CIRCULATION
Daily average distribution for the month ending June 30, 1927
9808
Average daily net paid 9413
Member Audit Bureau of Circulation

Capital Journal

FAIR
tonight and Thursday. Warmer. Northwest winds.

Local: Max., 86; min., 53; river, —.5; atmos., cloudy; wind, north.

FORTY-NINTH YEAR, No. 165 | SALEM, OREGON, WEDNESDAY, JULY 13, 1927 | PRICE THREE CENTS ON TRAINS AND NEWS STANDS FIVE CENTS

ASK BUILDING CASE REHEARING

DEATH STEERS JAZZED YOUTHS WILD JOYRIDE

Three Dead and Two Dying as Result of Night Race in Stolen Car

Victims from 13 to 18 Years Old—No Liquor Found

Los Angeles, July 13.—(AP)—Youth today paid for fund with death.

Two 16-year-old and one 13-year-old boys were killed, and 16-year-old youth probably is dying, and an 18-year-old girl, driver of the jazz party's stolen automobile, also is not expected to live through the day.

Their automobile, speeding into the city from the beach at 2 a. m., leaped from the girl's control when she suddenly turned to avoid hitting another car, struck a curve, rolled over and over to crash into a front of a real estate office.

The dead:

RUBEN DIETCH, 16.
THEODORE HUMES, 13.
ISADOR GOLDBERG, 16.

Those unconscious from fractured skulls or other injuries, who hospital physicians do not expect to survive the day:

Betty Peck, 18, driver of the car.
Buster Myers, 16.

The party included another boy and girl, Norman Brill, 17, and Wilma Scheffler, 15, who were injured. Brill escaped with minor injuries.

The two girls and five boys gathered at Myers' home last night. He

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RAY GOODE IN BAD BECAUSE OF STAMP FRAUD

Ray Goode, of Salem, is apparently in bad with postal authorities.

Ray Ford Thayer Goode, alias Ray Carson, was arrested by federal inspectors at Los Angeles, Tuesday, according to press dispatches, charged with tampering with government stamps and fraudulent use of the mail.

Goode has been under indictment for several months and the federal authorities have been keeping a close watch for him during the past three months, local postal officials said. Wednesday morning.

Goode is a stamp collector of sorts, according to the officers, and conceived the idea of manufacturing a rubber stamp for the precancellation of government stamps, which he sold to other stamp collectors. From stamps that cost 5 to 15 or 20 cents, Goode would realize as high as a dollar. Use of the mail to sell the stamps and the doctoring of the stamps brought him grief.

The Salem address of Goode is 1136 Jefferson. His mother is employed at a local retail store.

FUNDS PLEDGED FOR PLAYGROUND

All but $45 of the $750 needed for the maintenance of the two playgrounds in Salem has been pledged, it was announced Wednesday noon by C. P. Bishop, chairman of the Rotary playground committee. The club went on record favoring the appointment of a committee to confer with the playground committee named by Mayor T. A. Livesley looking toward the inclusion of the playground costs in the 1928 municipal budget, relieving the necessity of club assessments.

Funds raised to date include $150 from the American Legion auxiliary $125 by the united war work campaign; $129.50 of the $150 promised by the Kiwanis club; $296 from the Rotary club, giving a total of $697.

Since opened this season there has been an average daily attendance of 275, of whom 210 were boys and 65 girls, at the Fourteenth street playground and an average daily attendance of 75 youngsters at the playground at the Lincoln school playground.

PLAYER KILLED BY A PITCHED BALL

Macon, Ga., July 13.—(AP)—Pete Mann, third baseman of the Macon baseball team of the South Atlantic association, was killed this afternoon when he was struck over the heart by a pitched ball, in a game with Asheville. Farrell was pitching. The game was called off.

GOOD EVENING

SIPS FOR SUPPER

By Don Upjohn

City park etiquette seems to demand that the grass be thoroughly watered on band concert days. It's so cooling and refreshing to the tired concert listener to sit in the newly watered grass—

If we owned a store here we'd put on a band concert special of rubber beeveedees for men and rubber bloomers for the other folks.

SALEM GREAT BREAD CENTER

Salem, we note, is becoming the bread center of the world. We have a cute little shop here entirely devoted to providing malts and yeasts for the construction of bread. With these malts and yeasts the bread may be made so light and airy that the crust is blown off instead of chewed off. The new shop provides facilities for every style of bread. It may be made in kegs or crocks or bottles, and the kindly store goes so far as even to provide the caps for the bread bottles. The home manufacture of bread has become one of the busiest of the local industries. Salem folk always did believe in boosting home products and by the wholesale manufacture of bread in basements in this manner the hop man is being materially helped. The only trouble with using so much bread is that when a slice of it is put into a glass the crust sometimes slops all over the living room floor and raises hob with the rugs. But who cares about a rug or two when there is plenty of bread in the house?

Press reports say that the earthquake in the far east has spread to Egypt and caused a movement in the streets of Cairo. Makes us think of old time carnival days—

It never used to require an earthquake to cause the Streets of Cairo to get a wiggle on.

Our correspondent at Hopewell sends in the following: "We hear that some ladies from Portland were in our midst Sunday gathering dog fennel to feed to their poodles. They were under the impression that whereas, catnip is good for cats, dog fennel is likewise good for dogs. They are welcome to the fennel."—

We think our photographer, Kennell, should keep the dog fennel about, as well.

PLEDGE OF FIDELITY TO TERRA FIRMA.

By Stoddard King

When people, here and everywhere
Begin to travel through the air,
And flit from place to place, then I
Shall stand and watch them whizzing by;
Whatever happens, I'll be found
With both flat feet upon the ground
Terrestrially muscle-bound.

My friends will cleave the heavens' haze
And get to London i.. two days,
Quite casually they will soar
To Belfast or to Singapore;
But if I wish to go that far
I shall prefer the jolt and jar
Of steamboat and of Pullman car.

The purpose of aerial flight
In sun or rain, by day or night,
Is not exalted or sublime—
It only saves a little time.
But I shall stay upon the earth
And slumber in a land-locked berth—
For that is all my time is worth.

Flight is an empty thing and vain,
I do not crave a private plane,
A street car or a bouncing flivver
Is better for the torpid liver;
Tread, if you will, an airship's deck—
I'll watch you till it strains my neck,
And hopefully await the wreck!

HIGHWAY OPENED TO CRATER LAKE

Medford, Or., July 13.—(AP)—The road to the Crater lake rim from Anna Springs, that has been subject to one-way traffic, owing to snow since the opening of the park, July 1, was opened at noon today, without any traffic restrictions. A warm sun has melted the snow rapidly and a force of men have completed the work. The road is in excellent condition and tourist travel is heavy.

DEAD IN QUAKE IN HOLY LAND EXCEED 1000

Palestine Towns Appear Like Cities of the Dead —Details Missing

Catastrophe Exceeds Any Disaster Since the Quake of 1837

Jerusalem, Palestine, July 13—(AP)—Nablus, ancient Samaritan center, 30 miles north of Jerusalem, and other towns in the Holy land, appear like cities of the dead, say reports which reached Jerusalem today, of the disastrous earthquake that rocked this and other regions Monday afternoon.

Latest official estimates of the casualties, place the dead in Palestine at more than 150 and in Trans-Jordania, at 100. The total injured is given as more than 500.

Unofficial figures are much higher, some estimates of the dead touching 1000. Up to the present, no American or Europeans have been reported among the victims.

Details from many of the affected places were being still awaited today, but the story of the fate of Nablus says it presents an awful spectacle of destruction. Scarcely a house in the old part of the town escaped. Some collapsed entirely, while others seem to be held together by a miracle.

High fretted buildings piled fantastically above narrow streets, col-

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SMITH TO FLY TO HAWAII, BACK THURSDAY MORN

Municipal Airport, Oakland, Cal., July 13.—(AP)—A round trip airplane flight between Oakland and Honolulu starting at 9 a. m. tomorrow, was the program announced today for Ernest L. Smith, civilian aviator, his navigator, Emory B. Bronte of San Francisco, and their little silver winged monoplane.

Smith and Bronte plan to land at Wheeler field near Honolulu, refuel, examine the plane and start back immediately for Oakland. Smith said he believed they would remain on the island but about two hours.

When Captain William Royle, Smith's manager, and Anthony Parente, his financial backer, told of this decision today, it caused a marked increase of interest about the fliers' camp.

"We are making a test flight today to try out the radio system and if that is all right, there will be nothing to stop us from hopping off tomorrow morning," Captain Royle said. "And there will be no turning back this time for a broken windshield, or any other trivial cause. This time we are going to make it."

On this flight, Smith will have more equipment than he had when he and Charles H. Carter of Los Angeles attempted their first Honolulu start, the day the army Fokker started. The Smith plane has aboard a life raft similar to the type carried by Commander Byrd, and which saved his crew in their forced landing off the French coast.

In addition, Smith will carry 600 meter radio set for both transmission and receiving. With this he will be able to communicate with passing ships.

Hill Line May Connect With Pacific and Eastern Logging Road to Medford

Medford, July 13—(AP)—The Medford Mail-Tribune will say today:

A railroad between Butte Falls, the eastern terminus of the Pacific and Eastern railroad, owned by the Owen-Oregon Lumber company, and the Hill lines in Klamath Falls, is "feasible, practical, presenting few heavy rock cuts, and within financial reason," according to James H. Owen, general manager of the Owen Oregon Lumber company, with head quarters in this city.

Mr. Owen, after questioning, reluctantly admitted that with a party of engineers, he had gone over the country between June 30 and July 5, last, and studied the topography and terrain, seeking possible rail routes.

"This trip had nothing to do with any other firm, and was made solely for our own information," said Mr. Owen.

Mr. Owen stated that from his observations on the trip, the most difficult stretch of territory lies between Butte Falls and the north, a distance of seven miles. This is largely through their timber holdings, where they contemplate a logging railroad line.

"The rest of the way is good going, with a minimum of rock cuts, and I don't think a half dozen trestles would be necessary," continued Mr. Owen. "There is one place in the Little Butte section, where the P. and E. surveyors make a

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Find 2 Wives But No Trace of Cecil Hawley

Chicago, July 13.—(AP)—Cecil Hawley, a civil engineer, who claimed to be the son of Congressman Hawley of Oregon, has left no trace, as far as known, since he vanished from Chicago some time ago, after which it developed that two women claimed him as their husband.

Mrs. Andree Marcelle Hawley, to whom he was married in La Porte, Ind., on December, 1922, has filed suit for an annulment. She had written to Hawley's relatives and in that way Mrs. Belle Hawley of Salem, Or., heard of her. She had been married to Hawley for a number of years and had two children. Whether Hawley obtained a divorce before

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INCOME TAX LOST BY 18,294 OFFICIAL COUNT

Governor Patterson's income tax proposal was defeated by an adverse majority of 18,294 in the special election of June 28, according to the official tabulation of the vote as announced by Secretary of State Kozer today. The vote on the measure was 48,745 for, 67,039 against. The officials count on the other measures and amendments was as follows:

Negro suffrage repeal—For 69,373, against 41,887.

Portland school tax amendment—For 46,784, against 55,817.

Criminal information amendment—For 64,956, against 38,774.

Legislators' pay increase—For 28,380, against 81,215.

Voters' registration amendment—For 55,802, against 49,682.

State and county officers' salaries—For 46,999, against 61,838.

County-city consolidation—For 49,309, against 57,613.

Veterans memorial amendment—For 25,180, against 80,476.

Tax limitation amendment—For 19,293, against 84,697.

Blue blank—For 31,957, against 70,871.

Nestucca bay closing—For 53,684, against 47,552.

3 NEW BRIDGES ABIQUA ROAD

Three new bridges replacing old ones and repairs on an old bridge are being made on the road up the Abiqua from Mt. Angel, Deputy Roadmaster Frank Johnson having a crew at work on the bridges now. The road up the Abiqua runs 16 miles from Mt. Angel to the rock deposits which were at one time being worked on a commercial scale. This rock has been used as a substitute for wood, being sawed up like wood and nails could be driven into it with facility and ease. It has not been worked commercially for some time.

Ben Funrue, who lives east of Silverton appeared before the county court today and asked that a bridge on a new road into Evans valley be widened. When the road was built the bridge was made only 12 feet wide and he stated that it was impossible to get farm implements and threshing machines across the bridge. Funrue lives in two road districts.

SKILL AS BARBER SAVES PRISON TERM

Portland, Ore., July 13—(AP)—Being a capable barber saved King Jackson, Multnomah county prisoner from going to the state penitentiary yesterday.

Jackson was indicted last December for forgery. Yesterday, he was permitted to plead guilty to a lesser count and will continue to function as head barber in the county jail. He is more than paying his way and his services have become invaluable, according to Deputy District Attorney Hammersley, who made the recommendation.

LOWDEN APPEALS FOR FARM RELIEF

Madison, Wis., July 13.—(AP)—The same forces which opposed the "radical" interstate commerce law when it was first proposed, are those which are fighting farm relief legislation, said Frank O. Lowden, former governor of Illinois, address the Wisconsin legislature.

These same forces, he added, now give the interstates commerce regulations full credit for the great prosperity of the railroad, and the same beneficient result has come from grouping the country's credit under the federal reserve act.

PEKING ASKS WITHDRAWAL OF JAPANESE

Verbal Protest Followed by Note Demanding Recall of Troops

Astonishment Expressed over Refusal of Japanese to Heed Protests

Peking, July 13—(AP)—The Peking government, after a verbal protest by the foreign office on Monday, has sent a note to the Japanese legation in which it demands the immediate withdrawal of troops from Tsinanfu and Tsingtao in the province of Shantung.

The note also demands the recall of any further troops sent to those cities and expressed the earnest hope for a satisfactory early reply.

The note, which was made public this afternoon, expressed astonishment that the protests of the Chinese government regarding the dispatch of Japanese troops to Tsingtao, have not received "due attention" by the Japanese government.

On the contrary, the note alleges, the Japanese took advantage of the defection of some of the troops of General Sun Chuan-Fang, the northern commander in Shantung, to dispatch Japanese troops to Tsinanfu from Tsingtao and to replace them with fresh troops from Dairen.

The note declares that the Jap-

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CLAIRE WINDSOR SEEKS DIVORCE BERT LYTELL

Los Angeles, July 13.—(AP)—The Examiner says Claire Windsor, film star, and Bert Lytell, stage screen actor, have separated, and that the question of a reconciliation would be discussed at a conference with attorneys today.

According to the paper, Miss Windsor, in a statement given out from the home of mother, where she went after leaving her husband, yesterday, said she and Lytell, with their attorneys, W. I. Gilbert and Michael Narlian, would meet today, and, if the marital rift could not be bridged ,a property settlement discussed and divorce proceedings started by the couple.

In her statement, Miss Windsor is quoted as saying the long absences of Lytell on vaudeville tours was the chief cause for the separation. She said that Lytell left her on a tour in August, 1926, and that she had seen little of him until his return, a month ago.

"Misunderstandings arise when people are separated that long," the actress said. Then, referring to the possible reconciliation, she added: "It is possible that we may patch this trouble up."

A break between Lytell and his wife long has been rumored in the film colony but had been consistent ly denied by the actor and his wife.

They were married at Jaurez, Mexico, May 14, 1925.

TRANSIENTS JAILED FOR AUTO THEFT

Roseburg, July 13—(AP)—Phillip Frank and James Preston, transients claiming to be on the way from Portland to San Francisco, were bound over to the grand jury here this afternoon on charges of auto theft. The two young men were arrested early this morning near Myrtle Creek, by G. A. Fitzpatrick and his brother, J. W. Fitzpatrick. The former, the owner of the car, stated that he was awakened shortly after midnight by the barking of the dogs, and ran out of the house in time to see Frank and Preston pushing his automobile towards the highway. He called to them and they ran. He returned to the house and dressed himself and called his brother and together they started in pursuit, overtaking Frank and Preston a short distance south of the Fitzpatrick place.

ELKS PICK MIAMI AS CONVENTION CITY

Cincinnati, July 13—(AP)—Miami, Fla., was selected as the 1928 meeting place for the Elks national convention, defeating Los Angeles, when the second poll was taken today Miami received 570 votes and Los Angeles 306.

Directs Traffic Blindfolded

Hayward Thompson, par-optic wizard, drove his automobile 87 miles through the congested traffic of Los Angeles in three hours and ten minutes on January 31st this year. He did it blindfolded. He is here pictured directing traffic at a busy corner, blindfolded.

Dozen Folds of Silk Cover Wizard's Eyes In Blindfold Stunts

The possibility of any light entering into the uncanny exhibition of Hayward Thompson, wizard of the blindfold, this coming Saturday when he drives his Chrysler "70" royal sedan through the congested areas of Salem and environs, alone and unaided, was precluded yesterday afternoon, when specifications for the bandage that will be used to obscure his normal vision and its mode of applications were announced by Hayward Thompson, his business manager, William G. Fisher and Messrs. J. E. Fitzgerald and H. T. Sherwin of the Fitzgerald-Sherwin Motor company 364 North High, and C. S. Belle, of the Gray Belle restaurant.

SPECIFICATIONS RIGID

The mask to be worn by Thompson, Saturday, will be a duplicate of the one that was used in Portland a week ago last Friday when the young man thrilled countless thousands of awe-inspired spectators. Twelve folds of black silk of sufficient breadth and thickness to cover the entire face from forehead to chin and the back of the head will be folded and pinned together

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ROBBERS GET $50,000 GEMS

Los Angeles, Cal., July 13.—(AP)—Diamonds declared worth $50,000 were stolen from a jewelry store safe here today by two young men who battered Sam Cohen, 58, a clerk, unconscious, with their revolvers.

Cohen was attacked just after entering the store. He had opened the safe to place the jewelry in the showcases. When he unlocked the store door to admit a negro janitor, the two holdup men stepped up from their waiting place in a nearby doorway. One of them struck Cohen down with a revolver butt, and the other at the point of a gun, ordered the janitor into the rear of the jewelry store.

The robbers cleaned the safe of diamonds and jewelry and while early workers passed the store, calmly walked to their automobile and escaped.

Cohen recovered consciousness as the pair were driving away. He said the robbers took all the diamonds and jewelry the safe contained and that they were worth around $50,000.

DUBLIN HUSHED O'HIGGINS FUNERAL

Dublin, July 13.—(AP)—Dublin was a city of hushed silence today as the body of Kevin O'Higgins, assassinated vice-president of the Free State council, passed through the streets lined with great crowds of mourners.

The body was taken from St. Andrews' church where a requiem mass was celebrated and was then carried to Glasnevin cemetery. So solemn was the procession that women wept as the body passed by and scores fainted from emotion and the heat of the day.

It was estimated that 500,000 Irish people, paying their last tribute to their stricken vice-president, watched the draped gun carriage which carried the body through the streets.

SENT TO JAIL FOR ALIMONY

Los Angeles, July 13—(AP)—Cullen Landis, motion picture actor, was sentenced to five days in jail here today, for failing in his alimony payments to his divorced wife, Mignon Lebrun Landis.

Superior Judge Robert H. Scott, who sentenced Landis about noon, gave the actor until 2 p. m. to arrange his affairs and present himself at the county jail for his term behind the bars.

Judge Scott, in passing sentence in a legal argument that has been before the courts off and on for months, said: "I see no redeeming feature in this case. The defendant has apparently not made good use of money he has earned."

Tripartite Naval Conference Convokes Plenary Session To Assure Unity of Purpose

Geneva, July 13.—(AP)—The delegates to the tripartite naval conference today decided to convoke a plenary session tomorrow at 3 p. m.

Tomorrow's plenary session was arranged, it was learned, in order that assurances can be given that the negotiations are continuing in the friendliest manner.

Hugh S. Gibson, head of the American delegation, probably will pay tribute to Kevin O'Higgins, Irish Free State minister, who was assassinated Sunday.

The atmosphere at Geneva today was most friendly, although a meeting, which was held today, did not result in any agreement on the cruiser problem, the Japanese insisting that they must have real limitation.

Chief interest at the meeting centered at the question of cruisers and Japan's announced intention to sign no treaty which involves the expansion of the Japanese navy.

In the meantime, the Japanese suggestion that the United States and Great Britain negotiate a treaty between themselves, has awakened no enthusiasm in American circles.

First of all a treaty making 400,000 tons as the limit of cruiser strength of Great Britain and the United States, is not to the liking of the American delegates because it means expansion of the American navy. If it were accepted as a compromise, it is believed that any bilateral convention would not achieve the objects for which the conference was originally convoked.

Moreover, it is regarded as difficult for Great Britain and the United States to tie their hands by a treaty with Japan free to do as she wishes, and to concentrate naval building in any one category as, for

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COURT RULING DEMORALIZES STATE FINANCE

Decision on $600,000 Building Prevents State from Going into Debt

Building Program Knocked Out and Borrowing of Money Prevented

Because it is believed the opinion of the supreme court yesterday nullifying an act of the 1927 legislature whereby the state would be authorized to build a $600,000 office building with funds borrowed from the state accident commission will throw state finances into an extremely chaotic condition, it was virtually decided by the state board of control today to ask for a rehearing of the case. It was discussed informally at a session of the tax commission.

Inasmuch as the opinion, in which four members of the court dissented, is based on a constitutional provision that the state may not go into debt over $50,000, state officials see the following dire possibilities which they believe will result if the opinion stands:

It may knock out a total of some $1,100,000 in appropriations voted by the legislature and approved by the governor, but which are in excess of visible state revenues.

It may nullify the Hare bill authorizing the state treasurer to bor-

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TAKES 18 DAYS TO DRIVE OVER OUR HIGHWAYS

In order to drive over the entire state highway system it would be necessary to drive 30 miles an hour eight hours a day for 18 days, Roy A. Klein, state highway engineer, told the Rotary club Wednesday noon in speaking on the development of the highway program in Oregon. The system now embraces 4500 miles with an additional 45,000 miles of public roads not improved. Of the highway system 900 miles are paved, 2500 graveled, 300 graded and 900 not yet improved. Oil has been placed upon much of the graveled road. To date the developments have cost $100,000,000, of which $10,000,000 were contributed by the government and $12,500,000 by the counties.

Through the development of the system many resorts have been thrown open to the public and scenic spots opened, Klein declared. Included in the greater attractions are Crater Lake, Oregon Caves, Klamath lakes, Lava Caves near Bend, McKenzie highway, Mt. Hood loop, Roosevelt highway, beach high ways and Wallowa lake. The Roosevelt highway, though of crushed rock, will cost more than the Pacific highway which is paved, he said.

The state highway department is a valuable asset to Salem, Klein said in closing. The shops employ 75 men the year around with an additional office force of around 50. Nearly 1000 men are on the payroll throughout the state while at times of the year when construction is heavy as many as 3000 men are given employment.