

AUTOIST KILLED WHEN CAR TURNS TURTLE

CIRCULATION
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Capital Journal

UNSETTLED WEATHER
Probably showers tonight and Wednesday, normal temperature, light southerly winds.
Local: Max., 66; min., 45; wind, none; river, -2.1; fog, cloudy; wind, SW.

FORTY-SEVENTH AR No. 238 SALEM, OREGON, TUESDAY, OCTOBER 6, 1925 PRICE THREE CENTS ON TRAINS AND NEWS STANDS FIVE CENTS

PICKING JURY SLOW WORK

PORTLANDER DEAD: WIFE IN HOSPITAL

R. N. Clark Killed And Wife Injured When Auto Skids Of Road 10 Miles South of Salem.

R. N. Clark, 460 Salmon street, Portland, district manager for the Missouri Paint & Varnish company, was killed, probably instantly, when his automobile turned turtle on the Pacific highway about 10 miles south of Salem early today. A lodge card found on his person showed membership in Portland lodge No. 112 B. P. O. Elks. Mrs. Clark, who was with him, is in a local hospital suffering from shock, but is believed not to be seriously injured.

Clark's occupation and his Portland address were obtained by Coroner L. T. Higdon from letters found in his pockets. Clark's business address was 202 Porter building, Portland.

There were no witnesses of the accident, except Mrs. Clark, but officers who investigated say that the automobile was traveling south. The car apparently skidded on a turn and went into a bank which caused it to turn over into a complete wreck. The pavement was slick from a mist during the night. Clark was seated under the steering gear and his head was badly crushed.

A Golden ambulance was sent to the scene as soon as passing motorists brought word to Salem and Mrs. Clark was brought to Salem. Coroner Higdon brought in the body of Clark and is endeavoring to locate acquaintances in Portland.

Portland, Oct. 6.—Mr. and Mrs. R. N. Clark for the past three years have lived at the Alhambra apartments here. Clark was a retired sea captain before becoming affiliated with the paint company. He was about 50.

ICE CREAM PLANT IN BIG MERGER

While P. M. Gregory, local manager of the Buttercup ice cream plant here, was in Portland today and no one in the local office would discuss the matter, it was believed he was in Portland in connection with details of a gigantic ice cream merger, involving all ice cream plants in Oregon and Washington, including the Salem plant and involving combined assets of \$3,500,000.

It has been known here for some time that such a gigantic merger had been under discussion and telegrams announcing the combination of the several plants did not come as any distinct surprise.

The dispatches from the east said that manufacturing plants in Seattle, Portland, Tacoma, Everett, Bremerton, Centralia, Vancouver, Wash., Salem, Astoria and McMinnville were to be embraced in the \$3,500,000 merger.

LEGION HEARS PEACE PLEA BY COOLIDGE

Result of World War Lost Unless Racial Hatreds Are Demobilized Says President.

Omaha, Neb., Oct. 6.—(A. P.)—Cheered by men who fought in France as he appealed for demobilization of racial antagonisms and suspicious President Coolidge in an address before the American Legion convention warned today that the world faces more destructive wars unless a universal spirit of toleration is created.

Time and again the president's huge audience showed its approval as he urged preparations for peace rather than war, reviewed America's part in the World War, declared military power must be subordinated to civil authority, advocated a "proper and sound" elective franchise act, and deplored the spread of intolerance.

From the moment they arrived here, shortly after breakfast for a 10-hour stay, the president and Mrs. Coolidge were accorded an enthusiastic greeting. Thousands stood in a cold rain to cheer as their automobile left union station.

Omaha, Neb., Oct. 6.—(A. P.)—President Coolidge, addressing the American Legion convention here today, declared that the result of the World War will be lost and the nations of the world will prepare for another conflict unless racial antagonisms are demobilized and a universal attitude of toleration is created.

"Our country is to have any position of leadership," he added, "I trust it may be in that direction and I believe that the place where it should begin is at home."

Asserting that no nation ever had or ever will have an army large enough to guarantee it against attack in time of peace or to insure its victory in war, the president said that "peace and security are more likely to result from fair and honorable dealings and mutual agreements among the nations than by any attempt at competition in squadrons and battalions."

"No doubt in this country," he continued, "would, if it wished to spend more money to make a better military force, but that is only part of the problem that confronts the government. The real question is whether spending more money to make a better military force would really make a better country."

It would be the last to demobilize the military act. It is an honorable and patriotic calling of the highest rank. But I can see no merit in any unnecessary expenditure of money to hire men to build fleets and carry tankets when international relations and agreements permit the turning of such resources into the making of good roads, the building of better homes, the promotion of education.

German Chancellor Rumored Poisoned By Political Enemies



POISONING OF STRESSEMANN BY ENEMIES DENIED

Locarno, Switzerland, Oct. 6.—(A. P.)—Rumors filled Locarno today to the effect that Dr. Stresemann, the German foreign minister, was not ill from a fever caused by the change in climate, as announced, but rather as the result of administration of poison by political enemies.

Spokesmen for the German delegation continued to deny the stories indignantly, declaring that poisoning was impossible as Dr. Stresemann had brought his own food from Berlin and all the food served him had been carefully scrutinized.

One rumor current was to the effect that the police had seized a bottle of cyanide, part of the contents of which Dr. Stresemann drank Sunday.

Foreign Minister Briand of France was the first to listen to the German statesman's bedside and he returned for another visit. Foreign Minister Vandervelde of Belgium and delegates to the other countries followed.

Dr. Stresemann insisted upon attending today's session of the security conference, which was postponed from the morning to the afternoon because of his indisposition.

Friends of the German foreign minister say he has been indifferent health since the Welmer conference where he overworked and that any change of climate causes heart palpitation and a swelling of the throat.

Dr. Stresemann had sufficiently recovered from his illness to attend the session of the conference this afternoon.

Washington, Oct. 6.—(A. P.)—L. C. Palmer was removed today as president of the emergency fleet corporation and Elmer Crowley of Boston, was named to succeed him. The action was taken by the shipping board and with other changes announced, amounted to a general shake-up in the fleet corporation personnel. The resignation of Sidney Henry, trustee and vice-president in charge of finance, was accepted by unanimous vote and G. K. Nichols, first assistant to the vice president in charge of operations, was elected to succeed him as trustee, leaving J. E. Sheely as vice-president in charge of European affairs and was directed to report to the board, which it is expected will assign him to other duties.

LLOYD JURY COMPLETED: TRIAL BEGINS

Examination of Witnesses In Trial of Baun's Slay-er Underway At Dallas Coroner Testifies.

Dallas, Oct. 6.—The jury to try W. R. Lloyd accused of the murder of Clinton I. Baun, independence taxi driver, on the night of September 1, was completed at ten o'clock this morning, in the Cook county court with Circuit Judge Ramsey presiding and by two o'clock this afternoon the state was half way through with the direct examination of witnesses.

Irvin Baun, brother and business associate of the murdered man, was one of the first witnesses examined. Baun told of the hiring of the car by Lloyd on the evening of the murder. Frank Richards, sheriff of Linn county swore to the finding of the body of Baun about ten o'clock in the evening a short distance beyond Buena Vista. He told of seeing feet and legs protruding from some underbrush on the side of the road.

Mrs. E. Lucas who lives a quarter mile south of where the body was discovered testified that shortly after going to bed on the evening of September 1 she heard one shot. She raised on one elbow in bed because she feared someone was stealing her turkey. When she heard a second shot, a third report followed soon after. Immediately afterward she heard a car go by, according to her testimony, Sheriff Richards came to her house to find a telephone shortly after that.

Other testimony regarding the position of the body was introduced by Sheriff Hooker. The only disarrangement of the clothing of the dead man showed, when examined, was that the left trousers pocket was turned inside out.

Coroner Testifies
A. L. Kenney, county coroner, testified that the body was lying with the head away from

KIWANIS BACKS BRIDGE BUILDING

Assistance for a bridge building program for the city of Salem was launched by the Salem Kiwanis club at its weekly luncheon this noon. A petition, demanding action by the city council, and favoring financing the program by means of a bond issue, was passed among the club members and signed by every Kiwanian present.

Announcement was made that copies of the petition have been prepared for presentation before the Salem Rotary club, the Salem Kiwanis club, and the chamber of commerce. C. B. McCollough, president of the club, stated that efforts will be made to have the petition signed by every member of all three organizations in addition to every Kiwanian, and that "then we'll go right on down the line," the idea being to bring before the city council "such a multiplicity of signatures that they can't afford to ignore it."

The petition is similar to one adopted by the local Kiwanis club early last spring.

COURT ROOM SCENE OF MURRAY MURDER TRIAL



Salem court room with Judge Percy R. Kelly on bench, A. T. table in front, reading from right, Will R. King, defense attorney, Tom Murray, desperado, Allen Cars on, deputy prosecuting attorney.

IRRIGATIONISTS CENSURE WORK FOR HIS POLICY

Grants Pass, Oct. 6.—Members of the Oregon Irrigation congress meeting here in their fifteenth annual session, are today being taken over the Rogue River valley to view the irrigation projects of this part of southern Oregon. The visitors will return this evening in time for a banquet at guests of the people of Grants Pass. The business sessions will not be resumed until tomorrow morning.

The itinerary of today's tour takes the caravan through the Grants Pass irrigation district, Van Ness district, up the Applegate valley to Medford and on to Talent, where lunch will be served. On the return the party is to stop at the Gold Hill district.

The banquet tonight will be attended by Governor Pierce, who will give his address, which will have been given yesterday. He arrived this morning and joined the caravan.

Tomorrow the remaining addresses on the program will be given, the election of officers will be held, and the next meeting place selected.

United States Senator C. L. McNary, in an address yesterday, criticized Secretary of the Interior Work and predicted that neither the secretary nor any other man nor small group could hold up western development.

DRIVES AUTO IN MILL CREEK

Webster K. Nolan, who gives his address as San Francisco, but who says he is a newspaperman in the employ of the Portland Journal, is in the city jail on a charge of driving an automobile while intoxicated, possession of liquor and transportation of liquor. He was arrested last night after he had driven along High street, at high speed the officers say, bumped off the pavement near the Oregon Electric bridge on north High and plunged into Mill creek. Although his automobile, a Buick sedan, was badly damaged, Nolan was not injured.

Persons living in the district whose attention was attracted by the speed at which the car was traveling, rushed to the scene when they saw the rear light suddenly disappear. When they arrived Nolan was crawling out of the wreckage with his hand grip. They took him to the police station where he was held.

ELECTION VETO HELD VALID

Governor Pierce was within his constitutional right and authority when he vetoed an act of the 1925 legislature calling a special election and appropriating money for the purpose. This is the opinion of the supreme court in a decree handed down today in the case of the state on relation of L. L. Swan of Albany, a member of the legislature, against Secretary of State Koser. It was an original proceeding in mandamus to compel the secretary of state to carry out the provisions of the act notwithstanding the executive veto. The opinion was written by Justice Brown, maintaining a demurrer to the alternative writ.

The opinion holds, in effect, that the measure from the point of view of legislation, was no different from any other bill passed by the assembly.

"An examination of the bill itself," says the opinion, "shows that it was a proposed law. It was treated by the legislative assembly as a proposed law. Likewise, the governor deemed it to be a bill for an act and he has exercised his constitutional prerogative when he vetoed it. It has all the component parts of a proposed statute. Every section contained therein was contemplated by the legislative assembly to be a section of a proposed statute. By disapproving that measure the chief executive exercised a power vested in him by the constitution."

The public would benefit by the use of Portland as a gateway from the Klamath Falls territory, he testified, if the Northern lines this city is not likely to become more of a gateway than it already is if the Northern Pacific is given the territory exclusively.

He said the Veyerhaeusers have told him that they will build a mill with an annual cut of 100,000,000 feet and the Shevlin-Hix on chiefs have declared that they will install a saw mill of 150,000,000 feet annual cut if the Oregon Trunk is extended from Bend to Klamath Falls, Kenney said.

NORTHERN LINES READY TO JOIN UNION PACIFIC

Portland, Oct. 6.—W. P. Kenney, vice-president of the great Northern railway, in charge of traffic, testifying here today at the interstate commerce commission hearing on the application of the Oregon Trunk, Hill road's subsidiary, to extend from Bend to Klamath Falls, said under cross-examination that the Great Northern and Northern Pacific would be willing to let the Union Pacific come in on construction and use of the proposed line if it wished to.

Joint service has proved a saving to the rail companies and a benefit to the public, he declared, citing as examples the line between the Columbia river and Bend and the common use of tracks by the Great Northern, Northern Pacific and Union Pacific in the Seattle district.

John A. Ferguson, who testified that he at various times in his capacity as a road contractor employed convicts, was asked for cause upon his declaration that he held no prejudice against them.

Eleven in Box
The eleven tentative jurors in the box at noon were Mrs. Estina B. Condit of Astoria, Theodosia Minton of East Saxton, Honor P. Cleveland of Liberty, L. B. Johnson of Salem Heights, Harry R. Carpenter of Liveoak, John M. Watson of Turner, Mrs. Bertha M. King of Sublimity, Adolph Bonhoeck of Salem, John J. Jefferson of Salem, J. J. McDonald of Salem and Jessie W. Savage of Eaglewood.

The attorneys predicted that the jury would not be completed and sworn in before late this afternoon, and it was not considered likely that the prosecution would commence to present its evidence before morning. There is little likelihood that the case will go to the jury before next week. Approximately 78 witnesses will be called by the state, and the defense has indicated that it will call at least that many.

\$4000 Stock Subscribed In Salem Linen Mill By Montague Lord

Montague Lord, son of the late Governor Lord, and now one of the sugar kings of the Philippine islands, has through Colonel W. D. Barrman of this city, subscribed \$4000 toward the new Oregon Linen Mills, Inc.

The subscription is of particular interest in that Mr. Lord's mother, now deceased, may well be classed as "mother of the Oregon flax industry." Through years of persevering effort, during which she encountered obstacles, was laughed at at times and met with small encouragement, Mrs. Lord held an undying faith in the future of flax in the Willamette valley. She personally conducted numerous experiments with flax, grew it on her own lands in the city, interviewed governors, legislators and business men, any who might assist in making one of the great dreams of her life come true.

BOTH SIDES USE UP HALF CHALLENGES

Eleven Prospective Jurors To Try Murray Examined And Passed For Cause; Excuse Doerfler

Selection of a jury in the trial of Tom Murray for the murder of Guard John Sweeney, in the prison block of August 12, went forward slowly this morning and when time arrived for the noon recess there were only 11 jurors in the box, passed for cause. The defense had exercised six of its 12 peremptory challenges and the state three of its six.

Eleven prospective jurors of the second venire panel of fifty were examined during the morning and nine passed for cause. Most of the morning was taken up in the examination of three witnesses for cause when Will R. King, chief counsel for the defense, led him into stating that Murray, upon the occasion of the first of his three escapes from the prison, had stolen a coat and a gun from Doerfler. The theft occurred, according to Doerfler, when Murray and Bert Oregon Jones, another convict, were being sought by passes in the neighborhood of Marion after their escape of March 28, 1924. Murray and Jones, he said, entered his house one night and stole two coats and two guns. One of the coats and one gun were found on Murray when he was returned to the prison a few days later. Doerfler said.

While Doerfler said that he did not think this experience should prevent him from acting as a fair and impartial juror in this case Judge Percy R. Kelly held differently, and after questioning Doerfler carefully dismissed him, saying:

"Doerfler Excused
I do not feel that any man who is convinced that another had stolen from him could sit impartially as a juror in a trial of the one who had stolen from him."

John W. Gamble, for six years a guard at the prison and on duty there at the time of the Tracy-Merrill break in 1907, succeeded in getting for cause on the strength of his statement that he felt he could render a fair and impartial verdict based on the evidence presented and the instructions of the court. He was later removed by challenge of the defense.

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Second Degree Plea
The first intimation that the defense sought for a finding of a lesser degree of murder, second degree or manslaughter, came this morning in the examination of the jurors by Mr. King. The intimation of Murray charges him with first degree murder and the state has announced that it will

(Continued on Page Seven)

Hotel Asks Council To Curb Night Noise In Nearby Streets

Various shrieks, whistles, hoots and yells that disturb Salem sleepers at all times of night were aired before the city council last night when Mrs. James R. Linn of the Marion hotel appeared and asked if something could be done to make the Marion hotel corner a more restful place for its patrons. The subject was referred to the committee on health and police with the possibility that an ordinance will be introduced at the next meeting.

Just across the street from the hotel, said Mrs. Linn, is a newspaper with its shouting newboys who gather in the early morning for their papers. Mrs. Linn did not speak harshly of the boys, recognizing that it is boys nature to make a lot of noise, but believed they could be confined to an extent. Across another street from the hotel, Mrs. Linn said, are a couple of automobile repair shops that make much noise until 2 or 3 o'clock in the morning.

plaints had been made. It was the opinion of Mrs. Linn that a great deal of the night noises about the hotel are unnecessary, and this also was the opinion of councilmen.

World Series Baseball

The Capital Journal will microphone, play by play, the world series championship game that begins Wednesday between the Washington and Pittsburgh and continue daily thereafter.

Remove Palmer As Fleet Head

Washington, Oct. 6.—(A. P.)—L. C. Palmer declined today to accept the vice-presidency of the fleet corporation in charge of European affairs.

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