including four years

at the naval academy. "No officer may enter the submarine school who has had less than two years sea service since his graduation from the naval academy and all officers, no matter what their rank or experience must go through the submarine school before being ordered to permanent duty on submarine."

"All the officers who were on the S-51, were fully qualified in surface ship duties, and to stand watch as officers of the deck. In addition three of the six officers had considerable submarine experience and the other three had received two months training in submarines."

"When the S-51 was sunk she was operating as a surface vessel and there is no doubt in our minds that responsibility for the collision rests solely on the shoulders of the City of Rome."

Charging the adoption proceedings of her two children were acquired by false representation, Edward Z. Johnson has started proceedings in circuit court against William E. Johnson and others asking that the proceedings whereby William E. Johnson and wife secured William C. and Vivian F. Johnson, her minor children, be set aside.

She asserts that the adoption proceedings were instituted September 18, 1924. She says that while the father, Ivan C. Johnson, filed his consent for such adoption, that she had no notice of such proceedings until about March 1 of this year. She states that allegations in the petition for adoption to the effect that she was insane and in the Oregon state hospital were untrue and not founded on fact.

The people adopting the children are their grand parents, being parents of the children's father.

According to people familiar with the case Mrs. Johnson, the complainant in the present case, was a patient in the state hospital about the time of the filing of the suit, but that she was released and has been out since that time.

Three railroad officials will switch their private cars on the tracks adjacent to the state fair grounds during the week. They will be J. D. Farrell of the Union Pacific line; W. F. Turner of the S. P. & S. and O. R., and E. L. King, superintendent of the Southern Pacific line in Oregon.

Mr. Farrell, for several years a member of the fair board, returns because of his interest generally in the fair. Mr. King centers his activities around girls' and boys' club work and Mr. Turner is concerned chiefly with the success of the night horse show.

The other injured guard was C. E. Morris.

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