

Circulation
Daily average distribution for the
Month of January, 1935
10,510
Average daily net paid 9798
Member Audit Bureau of Circulations

Capital Journal

Weather
Unsettled, occasional rain tonight
and Thursday, at times gales off
coast.
Local: Max. 47, min. 35; rain 1.19
in. River 3.8 ft. Cloudy, southerly
wind.

47th YEAR, No. 38 Entered as second class matter at Salem, Oregon
SALEM, OREGON, WEDNESDAY, FEBRUARY 13, 1935 2 PRICE THREE CENTS ON TRAINS AND NEWS STANDS—FIVE CENTS

WILEY TELLS OF MACON'S CRASH

JURY PONDERS OVER FATE OF HAUPTMANN

Court Instructions Call
For Murder Conviction
Or for Acquittal

Defense Takes Objec-
tions—Jury Sends for
Magnifying Glass

Flemington, N. J., Feb. 13 (AP)—The jury deliberating the fate of Bruno Richard Hauptmann, charged with murder in the Lindbergh kidnaping, requested a magnifying glass at 3:30 p.m. today.

(Copyright, 1935, by Associated Press)

Flemington, N. J., Feb. 13 (AP)—The jury trying Bruno Richard Hauptmann for the kidnaping and murder of Baby Charles A. Lindbergh, Jr., began its deliberations today after being instructed that it could render three possible verdicts—murder in the first degree, the same with recommendation for life imprisonment, or acquittal.

The final charge of the court paid particular attention to the disputed reliability of the important state witness, Dr. John F. (Jafse) Condon and Amandus Hochmuth, and to the defense theories that a gang

(Concluded on page 8, column 4)

MERRIAM FOR F. D.'S PROGRAM

Los Angeles, Feb. 13 (AP)—Governor Frank P. Merriam last night championed the relief program of the Roosevelt administration in an address before the Los Angeles county republican assembly gathered at a Lincoln birthday observance.

"I want it known," said Governor Merriam, "that I am in very earnest cooperation with the president. I am supporting him in his program."

"You may say that it is a strange attitude for a republican to take. But we have the job of solving the greatest problem with which we've ever been confronted, that of our unemployment, and we cannot do much by going off on a program of our own."

"No matter what some republicans say, the governor continued, 'I am going to continue to cooperate with the president in his program.'

"I shudder to think what might happen in California if the federal government should suddenly stop its contributions to the relief of California unemployment."

TOWNSENDITES ASK EKWALL TO RESIGN

Portland, Feb. 13 (AP)—Declaring Congressman W. A. Ekwall of Portland had deceived adherents of the Townsend old age pension plan into believing he favored this legislation, whereas he does not, a Townsend club here has demanded that the third district representative resign.

C. E. Hansen, state manager of the Townsend organization, announced action on the resolution which took note of Ekwall's recent speech in the house opposing the Townsend plan. The club members declared Rep. Ekwall apparently supported the plan here before going to Washington.

WEALTHIEST GIRL MARRIES AD MAN

New York, Feb. 13 (AP)—Doris Duke, tobacco heiress and "the richest girl in the world," was married this morning to James Henry Roberts Cromwell, New York advertising man, at the bride's town house, 1 East 78th street.

They sailed at noon on the S. S. Comite Di Savoia for a honeymoon in Italy and Egypt.

Miss Duke, daughter of the late James Buchanan Duke, came into control of one-third of the Duke fortune on her 21st birthday on November 21, 1933. Her entire legacy at that time was estimated at \$30,000,000.

The slim blond heiress, who is described by her mother as a "serious child," is 16 years younger than Mr. Cromwell.

Good Evening!

Sips for Supper
By DON UPJOHN

News stands are carrying banners heralding forthcoming appearance in a magazine of "Jean Harlow's Inside Story." It always seemed to us it took a lot of intestinal fortitude for Jean to appear in the movies at all. Maybe the article in question will take us right into the—O, yes, the heart of the secret.

It seems the boys didn't bring home the Macon after all.

It's a shame when you think how pretty she looked as she sailed right down the main street of Salem last summer, a silvery butterfly of the air.

We're glad to add a little verse to the Andy Burk trusty song thusly: "He flew through the door with the greatest of ease, To make his escape from the bed-bugs and fleas."

It has been suggested the boys made their break knowing when they were caught and brought back they'd have their diet changed to bread and water from the regular fare. But only the most ornery kind of a bird would offer such suggestion. Which same is what Andy thinks of said suggester.

Oscar Steelhammer, we hear, hopes to reappear among the haunts of men soon with his set of new teeth. We're a little worried about Oscar's future when he starts playing the trombone next summer before countless thousands in Willson park. Supposing he'd shoot those new teeth out through the trombone and they'd sail out and bite some lady auditor on the cheek. The humiliation a lady would feel being bit by Oscar's false teeth before a crowd like that might bring on a record breaking damage suit.

We figured maybe Oscar could cover the exit to his horn with a hair net but a good set of teeth could bite its way through that with no trouble at all. If he put up chicken netting the teeth would be apt to bound back and strangle our county assessor which would be a calamity to all but a few we could name hereabouts.

The problem's too big for us to solve. So we just turn it all over to the congress and exhibit of Oregon inventors now on display here in the storehouse at State and Commercial streets. It looks like a puzzle right up the alley of those boys. They should come back with the solution after an overnight study which will be mere child's play for them, considering some of the things they've evolved and now on view.

"E. Mc" at 401 North High street, submits this as a form of valentine for our favorite waitress in response to our recent appeal: "I know a dainty maiden, With dreamy eyes of blue, Each morn she serves us doughnuts And steaming coffee, too; Her form is like a fairy's— With grace and charm divine, Some day I'm hoping, praying She'll be my valentine."

We can see plain enough what "E. Mc" is up to. He wants us to get swatted with a dish towel from our favorite waitress and with a rolling pin at home, thus winding up the story of our life in two chapters. Before we send his valentine we'll write one of our own.

Anyway, tomorrow's the day when hearts entwined and we hope you get your valentine.

Mill Creek Channel To Be Deepened To End Flood Menace

A stretch of silted creek bed 1000 feet long will be deepened and widened by the big Southern Pacific shovel to be thrown in on the flood control project on Mill creek near Turner entirely at the expense of the railroad company which will furnish the shovel, gas and oil, as supplemental to the SERA project. Reported county court members who yesterday inspected the proposed work.

With County Engineer Swart the three court members looked over the stream near the Lotta Smith place where this particular piece of work is to be done. When this is finished it will open the stream right to the gates of Salem, they stated.

The stream at this place runs in a deep channel nine feet deep until

WORK RELIEF BILL WINS OUT IN COMMITTEE

Administration Forces
Prevent Slash of Two
Billions by One Vote

Substitute Wage Provi-
sion Adopted, Contract
Clause Eliminated

Washington, Feb. 13 (AP)—By a single vote, administration forces today prevented the senate appropriations committee from lopping \$2,000,000,000 off the \$4,880,000,000 work-relief bill, won a substitute for the prevailing wage amendment and eliminated the contract requirement clause.

The committee then authorized Chairman Glass (D., Va.), to report the bill to the senate after nearly three weeks of controversy and revision. This would permit senate consideration tomorrow.

An amendment by Senator Adams (D., Colo.), to reduce the appropriation to \$2,880,000,000 on the ground the government would not stand the larger expenditure year after year, was rejected 12 to 11, with five democrats, including Glass, and six republicans voting for it.

A substitute offered by Senator Russell (D., Ga.), for the McCarran (Concluded on page 4, column 1)

HEWLETT ASKS FISHER PROBE

Inviting taxpayers interested to examine Marion county records and assuring them he will help them, County Commissioner LeRoy Hewlett today made a brief statement in regard to resignation of Philip Fisher as bridge foreman in answer to Fisher's statement, just published. This, says the commissioner, will close the incident as far as he is concerned.

His statement follows: "Having made an exhaustive and detailed statement, backed by official records at the court house, explaining my attitude in the recent upheaval involving the resignation of both the county engineer and county bridge foreman, I see no reason to enlarge upon that statement further than to add that the way of the reformer is not easy and that seven dollars a day plus a free car and free gas, which was the bridge foreman's salary and perquisites, is a princely recompense to lose in these days of S.E.R.A. The bridge foreman's successor, who is merely in charge temporarily, gets no such fabulous wages."

"I have now had my say and so far as I am concerned the incident is closed, but if there are citizens who desire to investigate this case to the bitter end, I will gladly furnish them with claim numbers, with which they may readily examine the records of the Marion county clerk, in whose office all such records are filed for public inspection."

"I close with this remark—the taxpayers are entitled to direct action on the part of their elected officials in an emergency. I considered this case an emergency."

First reports of the understanding said a commission to be appointed would investigate the situation which has arisen between Ethiopia and Italy over the boundaries of this empire and the Italian colonies of Somaliland and Eritrea and would attempt to end the boundary dispute.

The Italian minister to Ethiopia was said to be authorized by his government to arrange for the delimitation of the disputed frontier and to have been instructed to make arrangements to minimize the danger of additional clashes.

Ethiopia insisted Italian aggression and not her own brought Italian-Ethiopian relations to a crisis.

The emperor, a government spokesman said, "gave orders a long time ago and renewed them after the Geneva agreement that patrols must stay within a three-kilometer limit from each camp. These orders have been fully and faithfully executed."

FLIERS ONE-THIRD OF YEAR BEHIND

Melbourne, Australia, Feb. 13 (AP)—Just 116 days after they took off from Mildenhall in the England to Melbourne air derby, G. E. Hems-worth and R. Parer, New Guinea airmen, roared across the finish line today.

Their belated arrival nearly one-third of a year after the winners was unheralded and uncheered.

"We're a bit late," observed Parer, "but we've beaten our previous records by four months."

Find Dahlen Killed Wife Then Suicided

Silverton, Feb. 13—Mrs. Helen Dahlen was murdered by a gun in the hands of her husband, and the husband, Albert William Dahlen committed suicide, was a coroner's verdict here this afternoon. The inquest was conducted by Coroner L. E. Barrick of Salem. Jurors include William Jones, Ed Kottek, G. M. Mehl, Charles Davis, John Merri-field and O. G. Olson.

Funeral services for Mr. and Mrs. Dahlen will be held Thursday at 2:30 p.m. from Ekman Funeral home, Rev. W. O. Livingstone officiating. Interment will be in Silver-ton cemetery.

FAY'S ALIMONY REMAINS \$100

New York, Feb. 13 (AP)—The attempt of Mrs. Fay Webb Vallee to win more than \$100 a week alimony from crooner Rudy Vallee came to abrupt end in supreme court today when Justice Salvatore A. Cotillo dismissed her plea after an acrimonious argument with Mrs. Vallee's counsel.

Vallee's counter claim for an injunction restraining his estranged wife from suing to set aside their separation contract in any other state was granted by Cotillo, and counsel for the former film actress indicated both rulings would be appealed.

In a bitter exchange with Benjamin A. Harstein, of Mrs. Vallee's counsel, the judge demanded the attorney swear to allegations in an affidavit he sought to submit at the opening of court. Harstein refused.

The judge said: "There have been too many scurrilous statements already in this case."

The attorney immediately started to offer a motion to disqualify Justice Cotillo from the case.

"I will grant your motion to disqualify me provided you will swear by the material in the affidavit which you now submit," the court ruled.

Harstein refused to swear, muttering something about "what I know."

"What you know and I know, I wish the public knew," said the judge, denying the disqualification motion.

NEUTRAL ZONE IN ABYSSINIA

Addis Ababa, Ethiopia, Feb. 13—The Ethiopian and Italian governments agreed today to establishment of a neutral zone where hostilities recently have occurred and to appoint a boundary commission.

The agreement was reached by representatives of the two nations after several days of intensive debates.

First reports of the understanding said a commission to be appointed would investigate the situation which has arisen between Ethiopia and Italy over the boundaries of this empire and the Italian colonies of Somaliland and Eritrea and would attempt to end the boundary dispute.

The Italian minister to Ethiopia was said to be authorized by his government to arrange for the delimitation of the disputed frontier and to have been instructed to make arrangements to minimize the danger of additional clashes.

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HALIBUT FISHING BOUNDARIES FIXED

Seattle, Feb. 13 (AP)—The international fisheries commission today established boundaries of area No. 1, for halibut fishing, from Willapa Harbor, Wash., south, with no definite southern boundary.

Previously the southern boundary was Cape Blanco, Ore. The change will benefit California fisheries, giving them a larger area in which to operate.

Boundary of area 2 remained the same as last year, from Willapa to Cape Spencer, B. C. Area 3 includes waters between Cape Spencer and the Aleutian islands.

MYSTERY VEILS MACON'S CRASH OFF CALIFORNIA

Huge Naval Dirigible
Plunges Into Pacific—
All But 2 Rescued

Gas Cells Suddenly Burst
Rendering Ship Un-
manageable

(Copyright, 1935, by Associated Press)

San Francisco, Cal., Feb. 13—Destroyed by a mysterious disaster, the giant dirigible Macon lay at the bottom of the Pacific ocean today while 81 survivors were being brought into San Francisco Bay by cruisers of the United States fleet. Only two of the crew of 83 were unaccounted for.

The tragic fate of every American made giant dirigible the navy has possessed, overtook the Macon as she neared her sunnyside base at sunset last night.

One of two of her 12 gas cells suddenly burst as she sped through the air rendering the immediate efforts of Lieut. Commander Herbert V. Wiley, skipper of the Macon and survivor of the Akron disaster, to balance the ship futile.

Under his orders the unmanageable dirigible landed, stern first on the calm sea ten miles off Point Sur. She sank almost immediately, but her crew had taken to rubber lifeboats as soon as she touched water and all but two men were picked up by the cruisers Richmond, Concord and Cincinnati.

The exact fate of the two missing men—Radioman Ernest Dailey of (Concluded on page 8, column 5)

AGE PENSIONERS PLANNING RAID

Washington, Feb. 13 (AP)—The threat of a march on Washington by thousands of elderly advocates of the Townsend old age pension plan developed today as a menace to calm congressional action on the administration's economic security bill.

Rep. John H. Hoeppel, D., Cal., predicted a demonstration in April of formidable dimensions if the administration measure "only provides a pension of \$30 or \$40 a month."

Hoeppel and other congressional sponsors of the plan said they opposed any such attempt to "bully" congress but said that hundreds of letters are coming from back home suggesting an "old age march."

"If a bugle call sounded from 1,000,000 Rep. John Steven McCarran, D., Cal., sponsor of the house \$200 a month Townsend bill.

Frederick E. Townsend, amiable country doctor and author of the plan, declared the march proposal, but said it was being urged by numerous Townsendites. The so-called "board of strategy" of the Townsend organization has been forced to consider the suggestion, said. Already hundreds of elderly persons have come here to "volunteer" their services in the Townsend cause.

The house ways and means committee studied the security bill today with a view of revising it and reporting it out late this week or early next.

Gasoline Sale Control Measure Meets Defeat By 36 to 23 in House

Turned loose on the floor of the house without recommendation of the judiciary committee, H. B. 59, designed to prevent wholesale gasoline companies from also acting as retailers of their own product and sponsored by the independent gasoline dealers of the state was defeated 36 to 23 Wednesday noon.

While many of the speakers were in favor of the principals of the measure, their expressions were that the matter of control of the industry lies with the federal government and that the proposed legislation was "merely a shot at an octopus" and they voted against the bill on this ground.

Differences in price by major operating companies to counties, cities and the Grange, allowing a five-cent differential over the inde-

COCKTAIL LOBBY MODIFIES BILL TO AFFECT PORTLAND

Propose To Authorize Control Board To License Liquor Sale By Hotels and Restaurants in Counties Of 100,000 Or More Population; Others To Sell At Request Of Court

By HARRY N. CRAIN

The legislative battle over proposed amendments to the state liquor control act—to legalize the sale of hard liquors by the glass in hotels and restaurants and to permit the private sale of wines containing up to 24 per cent alcohol—assumed definite alignments today as the proponents of private profit combined to move for immediate consideration of the so-called cocktail bill.

Defeated in their endeavors to secure enactment of a blanket provision authorizing hotels, restaurants and what-not to dispense whiskey, cocktails, fortified wines and the like by the glass with meals throughout the state by determined upstate opposition, the cocktail lobby today changed their tactics in desperation.

They proposed an amendment to establish the sovereignty of the "state of Portland" over that of the state of Oregon by providing that the state liquor commission "may in (Concluded on page 8, column 1)

CON KILLED IN PRISON FIGHT

Edward Murray, 46, prisoner at the state penitentiary, died in the prison hospital today, 20 minutes after a fight with George William Carl, 18, another convict.

Warden James W. Lewis said Murray's body had been turned over to Coroner L. E. Barrick to determine whether death was caused by a blow from Carl's fist or from injuries received when Murray fell to the floor a moment after the fight. The coroner was expected to report during the day. Whether action will be taken against Carl depends on the investigation.

The convicts had gone to the cell block after breakfast. From the cell block a long line of prisoners was marching to the prison yard to go to work about 7:35 o'clock. At the entrance to the prison chapel Murray and Carl began to fight. They had stopped when Murray, a moment later, fell backwards, striking his head violently to the floor. He was carried unconscious to the prison hospital where he died 20 minutes later.

Murray was doing three years from Marion county for burglary, having been sent up in March, 1933. He had previously done time at Deer Lodge, Mont., for robbery and at Carson City, Nev., for burglary.

Carl was sent up from Clatsop county in August, 1933, to serve three years for larceny.

The cause of the fight between the two prisoners has not yet been ascertained. Robert Russell, another convict, tried to stop the fight. While Murray claimed to be only 46, Warden Lewis said he looked to be 60.

Carl's father lives at Burtonfield, Ore., and his mother, Mrs. James Jones, at Mist.

An autopsy on Murray's body was delayed because of the absence of Coroner Barrick at Silverton where he is conducting the Dahlen inquest.

Young Carl has several times been an inmate of the Oregon State Training school, and several times escaped from that institution.

Murray was arrested in Salem March 10, 1933, for burglarizing the Doughton-Sherwin hardware store, to which he pleaded guilty.

Property within the area of the proposed project covers 5,000 acres, most of which is owned by the state, county and city. Most of the land now is worthless.

Terms for the project have been filed with C. C. Hockley, state PWA engineer, by the Portland dock commission.

PORTLAND PLANS BIG DEVELOPMENT

Portland, Ore., Feb. 13 (AP)—Mayor Carson today revealed the city plans a \$8,872,000 waterfront development as a Public Works Administration project to give 2,000 men employment for three years.

The development would create many acres of sites for heavy industries and calls for construction of an eight-mile canal to connect the Willamette and Columbia rivers, shipping facilities would be increased three-fold.

Property within the area of the proposed project covers 5,000 acres, most of which is owned by the state, county and city. Most of the land now is worthless.

Terms for the project have been filed with C. C. Hockley, state PWA engineer, by the Portland dock commission.

SKIPPER TELLS VIVID STORY OF SHIP DISASTER

Jar Felt When Cells Blow
Up Destroying Control
Of Dirigible

Ballast and Fuel Drop-
ped in Frantic Effort to
Right Falling Craft

(Copyright, 1935, by Associated Press)

San Francisco, Feb. 13 (AP)—A vivid story of how the dirigible Macon crashed off Point Sur, Calif., late yesterday was told in a statement released here today by her master, Lieut. Commander Herbert V. Wiley.

The commander, also a survivor of the Akron disaster, said the first trouble developed when the ship was about three miles off Point Sur. A short jar was felt and inquiry developed that the wheel had slipped out of the elevator man's hand.

The ship took a bow up inclination and rose, the commander said, with the elevator man apparently losing control.

Wiley said he received immediately a telephone report from aft (Concluded on page 8, column 1)

ASK BURKHART BE APPOINTED

Albany, Ore., Feb. 13 (AP)—The appointment of Raymond C. Burkhardt, democrat, to succeed the late Judge D. O. Woodworth as Linn county judge, was recommended by the Linn county Democratic Central committee here late Tuesday at a meeting which brought an explanation of the action which aroused Governor Martin to declare he had never requested that the session be held.

In a sharply worded letter to George Finley, chairman of the democratic committee, Governor Martin several days ago declared that contrary to publicity issued by the committee, he had nothing to do with calling the democratic committee into session for the purpose of recommending an appointment which he, himself, must make.

At yesterday's meeting A. S. Tussing, secretary, shouldered the responsibility for the erroneous statement that the governor had ordered the meeting be called. Tussing said he sent notices out in the belief the governor had requested the meeting, but said this was due to his misunderstanding of a telephone conversation with Finley who had conferred with Governor Martin.

Finley told the committee "I should have written to Tussing instead of having telephoned." He said, too, that he regretted that Martin had made public his letter to Finley before giving Finley a chance to explain the matter.

MARSHFIELD MAN SUFFOCATES IN FIRE

Marshfield, Ore., Feb. 13 (AP)—Lloyd McMeen, 38, former resident of Bend, Ore., was found dead in his bedroom today when firemen searched his home after quelling a blaze which destroyed a portion of the structure. He apparently had suffocated.

McMeen recently had been working on Coos Bay as a sewing machine repair man. He is understood to have two brothers residing in Bend.

"Buddy," pet bulldog of the W. E. Beaumont family residing next door, awoke members of the Beaumont household who turned in the alarm. The dog is credited with saving nearby property as well as the lives of other persons who might have been endangered had the blaze been allowed to spread. McMeen was alone in his home.

Course of Wind On Coast Is Changed

Portland, Ore., Feb. 13 (AP)—Southeast storm warnings posted Tuesday were changed to southwest today at all stations on the Oregon and Washington coast and in the Strait of Juan De Fuca today.

The weather bureau forecast that the coast would be lashed by gales today and tonight, accompanied by rain.