

# LOYD PAYS CRIME PENALTY

## GOVERNMENT ROBS OREGON SAYS SENATOR

### Stanfield Says Conserva- tion Policy Really One Of Confiscation—Graz- ing Fees Protected.

Objection that the 11 western public land states are expected by the federal government to pay the price of conservation for the entire United States, even for the entire world, was voiced by Senator Robert N. Stanfield in an address before the Salem Chamber of Commerce at noon today.

"I am not attempting," he said, "to promote any disagreement between you and the bureau of forestry, but this federal policy is really to cloak a policy of confiscation. The bureau speaks of these lands as 'our' lands, when in fact they are the states' lands."

Senator Stanfield quoted John Marshall and Abraham Lincoln as having said that the lands were held by the government in trust for the states. He said the government estimated the value of the reserved area at \$20,000,000 but that in his opinion \$275,000,000 would be more nearly correct.

He declared that in the cycle of about 50 years which the forestry bureau estimates must pass before a crop of timber can be produced under the conservation policy the government will have taken from Oregon \$225,000,000 that in reality belongs to the state.

"I admit," he said, "that the government should have the administering of the lands, but it should be for the benefit of the states. It is time to protest, and if I have left you the single thought that you should rise and contend for the sovereign rights of this state, then my effort has not been in vain. And Oregon is not alone, but it is only one of 11 western states. True, the government has contributed to Oregon, about \$40,000,000 for highway improvement since I have been in congress, but it does not have an acre of public lands."

Stanfield brandished a tax of \$137,000 in fees, collected last year for grazing, and criticized the present proposal to increase the amount 400 per cent.

Senator Stanfield was delayed in his trip to Salem and before his arrival short speeches were made by Justice Bolt and Coshov of the supreme court, George Griff and Senator L. Patterson.

## ROBBERS PROVE PRISON ESCAPES

Eugene, Or., Nov. 30.—Charles Akers and Frank Thomas, recently arrested here on a charge of robbing a store, have been identified as two of the three men who escaped from the Washington state penitentiary at Walla Walla on November 8.

Akers was sentenced in 1922 for a term of from 10 to 20 years for bank robbery in Clallam county and was known as Ernest Brown. Thomas, known as Warren Daniels at the penitentiary, was sent up for first degree murder in King county in 1922.

James Straight, Eugene patrolman, arrested the two men while they were in the act of robbing the store here, he said.

## OREGON CITY ROAD OPENED

Oregon City, Or., Nov. 30.—(A. P.)—Traffic was opened on the Pacific highway stretch recently completed between Oregon City and Canemah for the first time Saturday evening. Only the lighter vehicles are allowed to use the new road, the heavy trucks still being routed over the detour at High street.

The latter part of the week will probably see the highway opened to all traffic.

Its completion does away with one of the few remaining unpaved sections of the Pacific highway between Portland and the California line.

## GOOD EVENING WORDS and MUSIC By Stoddard King

### BREAKFAST FOOD

"In order that the American traditions may be preserved and that the time-honored of our forefathers may endure, at the request of many patrons we have placed pie on our breakfast menu."—From the bill of fare of the Hotel Arlington, Bingham, N. Y.

When Americans began the day's endeavor  
With apple pie and berry pie and mince,  
What they did had no equal  
And no comparable sequel  
In anything that's happened to us since.

They drove the savage Indian to cover,  
They built a mighty empire on the plains  
And they laid a firm foundation  
For a great and happy nation,  
With pie to build their muscles and  
to cheer their brains.

On the other hand, it has to be admitted  
That a later generation, which was fed  
On a less heroic diet,  
Has been anything but quiet  
In the art of getting steadily ahead.

After breakfasting on orange juice  
and cornflakes,  
The present generation rolls in  
a wealth,  
And the rate of which we're moving,  
Is indubitably proving  
That our menu doesn't undermine  
our health.

But perhaps we might be even  
more successful  
With a little more attention paid  
to pie?  
And, despite the doctor's warning,  
As to lighter meals for morning,  
It can hardly do us any harm to try.

We must try to find the perfect  
combinations,  
We must try to reconcile the feast  
and fast—  
And, perhaps, if fate is willing,  
With a meal that's cheap and fit.

We will recast our destiny at last.

The likeness of Woodrow Wilson  
will appear on a 12-cent stamp,  
14-point stamp having fallen into  
a state of obsolescence.

Perhaps with the idea of proving  
that republics are not always  
ungrateful, friends and admirers  
of Red George have started a move  
ment to send him to congress. He  
has had so much experience block-  
ing the kick that he might find  
a chance at Washington to kick  
the bloc.

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## GRAND JURY TO PROBE JAP DEPORTATION

### Mob Action At Toledo To Be Investigated On De- mand Of Japanese Gov- ernment.

The deportation of Japanese from Toledo, Lincoln county, by citizens of that place last summer, is to be sifted by a grand jury in February, 1926. This is the development after a three-cornered correspondence by K. Midzusa, Japanese consul at Portland, Governor Pierce and Earl P. Conrad, district attorney for Lincoln county.

The Japanese government apparently isn't taking the affair lightly and is not disposed to forget it. Under date of November 19, Midzusa wrote Governor Pierce asking information on the following two points on which the Japanese government had instructed him to report:

"The result of the investigation made by the authorities concerned in regard to this matter."  
"The present stage of the prosecution proceedings of the persons who participated in the affair."

Grand Jury to Probe.  
No prosecution being under way, Governor Pierce under date of November 21, wrote a three-line letter to District Attorney Conrad asking for a detailed report on the status of the affair.

On November 23, Conrad replied to the governor as follows:

"The grand jury for Lincoln county will be in session in the first part of February, 1926, at which time I expect to submit evidence and subpoena sufficient witnesses to have the matter fully presented to the grand jury."

On November 30, Governor Pierce wrote Midzusa, simply quoting the above letter from Conrad, and on the same day the governor wrote Conrad approving an investigation and urging that it be done as soon as possible.

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## AWARD CONTRACT TO CUT WOOD

Dilbert Hart & Son were awarded the contract for this winter's wood cutting for the county on the county property at Hoppers, agreeing to do the cutting for \$1.50 a cord. Two hundred and seventy-five cords are to be cut for use next year at the court house, poor farm and tool house. Bids for hauling will be received later, the hauling to be done next May. Other bidders were John Dolens, \$1.50; J. Grogan, \$1.30; Frank G. Ayers, \$1.75; George Mattson, \$1.75; Ed Thornton, \$1.75.

The county still has 30 or 40 acres of wood to cut on the Hoppers tract after this year. Already about 1200 cords have been cut. The county, by cutting the wood itself, gets it delivered at from \$3.25 to \$3.50 a cord. Last year it is estimated a saving of from \$750 to \$900 was made on the county handling it itself.

## NEWELL SWORN IN AS DRY OFFICIAL

Portland, Or., Nov. 30.—(A. P.)—W. K. Newell of Eugene was sworn in a deputy prohibition administrator for Oregon by District Federal Judge Wolverton shortly after noon today.

Roy T. Lytle of Seattle, prohibition administrator for the northwestern district, and Dr. J. A. Linville, retiring deputy administrator for Oregon, were present.

"I prefer not to make an extravagant statement regarding the things I plan to do," Newell said after taking the oath. "I'd much rather let my actions speak for me. These statements made before entering office are most out and dried anyway."

He planned to return to Eugene today and prepare to move to Portland. He expected to take up his new work in two or three days.

## IF YOU WERE A CITY COUNCILMAN?

NOTE—For the best letters of 300 words or less submitted during November the Capital Journal will give three prizes of \$10, \$5 and \$2.50. The letters must be on "If You Were a Councilman" and should be addressed to the Contest Editor. The letters must be signed by the name and address of the sender, but the letters will be published by number only, and the judges will judge them before learning the names of the writers.

Number Forty-Six  
Contest Editor: If I were a councilman I would use my own judgment for the betterment of our city and not be influenced by others.

1. I would see that there was a law to keep people from putting all their leaves and other refuse in the streets, and see that it was enforced, also that the sidewalk should not be left in the streets over 24 hours after wood is sawed would then have a cleaner city with less expense to the taxpayer.

2. I would never be in favor of having anything but concrete pavements.

3. I would do all I could to have the main streets, through streets, and all automobiles being required to come to a full stop as they approach the streets from either side.

Number Forty-Seven  
Contest Editor: If I were a city councilman I would bear in mind that Salem is a city and not a village and would govern myself accordingly.

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## STATES ARCTIC PLANES BEST IN SERVICE

### Witnesses Repute As- sertions By Mitchell Re- garding McMillan's Ex- ploration Aircraft.

Washington, Nov. 30.—(A. P.)—The Mitchell court martial today expunged from its record all mention of the episode of Friday when remarks by Brigadier General King, a member of the court, brought vigorous objections from counsel for Colonel Mitchell.

Commander H. C. Richardson, pilot of the plane NC-3 in its attempt to cross the Atlantic in 1931 used the racing craft in which Lieutenant Pearson was killed in 1924 at Fairfield, Ohio, had been in storage from the time of the Pulitzer races in 1923, until April, 1924, when it was turned over to the army at service.

Mitchell Refuted.  
Colonel Mitchell had charged that Pearson was killed in a dilapidated airplane, constructed for a race two years before that in which the lieutenant met his death. Commander Richardson declared the machine was in "good condition" when it was released to the army, and that while it was delivered to the army in April of 1924, it did not crash until the following September.

The Pearson charge has been one of the outstanding controversial points of the case and it was entwined with the further charge by Colonel Mitchell that the army and navy entered into an arrangement by which one service would take the Pulitzer racing machines one year and the other the next year, "thereby equalizing propaganda, not service."

Best Available.  
Questioned about Colonel Mitchell's charge that the planes with the McMillan Arctic expedition, "which were not designed, intended nor suited for the mission for which they were employed," Commander Richardson said he would choose the Loening machine (the type used) as the only developed type of amphibian airplane now available in the United States.

It was for this reason, the witness testified, that he believed the airplanes issued to MacMillan were suitable and capable for the work assigned them.

Without referring directly to Mitchell's charge, that the lives of fliers were endangered by placing the surface ships two hundred apart during the attempted flight so Hawaii, the witness testified that with surface ship only 50 miles apart during the trans-Atlantic flight, two places were temporarily lost. His own ship, he said, was down 55 hours and eventually made port unassisted.

## Conditions At Penitentiary Invited Murray Break, Says Former Convict In Article

### George Curtiss, Prisoner for Ten Months Dur- ing Height of Internal Conflict Among Of- ficials, Describes Conditions As Seen By Inmate In Series of Stories for Journal.

(Editor's Note—This is the first of a series of articles on conditions existing in the Oregon state penitentiary at the time of and subsequent to the strike. The first on break of August 12 written by George Curtiss, convict No. 9161 in that institution from January 15, 1925, until November 16, 1925.)

By George Curtiss.  
(Former Convict No. 9161.)

There has been a great deal said lately concerning the prison management, particularly since the prison break of August 12, and considerable speculation relative to official conduct that might have been responsible for the conditions that made the break possible and inevitable. Perhaps the public will be interested, if not a little surprised, to know the true circumstances behind the prison scandal. For this reason, and with the hope that it may serve as a warning to prevent repetitions of such an occurrence I am writing this series of articles at the request of many thoughtful men and women whose hearts have been touched by the

gruesome and pitiful procedure that has marked the prison drama. Served Ten Months.

In submitting these articles for publication in the public press, I must, of necessity, acknowledge that I served time in the penitentiary on a 15 months' sentence for an infraction of the Volstead liquor law, and was a prisoner in that institution at the time of the break in question. I was addressed in at the prison on January 16, 1925, and was discharged on November 16, after having served 10 months. I make these admissions rather apologetically, and regret that circumstances exist that sometimes force me to do things that they would naturally despise. The fact that I have served time should not detract from the value of what I have to say, and I assure the public beforehand that every statement I have to make will be made with absolute fairness to all. If the official conduct of anyone should fall across the line of facts as I know them to be it is his misfortune. I do not seek through bias or personal prejudice to in-

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## MURDERER PUT BLAME UPON BOOZE

### Slayer of Baun Pronounced Dead 13 Minutes After Drop—Makes A Speech On Scaffold.

W. R. Lloyd paid the death penalty at the state penitentiary today for the murder of Clinton L. Baun, of Independence on the night of September 1, last. Lloyd dropped through the trap at 10:04 o'clock and at 10:17 was pronounced dead by Prison Physician R. L. Edwards and Dr. William B. Mott.

"I am a victim of bad company and booze," said Lloyd when asked by Deputy Warden J. W. Little if he had anything to say. "I was drunk when I committed the crime and there was booze in the car from my boyhood. I have no ill feeling toward anyone and want no one to have hard feeling against me."

Tobacco To Murray  
Lloyd, before he went to the execution chamber, bequeathed his tobacco to Tom Murray, who is under sentence of death for the murder of John Swaney, prison guard, in the penitentiary break of last August—except a pack of cigarettes in which two or three cigarettes remained. These he gave

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## CLACKAMAS TO BORROW MARION PAVING PLANT

Clackamas county is seeking the use or the opportunity to buy a hot asphalt plant from Marion county for preparation of paving material on the Monitor-Barlow road in Clackamas county which will look up practically with the road leading out of Marion county into Clackamas county and which will be paved the coming summer. County Judge Cross of Clackamas has written to the county court here advising of the proposed paving on the Monitor-Barlow road beginning about two miles from Monitor and extending three miles into Clackamas county. There already is a good road from Monitor to the point where the Clackamas paving will start.

Marion county plans to pave in that section next summer as well, including a two-mile stretch from Norton's corner to Monitor, this road being a branch off from the Mt. Angel-Woodburn pavement, and also will pave three miles to Scotts Mills from Pine Tree corners. This, coupled with the Clackamas pavement, will open up the territory to Salem and give a fine road directly into Salem, paved all of the way, save the short section in Clackamas from Monitor to the proposed new pavement.

Members of the county court here state that it is a new departure for Clackamas county to lay asphalt, as all of the county pavement there so far is nine-foot concrete.

In his letter to the court here Judge Cross wishes to know if Marion county will have in operation a hot asphalt plant of a reasonable distance from Monitor so Clackamas could use it on its proposed improvement, if not whether the county has an asphalt plant for sale, and if not that, whether Clackamas county could rent one from this county for a year or less.

Members of the Marion court state that in all probability arrangement could be made for cooperation on the part of this county in the use of its plant which will put in the Monitor and Scotts Mills improvements. The court here is glad to extend the co-operation, particularly as it will be used on an improvement opening into this county.

## DEFENSE RESTS IN RHINELANDER DIVORCE CASE

White Plains, N. Y., Nov. 30.—(A. P.)—The defense in the Rhinelander annulment suit rested its case five minutes after court convened this morning, without calling Alice Rhinelander Jones, defendant, in the proceedings.

The case may reach the jury by tonight. It has been in progress three weeks.

Mrs. George Jones, mother of Alice, was recalled briefly to the stand this morning to testify whether Alice's body was the same color at her birth as it is now. She asserted that it was. Leo Parsons Davis, counsel for the defense, turned to Justice Morschauer after Mrs. Jones had left the stand and said:

"Acting on my own responsibility and on my experience as an attorney, the defense now rests."

The announcement caused surprise as it had been believed that other witnesses were to be called.

Young Rhinelander was recalled to the stand by his attorney. He made a sweeping denial of the testimony of Ross Childster, former chauffeur of the Rhinelander family. Childster had said that he told young Rhinelander of Alice's recent blood before the latter married her, but that Rhinelander had retorted, "I don't give a damn."

## WILBUR REFUSES JUSTICESHIP

Washington, Nov. 30.—(A. P.)—Secretary Wilbur declined today a tender of the chief justiceship of the supreme court of California.

The offer came from Governor Richardson. The chief justiceship recently became vacant by resignation of the incumbent judge. The offer is understood to have been received Saturday while Mr. Wilbur was at the Army and Navy football game in New York.

Both Mr. Wilbur and the White House have recently denied the secretary intended to leave the cabinet. The justiceship which he declined is the one he held at the time of his appointment as secretary of the navy.

Paris, Nov. 30.—(A. P.)—Le Temps says the new cabinet under M. Briand has decided to resume immediately the negotiations for funding the French war debts to the United States and Great Britain in the belief that mutually satisfactory agreements can be rapidly concluded.

## ITALIAN CUTTER SINKS WITH CREW

Messina, Sicily, Nov. 30.—(AP)—The Italian cutter Santa Antonio went down in a storm with her entire crew. Details are lacking, but it is believed that the cutter was on a mission to the coast of Sicily. The cutter was reported to have been on a mission to the coast of Sicily. The cutter was reported to have been on a mission to the coast of Sicily.

## STORMS CAUSE HEAVY LOSS OF LIFE IN EUROPE

London, Nov. 30.—(AP)—From South Italy and Spain to Scandinavia and from Poland to the bay of Hiscay, violent storms raged during the week-end. Snow lies virtually throughout central Europe and everywhere low temperatures are recorded. For the first time in many years snow fell along the French Riviera. But, according to an official communication issued by the authorities at Nice, "it thawed as soon as the sun came out." A temperature of between four and five degrees below freezing was registered.

There was much destruction of property and loss of life in the storm areas. Italy, however, appears to have been the worst sufferer. The reports received show that there were storms over the whole of the peninsula, from Naples to southern Sicily. They were more violent than ever known. Huge waves from the sea deluged the shores, wrecking houses and damaging harbors and railroads, while swollen rivers flooded the countryside, destroying crops and cattle.

A dispatch to the Daily Mail from Rome reports much damage to Catania, where many persons were killed or injured and that at Monteleone Bagnara and other places also suffered severely. Heavy seas held up the American steamer President Garfield for seven hours outside Naples.

Deep snow falls are reported from Austria, Germany and Switzerland. Violent storms of rain and wind visited Spain and Portugal. Portugal suffered particularly in the destruction of railway tracks, telephone and telegraph wires and the demolition of some houses.

## CYCLONIC WIND SWEEPS MOROCCO

Paris, Nov. 30.—(A. P.)—The storms which swept the Mediterranean and Atlantic coasts during the week-end penetrated as far south as French Morocco and as far east as Bulgaria, reports show.

At Fez, Morocco, a cyclonic wind caused the death of three foreign legionnaires and injured 13. Seventeen airplanes were wrecked and five mechanics injured at an aviation field near the legion campment. The losses are very heavy.

At Sofia, the Bulgarian capital, 32 houses were destroyed by a severe windstorm. The storm struck this city in the middle of the night and many persons fled their homes scantily clad. No mention is made of casualties.

## \$750,000 FIRE LOSS IN BOSTON TENEMENTS

Newark, N. J., Nov. 30.—Fire sweeping through eight combination tenement and business buildings on Springfield avenue between Boston and Beacon streets today drove 100 occupants to the street and caused damage estimated at \$750,000. The flames were brought under control at 4 a. m. after a two-hour fight in which the entire block in the thickly populated section was threatened.

## FEDERATION OPERATION ANTHRACITE MINES PROPOSED BY BORAH

Washington, Nov. 30.—(A. P.)—Full power for the president to take over and operate anthracite mines in time to a national emergency would be conferred under a bill which Senator Borah, republican, Idaho, is preparing for introduction in the senate.

## HONAN INVADERS REPELLED AFTER HEAVY FIGHTING

Peking, Nov. 30.—(AP)—Advices from Shantung report that heavy fighting occurred Saturday and yesterday five miles from Tsinan-fu where Marshal Chang Tso-lin's forces apparently succeeded in expelling the invaders from Honan province.

A telegram from Mukden, capital of the Manchurian government headed by Marshal Chang, states that confidence is returning there, and that preparations are being made to repel the advance of General Kuo Sung-lin, former Mukdenite commander, who recently rebelled.

Most of the members of the cabinet in Peking have ceased to carry out their functions.

Marshal Feng-Yu-hsiang, the Chinese general has sent a message urging the defense commissioner to prevent further violence in Peking, and declaring that he will support the chief executive, Tuan Chih-jui. It is believed that Feng is determined to oust the Anfu politicians surrounding the chief executive.

Feng desires the tariff conference to continue but opposes the idea of carrying on government by means of commissioners.

Notwithstanding the political situation the sub-committee of surtaxes of the tariff met this morning.

## Santa Claus To Visit Salem With Reindeer On Next Wednesday

This is the time for the boys and girls of Salem to decide what they want Santa Claus to leave at their homes on Christmas Eve.

On Wednesday morning, about eleven thirty, Santa Claus will arrive on the Polk county bridge in a sleigh drawn by two of his best reindeer, Danes and Prancer. All Wednesday afternoon Santa and his reindeer will be down at Elker's auto company across the street from the Armory where anyone, big or little may come to see him. When Santa starts north again on Wednesday evening he wants to take with him letters from all the little folks in Salem so he will have plenty of time to look them over before Christmas.

For the past five years the Capital Journal and the local Elks lodge have acted as Santa's repre-

## ITALIAN CUTTER SINKS WITH CREW

Messina, Sicily, Nov. 30.—(AP)—The Italian cutter Santa Antonio went down in a storm with her entire crew. Details are lacking, but it is believed that the cutter was on a mission to the coast of Sicily. The cutter was reported to have been on a mission to the coast of Sicily.

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