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Capital Journal

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28 Ford Truck..... 315

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WATER COMPANY OREGON-WASHINGTON Water Service company, Offices corner Commercial and Trade streets, Bills payable monthly, Phone 4181.

LEGALS

NOTICE OF HEARING FINAL ACCOUNT

IN THE COUNTY COURT OF THE STATE OF OREGON FOR MARION COUNTY.

In the Matter of the Estate of ALBURNHAM BARBAUGH, Deceased.

Notice is hereby given that the Final Account of Ethel Noack, Executrix of the Estate of Alburnham Barbaugh, deceased, has been filed in the County Court of Marion County, Oregon, and that the 22nd day of July, 1932, at the hour of 10 o'clock a. m. is hereby appointed by the Court for hearing objections, if any, to said Final Account, at which time any person interested in said estate may appear and file objections thereto in writing and contest the same.

Witness my hand and the seal of said Court, this 14th day of June, 1932.

R. H. Bassett, Attorney for Executrix, 406 Guardian Bldg., Salem, Oregon.

June 21, 1932; July 7, 14, 21

NOTICE OF HEARING OF FINAL ACCOUNT

IN THE COUNTY COURT OF THE STATE OF OREGON FOR MARION COUNTY.

In the Matter of the Estate of ALBERT R. NOTH, Deceased.

Notice is hereby given that the undersigned as Executor of the estate of Albert R. Noth, deceased, has filed his Final Account of the estate of Albert R. Noth, deceased, in the County Court of Marion County, Oregon, and that the 15th day of August, 1932, at the hour of 10 o'clock a. m. of said day and the court room of said Court has been fixed by said Court as the time and place for the hearing of objections thereto and the settlement thereof, at which time any person interested in such estate may appear and file objections thereto in writing and contest the same.

Dated this 13th day of July, 1932.

ALBERT F. NOTH, Executor of the Estate of Albert R. Noth, deceased.

Date of first publication, July 14, 1932

Notice is hereby given that the undersigned as Executor of the estate of Albert R. Noth, deceased, has filed his Final Account of the estate of Albert R. Noth, deceased, in the County Court of Marion County, Oregon, and that the 15th day of August, 1932, at the hour of 10 o'clock a. m. of said day and the court room of said Court has been fixed by said Court as the time and place for the hearing of objections thereto and the settlement thereof, at which time any person interested in such estate may appear and file objections thereto in writing and contest the same.

Dated this 13th day of July, 1932.

ALBERT F. NOTH, Executor of the Estate of Albert R. Noth, deceased.

LEGALS

NOTICE OF INTENTION TO IMPROVE WILBUR STREET FROM THE EAST LINE OF COTTAGE STREET TO THE WEST LINE OF WINTER STREET IN THE CITY OF SALEM, OREGON.

NOTICE IS HEREBY GIVEN, that the Common Council of the City of Salem, Oregon, deems it necessary and expedient, and hereby declares its purpose and intention to improve Wilbur street from the east line of Cottage Street to the west line of Winter Street in the City of Salem, Oregon, at the expense of the abutting and adjacent property, except the street and alley intersections, the expense of which will be assumed by the city of Salem, Oregon, by bringing said portion of said street to the established grade, constructing Portland cement concrete curbs, and paving said portion of said street with a six inch Portland cement concrete pavement, thirty feet in width, in accordance with the plans and specifications therefor as approved by the common council on July 14, 1932, now on file in the office of the City Recorder, and which are hereby referred to and made a part hereof.

The Common Council hereby declares its purpose and intention to make the above described improvement by and through the Street Improvement Department of the City of Salem, Oregon.

By order of the common council of the City of Salem, the 18th day of July, 1932.

MARK POULSEN, City Recorder. Date of first publication July 19, '32. Date of final publication July 30, '32.

Continuation of—BANDIT LOVE

(From page one)

and proper for lovers. No sooner had policeman removed the steel bracelets from Ray's wrists than the happy pair were sitting with fingers interlaced, billing and cooing like turtles, and never a darn did they care for the vulgar stares of a room full of folks.

They listened closely while Judge Hayden recited the ritual which is known technically as legal rights.

"Do you want to consult an attorney?" the judge asked.

"You sure," answered the bronzed gallant, dapper still in spite of no recent visit to a barber. Edna looked up into Ray's eyes and smiled approval.

"And how about you? Do you want a lawyer?" the court barked at the lissome lady.

"You bet I do," Edna said.

Judge Hayden was called to the telephone. Taking advantage of the interruption Ray and Edna allowed their lips to meet in a delicate kiss, and Ray patting Edna's hand.

"Have you money with which to employ an attorney?" asked the court.

Edna answered, "Yes, we have money. Anyway we did have it, but they took it away from us at the police station and said we couldn't use it," she pouted.

"Well now that depends on whether it's your money or someone else's," chuckled the court.

"Money is pretty hard to identify," Edna softly brushed dandruff or something from Ray's shirt collar, and Ray kissed Edna's hand.

Ray spun the local lawyers and said he wanted an attorney from Portland.

"Who do you want there?"

"Tom Galloway," was the answer. Phillips was allowed to talk to Garland on the telephone, and on this end of the wire the conversation was intimate, like two old college chums. Garland is to be here when the plea is made, and there was talk of a preliminary hearing, so it is presumed they will plead not guilty.

Ray kissed Edna's hands some more, and patted her lovingly on the knee, then the handcuffs were again put on his wrists and they were led back to jail.

Continuation of—MURDER JURY

(From page one)

guilty to murder in the second degree and will be a state witness against Poe and also Ripley, who goes on trial next Monday morning.

Poe will testify in his own behalf.

Acting upon the request of his client Attorney Paul Burris asked in his opening statement that Poe either be given the extreme penalty for first degree murder or acquitted.

Facts in the case were marshaled before the noon recess by Lyle J. Page, deputy district attorney. The state contends that Poe, Manning and Ripley came from Portland to the Wheatley farm about a mile east of the Big Chief service station north of Salem where Ripley was living. The trio left Wednesday the day on the banks of the Willamette river, returning to Salem the night of May 1 and stealing a car from the Sims' place at 2315 Hazel avenue, then going to Silverton where it was planned to rob the Club pool hall on Oak street. It was while engaged in preliminaries to the contemplated robbery that the trio were surprised by Officer Iverson who was slain. The stolen car, found later near The Dalles, was found to bear fingerprints identified as those of Manning's. The case is expected to go to the jury Saturday.

The jury, accompanied by privately owned automobiles carrying Presiding Judge Fred Wilson, of The Dalles, the prisoner and officers and attorneys, made the trip by special motor coach, visiting the Sims' home, the Wheatley farm and the scene of the slaying. They were also taken over the alleged route taken by the trio in flight from the death spot. Their attention was directed to the marks on the front of the pool room, the position of the body when found, the street light at the intersection and the window from which Larry Austin, attracted by the sound of a shot and shattered glass, saw the light sedan whirl around the corner from Oak to Water street.

Selection of the jury was completed as court adjourned Wednesday afternoon with eight men and four women to decide Poe's fate. Two alternates were also seated. The original venire was exhausted and a special venire of ten names necessary to fill the jury box. The defense exercised all of its preemptory challenges and the state six.

The jury, as completed, is composed of Merle Ramp, housewife, Brooks; Harold E. Brunk, auto wrecker, Salem; Basil H. Zell, fruit man, Salem; Richard Harrison, farmer, East Gervais; Clarence W. Stacey, fur breeder, Sublimity; Pearl M. Klinger, housewife, Salem; Lena Dimsa, housewife, Fairlie; Carl E. Hechler, housewife, Salem; Jesse A. Crabbe, farmer, East Salem; E. S. Coates, farmer, Turner; Harry V. Booker, clerk, Detroit, and R. D. Hulsey, farmer, Salem. Alternates are Sam Adolph, landlord, Salem, and Mark D. Ellis, retired merchant, Salem. Challenged or disqualified to serve because of personal prejudice against capital punishment or opinions were William T. Hogg, Joseph Berni, Laura W. Holder, Ada S. Hill, Clara Goetz, D. L. Shrode, Edna L. Williams, Margaret Martin, Edward E. Bengs, Rosa Cole C. D. Oppen, Lena D. Grabenhorst, William H. Dancy, Laura Arpe, Georgia D. Shearer, Rita Wolfe, W. T. Hughes and Paul Johnson.

Men and women subject to jury duty who are on the panel who were prejudiced against capital punishment were excused by Judge Wilson from being in court next Monday as the objections raised by the Poe trial will also be brought out at the Ripley trial. A few who have expressed opinions will be subject to service next week, the remainder not to report to the court until notified by the sheriff.

Speculators who filled every seat, stood around the walls, blocked the doorway got a "break" at the start of the afternoon session when Defense Counsel Burris moved for the exclusion from the courtroom of all witnesses, both for the state and the defense. The places they

Continuation of—BANDIT LOVE

(From page one)

affairs of the department have drifted or not Governor Meier is now being credited with a desperate endeavor to straighten the tangle out.

Failure of the commission at its meeting in Portland yesterday with two members present to act on a prepared resolution calling for the sale of \$2,000,000 in 20-year bonds, and its action in calling a special meeting to be held here July 29, is considered indicative of a determination on the part of the governor to have a new commissioner on the job by that time.

Whatever else may result from the bungling manner in which Governor Meier has handled the highway commission during his administration—the resignation of Scott and the factors entering into his retirement have aroused an agitation, principally in Portland, for a change in the method of appointing and removing highway commissioners. Among certain members of the legislature active discussion of plans for assuring more permanency and less politics in the administration of highway affairs is going on.

One suggestion heard is that appointment of members of the highway commission be taken out of the hands of the governor and the offices be made elective. Because of its political angles this plan is meeting with serious objections in other quarters, its opponents pointing out that to make the commission elective would be to precipitate it directly into politics. They point to the non-political record of the commission for 13 years prior to the Meier administration as proof that appointive commissions can be kept free of politics.

This plan involves a proposal that commissioners be elected on a non-artisan basis, one commissioner from each of the three congressional districts. Another objection heard to it is that it would be impossible to get high-type men to undertake campaigns for election.

Another scheme offered is that members of the commission be left appointive by the governor, but that the executive be permitted to remove them from office for cause only on charges preferred in writing and heard and determined by a standing legislative committee or by the supreme court.

A third suggestion heard is that the highway commission be reduced to a single commissioner appointed by the governor with the approval of the state senate, that the commissioner's tenure of office be made indefinite to insure a permanence of policy during proper conduct of the office, and that removal of the commissioner be only for cause determined by an impartial court of some kind.

Continuation of—GOVERNOR FINDS

(From page one)

manhood of the body, a post which will require practically all of his time in view of the involved condition of the department's finances, the heavy program of work under way and the prospect of an extremely emergency relief program during the fall and winter under the provisions of the federal relief act. It has been strongly indicated by both Carl Washburne and E. B. Aldrich, the two remaining commissioners, that they cannot afford to give the time from their private interests necessary to properly perform the duties of chairman. It will be recalled that Scott gave all of his time to the commission business during the time he was on the commission and spent considerable of his own money in traveling about the state.

A third consideration that will cause qualified men to hesitate in accepting the appointment is the complicated nature of the emergency relief problem that has been foisted upon the commission and the difficulties that lie ahead incident to reconciling the interests of those who pay the highway bills with the demands of those demanding extensive relief operations along with the business practices. In this connection it must be remembered that the money for relief operations, whether it be secured from the federal government or by issuance of more state highway bonds, must eventually be repaid and will constitute a heavy obligation against future highway revenues.

To some men who might otherwise be induced to accept the job the governor's past insistence upon the sale of more bonds is also said to be an unacceptable condition.

Operating still further to rob the attraction of the attraction is the discouraging prospect of curtailed finances commencing next year, while fixed charges against the highway fund for maintenance, necessary reconstruction and bond obligations are constantly mounting together with demands for new construction. The recent agitation for installment payment of automobile license fees, along with existing economic conditions has made it virtually certain that drastic reductions in license fees will be demanded of and probably secured from the legislature next January.

In view of the recent addition of one cent to the amount of the gasoline tax by the federal government, it is there much assurance of any increase in the state gasoline tax to cover for the loss in license fee revenues.

In all quarters it is admitted that the highway situation is critical and whether he is responsible for the condition into which the vacated were quickly filled.

After a lengthy conference with District Attorney Carson and Chris J. Kowitz, who will defend Robert Ripley, it was decided to summon the venire Tuesday instead of Monday morning as had previously been determined.

Following Mrs. Iverson, who merely testified as to the last time she had seen her husband at home and alive until she saw his body at the undertakers May 3, June Drake, Silverton photographer, took the stand. Drake obtained numerous detailed photographs of the crime immediately after its commission and before the removal of the body.

Continuation of—BANDIT LOVE

(From page one)

Robinson—Mrs. Allie Belle Robinson died at Dallas Wednesday, July 20 at age of 61 years. Survived by widower, S. Grant Robinson, Salem; a daughter, Mrs. Andrew Vincent of Eugene; Mrs. Leo Graber, Salem, Mrs. E. A. Brown, Salem and Miss Loretta Robinson, Salem; 3 sons, Fred, George and Horton and LeRoy of Portland; sister, Mrs. Dora Hamilton of Portland; and 7 grandchildren. Funeral services will be held Friday, July 22 at 10 a. m. from the chapel of Clough-Barrick company, Interment Belcrest Memorial park.

Both—in this city, July 21, Gottlieb Ruth, former resident of route 1, Salem, survived by the following children: Mrs. Iva M. McClane of Portland, Mrs. Vera E. Bartell of Salem, Miss Ruth of Salem. Funeral services Saturday, July 23 at 1:30 p. m. from the chapel of W. T. Rigdon and Son, with Rev. Galloway officiating. Interment Le Mission cemetery.

MARRIAGE LICENSES Dallas—To John D. Steiner, 28, of Silverton and Anna Hiebert, 21, Dallas.

Continuation of—HOOVER WET PLANK

(From page one)

leaders pointed out here a few days ago in citing candidate's records.

If President Hoover takes this position, the republican party then will be able to point to a candidate who leans toward the dries and a platform that offers those who want a change an opportunity to vote on the question.

The chief executive is devoting much attention to the phrasing of his declaration on prohibition in the acceptance speech. Dries are anxious, Mr. Hoover has talked with several, but has given no final indication of what he is going to say. "Wets" in the party, evincing the eastern industrial states, are urging a flat-footed stand on the party platform. It is a delicate and ticklish political problem.

Many members of congress—and those who aspire to congress—likewise are waiting upon the chief executive. Despite the wave of anti-prohibition sentiment which all but engulfed both party conventions, many congressmen are finding their districts are still opposed to any change in prohibition. This applies mostly to the middle west, long a republican stronghold, and to the democrats in the south.

If the president would give the perplexed republican congressmen some "out" on the platform, their worries would be lessened.

Some republicans will run as dries, bolting the party platform, because their districts are pro-prohibition. But in some districts the tide of sentiment runs so close it is doubtful which way the majority lies.

Some congressmen from doubtful districts do not know what to do. They are returning home to sound out sentiment. Meanwhile, they will keep very quiet on prohibition.

Continuation of—REMOVAL OF VETS

(From page one)

ordered returned by noon of August 1.

Evacuation of government owned buildings within the city was ordered by midnight tomorrow. Not only does the order apply to public buildings and grounds but also to private buildings occupied without consent of the owners. Even where the buildings may not be occupied unless they are in proper sanitary condition.

Washington, July 21 (AP)—The treasury department today issued orders for evacuation of all government buildings along Pennsylvania avenue, now occupied by members of the bonus army.

The order also instructed police to clear out adjoining vacant lots where the men have built crude shelters.

Pelham D. Glassford, superintendent of Washington police, today plans for the evacuation late today. At the veterans administration office, members of the bonus army continued to seek transportation home. At 9 a. m. today, railroad tickets or oil and gasoline had been furnished to slightly more than 4000.

Roy W. Robertson, leader of the California contingent, indicated today