

With the Associated Press exclusive Tele-Mat service, the Capital is enabled to present photos of world events within a few hours of their occurrence.

# Capital Journal



**Weather**  
Fair tonight and Thursday, but fog on coast; little change in temperature. Gentle northwest wind.  
Yesterday: Max. 81.2, min. 47. Rain 0. Riv. -1.9 ft. North wind. Clear.

49th YEAR, No. 172

Entered as second class matter at Salem, Oregon

SALEM, OREGON, WEDNESDAY, JULY 21, 1937

2

PRICE THREE CENTS

ON TRAINS AND NEWS STANDS—FIVE CENTS

# CHINESE LEAVING BATTLE FRONT

## LUSK NAMED AS SUCCESSOR TO CAMPBELL

### Governor Appoints Portland Circuit Judge to Supreme Court Bench

### Alfred P. Dobson Appointed to Succeed Lusk—Both Democrats

Governor Martin appointed today Circuit Judge Hall S. Lusk of Portland as supreme court justice to succeed Justice James U. Campbell, who died Friday.

Justice Lusk will serve until the November, 1938 general election.

Alfred P. Dobson, democrat, Portland attorney, was named to succeed Lusk, also a democrat, who apparently withdrew from the contest for federal judge at Portland by accepting the appointment.

Dobson was democratic nominee for attorney general in 1932 and 1936, but was defeated both times.

The appointment was the first since Justice Percy H. Kelly was appointed to succeed Justice Thomas A. McBride, who died September 9, 1935.

Governor Julius L. Meier did not appoint a justice in his four years (Concluded on page 11, column 4)

## ROLLER COASTER TRAIN WRECKED

Chicago, July 21 (AP)—A speeding roller coaster train hurtled down a steep incline into the rear of an uncontrolled train at Riverside amusement park last night, injuring 24 of the terror-stricken riders.

Witnesses said a train of four cars was near the top of a "hump" when it stalled and started backward. Passengers gasped, then screamed as the train increased its speed and coursed part way up another incline.

A second train appeared at the crest as the loose car rocked back and forth at the bottom of the dip, 10 feet from the ground. As terrified passengers stood on seats, tried to scramble to the ground or grasped for supports, the oncoming train plunged into the cars.

The impact wrecked the rear car of the first train and the front of the second. The noise brought hundreds of merry-makers to the scene. Hysterical women frantically dashed to the roller-coaster named "The Pippin" to determine whether their children were in the wreck.

Only three persons were reported seriously injured. Most of the riders, suffering cuts and bruises, were released after treatment at a nearby hospital.

Union Plans Test of Anti-Picketing Act

The Dallas, July 21 (AP)—The newly formed grocery clerks' union sought a court test of the city ordinance prohibiting picketing, assigning pickets to a grocery store operated by R. J. Wilson for ascertained refusal to observe closing hours prescribed by the union.

Officers said they would take no action pending an opinion by the city attorney on the validity of the ordinance, passed several years ago.

## Union Plans Test of Anti-Picketing Act

Portland, July 21 (AP)—Alton Bassett, secretary of the capitol reconstruction commission, said today that a meeting would be held here next Tuesday to discuss further steps in the projected building of additional buildings at Salem.

"It is possible that an interim committee of the commission which has been studying the offer of architects relative to designs for the work will submit its report at that time," Bassett said.

## Junction City Sign Is Diverting Auto Traffic From Pacific Highway

Complaints of local hotel and auto camp operators that a construction warning sign at the junction of the east and west side Pacific highways at Junction City is diverting most of the northbound tourist traffic from Salem, brought a statement from the highway department today that the sign was erected in conformity with a policy of informing travelers of hazards, delays and obstructions along main travelled roads and of ways to avoid them.

The sign warns motorists of seven miles of construction work between Shedd and Halsey, where the highway is being widened and resurfaced, and recommends the west side route via Corvallis.

There is, however, no special sign at Corvallis or Rickreall to direct detoured traffic back to the eastside route at Albany and Salem, although construction operations are under way on the west side highway just north of Westport.

"The sign at Junction City is simply to advise persons unfamiliar with the road of existing conditions," said F. D. Eason, division engineer. "The road is not closed and traffic is being handled as usual through the construction, but is subject to delays, dust and the dangers of tractors, trucks and other equipment operating along and across the travelled roadway."

(Concluded on page 9, column 1)

## Good Evening!

### Sips for Supper

By DON UPJOHN

Our old friend Ed Brodie is coming back to Oregon City from California and will operate his Enterprise. Ed must figure the republicans have a chance to come back and maybe he'll get to be minister to Siam or Finland or somewhere again.

A new magazine has popped off from a Marion county press, same being "Goode's Home Landscaping Magazine" published by our old friends Verle Goode and his Goode wife Dorena of Stayton. It's a pretentious affair of 40 pages, loaded with pictures and good information on the subject in hand and is to be published quarterly. Those folks who have whittled out one of the prettiest country estates in Marion county by working 20 hours a day and spending the other four hours at work, have bitten off a big chew in getting out a magazine of their own but we suppose it's just a bit of relaxation for them.

Incidentally they offer one suggestion that has meat in it—that there'll be found very few cases of juvenile delinquencies in homes with a well landscaped environment. But even as that Jim Lewis has a pretty finely landscaped place out at the end of State street with some naughty boys in it.

We hope this bug war between Oregon and California doesn't turn into something like the Spanish revolution but we want to warn those California guys they're going a little far accusing Oregonians of living in glass houses. One of the matter is that Oregonians will have to start carrying glass suitcases if they want to get into California without being made fighting mad. Down there they've set up an armed guard along the border against invading Oregonians; the guard has made monkeys out of our folks; they've held us up to ridicule and our women's intimate garments up to public inspection; they've rifled our trunks and suitcases and have deprived us of our personal property with due process of law—namely forcing visitors to throw into the garbage can Oregon grown prunes, peaches, et cetera without compensation or remuneration. They've played tag with our sacred liberties as American citizens and now they have the nerve to come back and say we live in a glass house. We hope they never sit down to breakfast without their ornery grapefruit squirting them in the eye.

Oregonians are known the world over as a peaceful and law abiding people but enuff's enuff.

Silverton becomes the cynosure of two states Thursday evening when the play of the northwest semi-pro championship gets under way there. It shows what one town can do while a sister town sits idly by cussing softball umpires.

## CAPITOL BOARD TO MEET TUESDAY

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"It is possible that an interim committee of the commission which has been studying the offer of architects relative to designs for the work will submit its report at that time," Bassett said.

## DE VALERA ELECTED IRISH PRESIDENT

Dublin, July 21 (AP)—The Daily elected Eamon de Valera president of the executive council today by a vote of 82 to 52, by the combined strength of the Fianna Fail and the labor party.

The election demonstrated De Valera's strong position in parliament, despite the failure of Fianna Fail to obtain a clear majority in the recent election.

## WOMAN JUMPS FROM BRIDGE IN PORTLAND

Portland, July 21 (AP)—Mrs. Hannah Watkins, about 40, died instantly when her body struck a concrete pier above the Willamette river when she leaped from the St. Johns bridge Tuesday.

The coroner's office said she had recently been released from a hospital and was despondent.

## REPUBLIC OFFERED MUNITIONS TO POLICE

Washington, July 21 (AP)—Stanley W. Switzer, chief of police at Massillon, Ohio, testified before the national labor relations board today that an official of the Republic Steel Corp. offered arms and ammunition "to help us in any situation that might arise" during the steel strike.

Switzer, who was the first witness called as to the board opened its inquiry into charges that Republic violated the Wagner labor act, said the ammunition and arms offered for police use were owned by the corporation.

Charges against Republic were filed with the board by the committee for industrial organization.

## BRIDGE LUMBER PLANT DESTROYED

Myrtle Point, Ore., July 21 (AP)—A loss of approximately eight thousand dollars was reported today when the J. E. Culver lumber mill, five miles east of the town of Bridge, was destroyed by fire. Culver's house and an auto also were destroyed.

Flames started in a sawdust pile at the mill. This city's fire department and the Coos fire patrol at Marshfield sent fighters to the scene and saved surrounding timber.

## NEWS ODDITIES

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He cools his bed sheets in his refrigerator for several hours before bedtime.

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Russell said the mule would eat 20 to 25 pounds of green leaf a day while pulling a plow in the tobacco fields.

Norfolk, Nev.—The grasshoppers invading Nebraska are this year's model—definitely.

N. J. Nelson of Norfolk killed one this morning and discovered a row of "37s" five on each side, on the insect's torso—or fuselage.

## OPPONENTS TO DRAFT COURT COMPROMISE

### Measure to Deal Only With Lower Courts, Leave Supreme Alone

### Announcement Made After Conference with Garner and President

Washington, July 21 (AP)—Senator Wheeler, D. Mont., after a conference with Vice-President Garner today, said opponents of the Roosevelt court bill would draft a compromise dealing only with the lower courts, and submit it to the administration. Supreme court enlargement would not be involved.

A short time later, Senator Logan (D. Ky.), one of the authors of the court compromise pending in the senate, told reporters he was "ready to let the whole thing drop."

"I'm sick and tired of the court issue and Washington," Logan said. He added that he would "go along" if there was any chance of working something out.

He said he did not like the proposal (Concluded on page 8, column 3)

## MADRID DRIVE IS CONTINUED

Madrid, July 21 (AP)—Insurgent forces, struggling to plug a hole gouged in their lines west of Madrid by Gen. Jose Miaja's offensive surged on the government salient from three directions today.

Their massed drive wrested a strategic hill from Miaja's Milicianos—"Peak 660," from which they dominated Villanueva De La Canada, a village about 15 miles west of Madrid.

The government asserted it still held Valdemorilla and Villanueva Del Pardillo, at the mouth of the "pocket" which Madrid's "Milicianos" cut into the flank of the eight and one-half month old siege lines on the capital's western front.

Insurgent strategy today was to (Concluded on page 11, column 3)

## FORD TO CALL 30 WITNESSES

Detroit, July 21 (AP)—An attorney for the Ford Motor company said today he was ready to call 30 witnesses to refute testimony taken by the national labor relations board on its complaint charging the firm with unfair labor practices and "brutal" treatment of union members.

Louis J. Colombo, Sr., chief counsel for the company, said the witnesses would include plant foremen and superintendents who have been mentioned by witnesses summoned by the board. He did not know, he said, how long the rebuttal testimony would require.

The board expected to complete the presentation of its testimony by night. Yesterday it heard additional accounts of former Ford employees concerning their dismissals.

Fred Gulliksen and John Cwikiel, each saying he had worked for Ford more than 20 years, testified they quit rather than be transferred from the paint and varnish department at the Highland Park plant to loading and unloading heavy materials.

"You have to be punished for joining the union," Cwikiel said a foreman told him.

Gulliksen said he did not know of his discharge until his foreman came to his home to explain he had nothing to do with it.

## FIND \$3 MILLIONS HIDDEN GOLD

Panama City, Panama, July 21 (AP)—An investigating committee headed by the governor of Chiriqui province today confirmed the discovery of a \$3,000,000 treasure in gold which had been hidden for centuries in tunnels along the Piedra Candela river.

Gaston Johannes Van Steek, a French prospector, reported the discovery July 7 of two tunnels deep in the right bank of the river. In the tunnels were stored approximately 80 ingots of gold each weighing 50 pounds.

A government commission was reported reliably to have found a third tunnel with additional ingots that would bring the total to 120 or 30 pounds each. It was estimated at the current prices of gold they would bring \$3,000,000.

It was believed the find was part of the gold from "La Estrella" mine which was worked by the early Spanish conquistadores.

## GERMAN SUB NOT HELD-UP

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The British press association had quoted informed sources that the German submarine U-27 was detected off Britain's naval base at Portland on Monday night, that the Wolfhound ordered her to the surface, questioned the commander and then permitted her to proceed.

The admiralty denied this and gave this version of the incident: The Wolfhound was engaged in exercises off the naval base. She dropped a practice charge to signal a British submarine to come to the surface. The German U-27 at the time was proceeding on a passage past Portland. She continued without incident or in any way becoming involved with the British maneuver.

The press association withdrew its version in view of the admiralty announcement.

## FLAX SUBSIDY FOR 1937 IS ASSURED

The federal flax subsidy of \$7.50 per ton is virtually assured for the 1937 Oregon crop despite reports that the AAA may cancel the subsidy next year, L. A. Laws, director of the state penitentiary flax industry, said today.

Laws said he had written Senator Charles L. McNary asking for complete and authoritative details in the matter.

Payments to Oregon flax growers under the subsidy were expected to total approximately \$37,500 this year.

Reports of the threatened cancellation last week drew protests from many state officials, including Governor Charles H. Martin who called the action a "gross breach of faith to the state and farmers."

The subsidy was increased from \$5 to \$7.50 per ton this year and sponsors of the new industry hoped to boost it to \$10 in the 1938 crop.

## BARKLEY WINS LEADERSHIP IN CLOSE CONTEST

### Defeats Harrison for Democratic Senate Boss by 38 to 37 Vote

### Both Candidates Promise To Work for Harmony In the Party

Washington, July 21 (AP)—Senator Barkley of Kentucky, won the democratic leadership of the senate today in a close contest.

The vote was 38 to 37.

Barkley, who served as assistant to the late leader—Joseph T. Robinson of Arkansas—was chosen by the senate's 75 democrats over Senator Harrison of Mississippi.

Barkley was supported by most friends of the Roosevelt court bill. Harrison had the backing of those against that measure.

The entire caucus took less than an hour. There were no nominations, but a quick secret ballot. Harrison then moved to make the selection unanimous.

Before the meeting broke up Barkley made a brief speech in which he promised to support democratic policies and work for the nation and the party. He was cheered by his colleagues.

The democrats then filed by and shook his hand, and the hand of Senator Harrison, who stood smiling at his side.

Speaking into a radio microphone, Barkley expressed his gratitude for the "honor accorded to me" and expressed confidence "we will all be able to work together."

He said the friendly nature of the contest, close though it was, foreshadowed party unity.

Senator Harrison, following Barkley on the radio, said he had just (Concluded on page 11, column 7)

## KIDNAPED MEN SHOOT CONVICT CAPTORS DOWN

Boswell, Okla., July 21 (AP)—Fred Tindol, escaped Texas convict, was shot to death and his companion, Pete Traxler, Oklahoma outlaw, was wounded seriously today by two farmers they were holding as hostages.

While the automobile in which the desperadoes were attempting to elude officers was parked on a highway, the farmers grabbed the guns of their captors and shot them down.

Traxler was shot above the right lung and was reported to be in a critical condition.

The hostages, Frank Trimmer and J. E. Benton, brought the outlaws into Boswell after the shooting.

They said the car in which they were riding had a low tire and the convicts were forced to pull off the highway to fix it. They grabbed the guns as the men climbed from the car.

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"NO HARD FEELINGS, SENATOR"—Both candidates to succeed the late Senator Joe Robinson in the senate as majority leader, neither Senator Allen W. Barkley of Kentucky (left), who won, nor Senator Pat Harrison (right) of Mississippi, who lost, seem to have "hard feelings" about their rivalry as they talk things over with Vice-President Garner. (Associated Press Photo.)

## TOWNSEND TO CONTINUE FIGHT

Chicago, July 21 (AP)—Terming his three year old pension movement "far from dead," Dr. Francis E. Townsend disclosed today an impending legislative campaign in the states.

The 68 year old proponent of a \$200-a-month pension for all persons over 60 years old made known his plans in an interview after returning from a tour through six states.

"We are going to start from the grass roots," he said, "by filing petitions with the governors and legislatures of the various states urging enactment of the Townsend plan into law through a constitutional amendment."

Article 3 of the constitution authorizes constitutional amendments on the application of the legislatures of two-thirds of the several states.

"We will pass up congress this time," Dr. Townsend said, "and fight to have 36 states ratify our demand for a constitutional amendment."

He said circulation of the petitions had already started in Oregon and California and would be introduced "in the stronghold states of Indiana, Illinois, Ohio and Wisconsin very soon."

The grey-haired California physician asserted there were 100 Townsend-elected congressmen and 10,000 clubs with a combined membership of five million persons "still fighting for justice and security for the average man."

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## WITHDRAWAL CONDITIONAL JAPS RETREAT

### New Agreement Made But Japanese Remain In Positions

### American Troops Ordered to Stand by to Defend American Citizens

### Tientsin, July 21 (AP)—North China's 29th army withdrew the majority of her troops today from the Wanpinghsien battle zone, 10 miles west of Weiping, under the menacing guns and watchful guard of Japanese infantry.

The Chinese began evacuation in accordance with a new agreement to end the North China crisis, predicated upon withdrawal by Japanese troops also.

The 14,000 Japanese troops in the area, however, held to their positions. Machine gunners manned trenches overlooking Wanpinghsien throughout the day, and main batteries behind the lines trained Howitzers on the town.

A secondary line of batteries faced north toward Peiping, whence reinforcements might come should the 29th army halt its evacuation and decide to fight.

Chinese said the latest peace agreement was shadowed by "both sides being suspicious of the other's intentions."

Some Chinese believed the Japanese would move into the demilitarized zone (Concluded on page 8, column 1)

## CHANGES MADE IN LABOR BILL

Washington, July 21 (AP)—The house labor committee voted today to broaden the senate wage and hour bill to include local retail store employees among those whose working conditions would be subject to federal regulation.

The committee action was disclosed by Rep. Robert Ramspeck, D. Ga., who said the house group also voted to change the bill—which has been reported favorably by the senate education and labor committee—to exempt as to hours, but not wages, workers covered in the motor carrier act.

"We did this tentatively because they are regulated by the interstate commerce commission," Ramspeck said.

Ramspeck predicted that it would be a week or more before the committee had agreed on a measure for house action.

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## CHANGES MADE IN LABOR BILL

Washington, July 21 (AP)—The house labor committee voted today to broaden the senate wage and hour bill to include local retail store employees among those whose working conditions would be subject to federal regulation.

The committee action was disclosed by Rep. Robert Ramspeck, D. Ga., who said the house group also voted to change the bill—which has been reported favorably by the senate education and labor committee—to exempt as to hours, but not wages, workers covered in the motor carrier act.

"We did this tentatively because they are regulated by the interstate commerce commission," Ramspeck said.

Ramspeck predicted that it would be a week or more before the committee had agreed on a measure for house action.