

Capital Journal

Salem, Oregon

Established March 1, 1868

An Independent Newspaper Published Every Afternoon Except Sunday at 136 S. Commercial Street. Telephone 4681. News 4682

GEORGE PUTNAM, Editor and Publisher

SUBSCRIPTION RATES

By carrier—10 cents a week; 45 cents a month; \$5.00 a year in advance. By mail in Marion, Polk, Linn and Yamhill counties, one month 50 cents; 3 months \$1.25; 6 months \$2.25; 1 year \$4.00. Elsewhere 90 cents a month; 6 months \$2.75; \$5.00 a year in advance.

FULL LEASED WIRE SERVICE OF THE ASSOCIATED PRESS AND THE UNITED PRESS

The Associated Press is exclusively entitled to the use for publication of all news dispatches credited to it or otherwise credited in this paper and also local news published herein.

"With or without offense to friends or foes I sketch your world exactly as it goes." —Byron

The "Unwritten Rule"

In advocating the election of C. M. Inman of Salem, its hand-picked candidate for circuit judge of the third judicial district, over the incumbent, Judge L. G. Lewelling of Linn county, the Salem Statesman attacks the "unwritten rule" by which one judge should be chosen from each of the counties of the district. It says:

If we examine this so-called "unwritten rule" we will find first it has no legal standing; second it probably had no genuine origin; and third it has no present validity. Certainly no group of lawyers or citizens could bind the voters in their rights of suffrage. And we have not learned of any persons who confess to have such a private understanding. Years ago there were times when both judges of this judicial district were Salem men: Judges Burnett and R. P. Boise at one time and Judge Burnett and Judge Galloway later.

The facts do not bear out this assertion. Many years ago it is true that two Salem men sat on the bench of the third judicial district—but it was not the same district then as now. The district then comprised five counties, Marion, Linn, Yamhill, Polk and Tillamook, and the judges covered the circuit, holding court in the five county seats. In 1913 the present third judicial district was created comprising Marion and Linn counties. Polk, Yamhill and Tillamook were detached and formed the 12th judicial district. In 1915, Tillamook was detached from this new district and with Washington formed the 19th judicial district. The original third district has been divided into three districts.

Ever since the creation of the present third judicial district the "unwritten law" of selecting one judge from Marion and the other from Linn has been observed, Judges Bingham and Kelly being the first selections, and their successors being likewise from the two counties and the rule has never been questioned before by either the governor or electorate. This is to the advantage of litigants, members of the bar and the judiciary, as there is always a judge available in emergency at each county seat, and one acts for the other when necessary. It is in the public interest that the present arrangement continue.

The Statesman is right when it says the position of circuit judge should command the services of the ablest, fairest, most competent of the men who are available, and on these grounds Judge Lewelling alone is entitled to reelection, for during his brief term, his decisions have proven able, fair and competent. He is not only versed in the law and its practice, but in its interpretation. He has an excellent record as county prosecutor. On the other hand, Mr. Inman is without judicial experience, his appearances in court have been few and far between, and the fact that he has long been a teacher in Willamette law school does not necessarily qualify him for the bench.

Straw Ballots

Straw votes may or may not be significant of the trend of public opinion, but the significant thing about them this year is that the results all tend in one direction—the overwhelming election of Roosevelt, hence those partisan papers that gave them front page and editorial prominence four years ago, are burying them in curtailed form on inside pages. There are a score of these straw votes being taken, some of huge proportions, some by republican and some by democratic papers but they all reflect a political upheaval.

The most extensive of these polls is that conducted by the Literary Digest. A total of 2,617,185 ballots have been tabulated from 48 states in its current issue. Governor Roosevelt receives 1,473,446, or 56.30 percent, a gain in percentage from the 50.7 tabulated a week ago, and President Hoover gets 973,367, or 37.19 percent as against 40.8 percent a week ago. The remainder are for candidates of minor parties. Thomas receives 4.86 percent of the vote cast.

Roosevelt is carrying 41 states and Hoover 7, the New England states and New Jersey. On the basis of the electoral college, a division of the current balloting would give Roosevelt 474 electoral votes to Hoover's 57.

The figures are significant, for they give Roosevelt a clear majority over all the candidates combined. A candidate who has a poll of nearly a million and a half votes in 48 states, three weeks before election is clearly in an advantageous position. The advantage is the more impressive when the percentage of variation between the Digest poll and the final electoral count in 1928 is considered. In that year the Literary Digest poll was wrong by only 6 percent—after being corrected for a 6 percent error in favor of Hoover because of the way the list of voters are made up, from telephone directories, auto registrations and other lists of the comparatively well-to-do.

The most interesting feature revealed by the straw vote is the way party lines are being crossed, Roosevelt receiving 37 percent of his strength from former republicans, 48.9 percent from democrats and 14.8 percent from new voters. Hoover obtains 80.6 percent from republicans, 6 percent from democrats and 13 percent from new voters. In a dozen states, Roosevelt is polling more republican than democratic votes.

It is apparent that unless some unlikely and unexpected event occurs, Roosevelt's election is assured, for students of politics agree that few votes are changed so late in a campaign like this. As a matter of fact a democratic landslide was clearly indicated as long ago as 1930 when the republicans lost the house of representatives and most of the governors.

RADIO MAN VISITING Silvertown—Carl Schantz, who is on a 90-day furlough from his government four-year enlistment in the United States radio branch of the aviation department, is a guest at the home of his brother and sister-in-law, Mr. and Mrs. Ray Schantz, for a few days.

SEVEN IN GLEE CLUB Station—The boys' glee club, which, according to Miss Ireland, is "progressing nicely," is practicing "Peggy O'Neil," "When Your Hair Has Turned to Silver," "My Shanty in Old Shanty Town," "On the Road to Mandalay," and "Can't You Hear Me Callin' Caroline." The boys now in the glee club are the following: Roy Crabtree, Donald Champ, Alexander, Delbert Christman and Ivan May.

It Just Seems Like Everything Is Going To Pieces



Literary Digest Poll Gives Hoover 7 States And 41 For Roosevelt

Roosevelt is leading Hoover by slightly over 3 to 2 in the fifth week's tabulation of The Literary Digest's nationwide presidential poll for which returns from all 48 states are reported in tomorrow's issue of the magazine.

A total of 2,617,185 ballots are tallied in the current returns. Governor Roosevelt receives 1,473,446 of these, or 56.30 per cent, and President Hoover gets 973,367, or 37.19 per cent. The balance is divided among the five minor candidates with Norman Thomas receiving 4.86 per cent of the total vote cast.

The 19 new states reported in this week's compilation include Florida, Maryland, Minnesota, Missouri, North Carolina, Oklahoma, Texas, Virginia, Washington and Wyoming. All are voting for Roosevelt.

Hoover is carrying the seven states of Maine, Vermont, New Hampshire, Massachusetts, Rhode Island, Connecticut and New Jersey. Roosevelt is ahead in all of the 41 other states.

On the basis of an electoral college vote a division of the current balloting would give Roosevelt 474 electoral votes to Hoover's 57.

The voting in New York is closer than in any other state, making the outcome here doubtful at this time. Roosevelt is polling 159,428 votes to Hoover's 148,796.

A close race is also evident in Delaware, where Roosevelt has a plurality of only 202 votes out of a total of 5,682 cast in the state.

Hoover made slight gains in the poll during the week in California and Rhode Island. The voting in all of the other 36 states previously reported has changed only fractionally since the last report. The balloting from the 10 states for which first figures are reported furnish the bulk of the lead which Roosevelt gains of the week.

The returns from "state unknown" divided 59.47 per cent for Roosevelt and 33.60 per cent for Hoover, which is slightly in excess of the democratic candidate's ratio for the country as a whole.

The polling of the District of Columbia, which has no official election shows Roosevelt receiving 4,784 votes to Hoover's 3,277.

The Oregon ballot is Hoover 6,457, Roosevelt 12,000, Thomas 771, Reynolds 47, Coxy 34, Upshaw 113, Foster 114, miscellaneous 95. Of the Hoover vote, 5,178 came from republicans, 312 from democrats, and 966 from new voters. Of the Roosevelt vote 5,909 came from republicans, 4,278 from democrats and 1,721 from new voters.

Churches

- SOUTH SALEM FRIENDS—S. Commercial at Washington. Chas. C. Hayward, pastor, Sunday school 10 a.m. Helen F. Jones, supt. Morning worship at 11. Sermon: "Elder Brother Christians." C. E. meeting at 6:30. Evening worship at 7:30. Mrs. Margaret P. Elliott will give a report of her visit to Friends Meetings in the central states. Thursday 7:30 p.m. meeting for prayer, praise and Bible study.
- HIGHLAND FRIENDS—Highland and Church streets, Glen Rindard pastor. Sunday school 9:45 a.m. E. M. Beckert, supt. Preaching at 11 a.m. and 7:30 p.m. Junior C. F. 5:30 p.m. Services and intermissions 6:30 p.m. Evening preaching service at 7:30 p.m.
- FIRST CHURCH OF THE NAZARENES—12th and Center. Rev. Fletcher Galloway, pastor. Sunday is Italy day. The pastor will speak from the following subjects: At 11 a.m., "We

The National Whirligig

News Behind the News By Paul Mallon Washington — The trouble with Europe is that Germany has France on the run and knows it. That is the secret behind recent unfathomable developments there. It explains why the scheduled disarmament agreement encountered delays, why promised French concessions have not brought results.

It sounds like French propaganda, but comes from too interested a source to bear that label. The view was brought to the high administration circle here by a man commissioned to investigate the European situation unofficially. It threw a scare into those who had high hopes of peaceful solution of affairs in Europe.

As analyzed by this administration adviser, German diplomacy is undergoing a change. World sympathy has been for her and against France in recent years. Everyone knew that French security was the obstacle to settlement of reparations, disarmament and other developments desired internationally. It appears now that with France ready to get into line Germany is getting cocky.

The investigator reported incidents at 7:30, prayer meeting and Bible study. PHRESYTERIAN—Winter and Chemeketa Sts. Grover C. Birtch, D.D. pastor. Church school at 9:30. L. M. Ramage, supt. Morning worship at 11. Sermon topic: "This is the Will of God." From Epiphany's "Bonds, Age Came." Solo, Richard Smart: "O Troubled Heart, Be Still." At 6:30 p.m. Christian Endeavor societies. At 7:30 evening praise. Pastor will speak on "Lost Opportunities." Anthem: "Holy, Holy, Holy, Lord God Almighty."



Feather Light Wool Frocks

\$13.50 SALESMAN'S SAMPLES

You'll like the built-in smartness of these new wool frocks... there's style in every stitch! With scarcely two alike, because they are samples of a manufacturer's line, you'll enjoy choosing qualities such as these at only \$13.50. Come shopping tomorrow and visit through our apparel departments on the 2nd floor.



ODDS & ENDS For Saturday

- Up-to-the-Minute Styles—First Quality Merchandise —BE HERE EARLY—
- WOOL SKIRTS—Made of the heavier materials, ideal to wear with leather coats ..... 1.95
- KNITTED DRESSES—Fine for school and office wear, no we haven't made a mistake, the price ..... 69c
- SILK DRESSES—Odds and ends of silk crepe dresses, all on one rack, choice ..... 5.75
- COATS—New Fall materials in black, with lavish fur collars and fur cuffs... 9.65
- WOOL FROCKS—There are two racks of these stunning fall creations, wonderful values— 4.75 9.75
- SILK DRESSES—A few odd dresses in printed silk crepe de chine, we will clear them ..... 2.95
- NEW SPORT SCARFS in silk and box weave wools, new fall shades ..... 49c
- BAGS—Genuine leather bags with coin purse and zipper compartment ..... 95c
- SWEATERS—Kiddies' pullover and coat style sweaters, heavy and medium weaves ..... 1.00
- SOFTIES—Berets, tams and wool hats, all of our higher priced styles included : 49c
- HATS—Ladies' new winter hats, the brims go up, the price goes down ..... 1.95
- LEATHER COATS—Our entire rack of leather coats in suede and capeskins, choice ..... 4.95
- SWEATERS—Women's sweaters, high colors, round and V-neck pullovers, Choice ..... 1.00
- KNITTED SUITS—All odds and ends in our knitted suits grouped on one rack for ..... 2.95
- UNDIES—A whole table of odds and ends, slips, rayon panties, stepins, both tailored and lace-trimmed. Choice ..... 79c
- KIDDIES' UNDIES—Odd lot of cotton union suits, rayon panties, stepins, etc. 3 for 1.00 35c