

City News THE WEATHER Oregon: Rain this afternoon and tonight; Tuesday cloudy; moderate temperature, strong winds tonight. Temperature today: Minimum, 44 degrees. Maximum Sunday, 57. Precipitation today, .04 of an inch. Stage of river, 2.9 feet. Direction of wind, southeast.

Eugene Guard

MAIN EDITION

VOL. 65 TODAY'S NEWS TODAY EUGENE, OREGON, MONDAY EVENING, MARCH 16, 1925 TODAY'S NEWS TODAY NO. 59

WARREN LOSES AGAIN

COURT REACHES OREGON SCHOOL LAW ARGUMENT

Controversy Attracts Wide Attention in Educational Circles

WASHINGTON, March 16.—(AP)—The compulsory education law of Oregon, requiring that after September of next year, all children between the ages of 8 to 16 with a few exceptions, shall attend public schools, was reached in the supreme court today for oral argument in two cases brought by the state to have set aside the injunction of the federal district court against its enforcement.

Although it was thought the cases might not bring a sweeping opinion from the court on the constitutional right of states to control the education of children within their borders, the controversy has attracted wide attention in educational and religious circles. The array of counsel brought into court include former Senator George E. Chamberlain; W. S. Moore; A. H. Diney and P. Q. Nye for the state; William D. Guthrie for the Society of the Sisters of the Holy Names of Jesus and Mary and John C. Vench for the Hill Military academy.

In argument prepared for today, counsel for the state pointed out that in the lower court the challenge of the law was based upon the charter rights of schools incorporated by the state. Contending that the injunction has been based largely upon the assumption that the property rights of the parochial and private schools granted by the state, would be impaired by the requirement that children should

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PRUNE CROPS WILL BE SOLD OUT SOON

Disposal of the 1924 prune crop through the North Pacific Prune exchange is near the close and only 1,000,000 pounds of prunes of the more than 11,000,000 taken by the exchange remain to be distributed, according to M. H. Harlow, representative of the Eugene Fruit Growers association on the board of directors of the state organization. The annual meeting and election of officers of the exchange will be held at Portland Friday March 20, according to Mr. Harlow. Representatives of the nine associations affiliated with the exchange will be present for the session. Reports from last month show that only 200,000 pounds of prunes were sent out by the exchange compared with 2,000,000 pounds in January. This shows the near approach of the close of the sales period, Mr. Harlow states.

Business Houses Of Portland are Looted in Night

PORTLAND, Ore., March 16.—Four business houses were looted last night by safe burglars and seven safes, filing cabinets and vaults broken with sledge.

Of the seven strong boxes, only three were opened, with a loss to the houses of \$47.82. Two \$50 liberty bonds were taken.

The cash and bonds were taken from the safe in the office of Moore and Crissell, the first place entered.

The burglars were seen at the office of W. B. Crane company, by A. E. Haynes, a special policeman, who fired a shot at them as they fled.

MESSENGERS ROBBED SIOUX CITY, Ia., March 16.—Four bandits today robbed street car company messengers of \$5000, the receipts of Saturday and Sunday, which they were carrying to the bank.

Smelt Run is Started in Sandy River; Portlanders Get Busy



Dipnets, water buckets and even discarded bird cages were taken to the Sandy River yesterday by enthusiastic Portland people, who took advantage of the first day of the annual smelt run.

HOMES DESERTED AS SMELT RUN IN SANDY IS STARTED

PORTLAND, Ore., March 16.—(Special)—Portland resembled a deserted city yesterday, when some 50,000 people took the roads leading to the Troutdale bridge over the Sandy river and indulged in the annual sport of taking smelt from the stream.

The smelt were running heavy, and more people took part in the sport than ever before in any single day. For miles each way from the Troutdale bridge there were lines of parked cars, and only the careful efforts of a dozen or so deputy sheriffs kept the congestion from becoming unmanageable.

Varied Nets Used Clothes baskets, patched nets, gunny sacks, and anything else available were used to catch and hold the fish. The first day of the run was opportune, falling on Sunday, when most of the people were free to join in the sport.

Many stood waist-deep in the stream and dipped the wriggling, squirming masses from the water and dumped their hauls into washbats and boxes. Other groups formed bucket brigades and passed the prawns to the shore.

Bird Cages Employed Every kind of receptacle was used for dipping the fish from the river.

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Demand for Words Steadily Increases In Past Few Years

When will the demand equal the supply? The supply of words always has been greater than the demand for ordinary usage, but of late the demand has been increasing rapidly—which is good news for the lexicographers who like to have their products put into use.

Woman, 101, Has her First Phone Talk

LOS ANGELES, March 16.—Senora Naita Maria Antonio Verdugo, who remembers when they used to call Los Angeles "El Pueblo de Nuestra Señora Santa Maria La Reina de los Angeles," celebrated her 101st birthday here yesterday by using a telephone for the first time in her life. After getting the right number and completing her conversation, she remarked that it also would be her last encounter with the device.

DELEGATES NAMED BY KIWANIS CLUB

W. K. Newell and J. M. Miller were selected to represent the Eugene Kiwanis club at the international convention at St. Paul, Minn., June 22, at today's luncheon of the club at the Osburn hotel. Dr. F. M. Day and Dr. W. H. Dale were named alternates.

Kiwanians at today's meeting were presented with green shamrocks in token of St. Patrick's day, and the members joined in singing "The Wearin' of the Green," and "My Wild Irish Rose." H. G. Oberhauser, former regional director of boy scout work, spoke on the scout activities as planned for Eugene.

Program for the anniversary meeting and dinner next Monday at 6:30 o'clock was discussed. The meeting will take the place of the regular luncheon. It was stated, and Dr. D. V. Poling, pastor of the United Presbyterian church of Albany, will be the chief speaker.

Assessment Data Soon to be Ready

Expectations are that several of the Lane county deputy assessors who have been at work for the past two weeks will complete their district check this week according to Ben F. Keeney, county assessor. "The assessment of Eugene will take some time and this will not be completed for perhaps two or three months as only one man is at work as in this way a more uniform assessment can be obtained than if more than one deputy did the assessing," Mr. Keeney states. Twenty-two deputy assessors are compiling the assessment figures for the coming year.

VON WASSERMANN DIES

BERLIN, March 16.—(AP)—Professor August Von Wassermann, director of the Kaiser Wilhelm Institute for experiment therapy and professor of internal medicine at the University of Berlin, the originator of the celebrated Wassermann blood test, died today. He was 59 years old.

ARMY AIR SERVICE CONTRACTS SIGNED FOR LATE PLANES

WASHINGTON, March 16.—Contracts totaling more than \$1,000,000 for new types of aircraft developed by the Curtiss company of New York and the Douglas company of California, were awarded today by the army air service.

The machines are new observation types which have been approved by the army air service as replacements for the war built "DHS" type. An award of \$70,000 was given the Curtiss company for development of the new machine and the Douglas company received an award of \$60,000 for similar work on its production.

Awards were made on the basis of tests at McCook field, Dayton, Ohio. Ten machines were ordered from the Curtiss company at an estimated cost of \$250,000 and 75 at an estimated cost of \$883,000 from the Douglas company.

Michael Padden Dies in Havana

HAVANA, March 16.—Michael C. Padden, widely known New Yorker, who is said to have been an intimate friend of Tim Sullivan of New York, and John L. Sullivan, the pugilist, died yesterday in a hospital here.

NEW YORK, March 16.—Michael C. Padden, who died in Havana was for 25 years right hand man of "Big Tim" Sullivan, one of Tammany's old school leaders. He also ran racing stables and other sporting enterprises in which "Big Tim" and John L. Sullivan were interested. He was about 69 years old.

Bus Driver Senses His Coming Death

SAN FRANCISCO, March 16.—A bus driver died at the wheel of his machine after he sensed an approaching attack of heart trouble, drove his car off the highway near Los Angeles and brought it to a stop before the spark of life left him. The dead driver was George D. Bower.

FRANK SULLIVAN DIES

SAN FRANCISCO, March 16.—Frank J. Sullivan, 70, former state senator from San Francisco, and later a member of congress was critically ill here today after having been found from a sudden attack of paralysis. Mr. Sullivan is a brother-in-law of former United States Senator James D. Phelan.

PORTLAND MAN LOSES LIFE IN NORTHERN FOG

Body is Found When his Dog is Watched; Snuggles to Dead man

Companion of Hugh Dennehy Reaches Safety at Chernofski

DUTCH HARBOR, Alaska, March 15.—(AP)—(Delayed)—The gasoline schooner Daisy arrived today with the body of Hugh Dennehy, manager for the Western Livestock company, Portland, Ore., who perished in a storm on Unalaska Island, one of the Aleutian chain. Dennehy's body was found, after many other efforts had failed, by watching his dog through a field glass.

Dennehy was lost while he was crossing Unalaska Island, from the Pacific ocean to the Bering sea with Ralph Stacy of the Aleutian Livestock company. These concerns have been engaged for two years in initiating sheep raising on the island.

Lost in Fog Dennehy and Stacy became bewildered in a fog. After wandering all night they agreed to separate for better hope of finding the way. Stacy reached Chernofski, their headquarters at the opposite end of the island from Dutch Harbor, and set out on horseback to the spot where he had parted with Dennehy. Dennehy was not found then, nor by parties that went out afterward. Dennehy's dog twice left Chernofski alone and returned.

Dog Protects Body In the Daisy, Rex Sprout, manager of the Aleutian livestock company went to Chernofski, 75 miles from here, hearing of the dog's trips. Sprout had the animal watched when he went out again, by a man on a hill with a glass. The dog went to Dennehy's body and snuggled to it. The body lay six miles from Chernofski. Indications were that Dennehy had fallen asleep and frozen to death.

Rotary Club Will Honor St. Patrick In honor of St. Patrick, patron saint of Ireland, Eugene Rotarians will have a special program at their luncheon meeting to be held at the Osburn hotel tomorrow noon. Rev. Father E. V. O'Hara will be the principal speaker and will tell his fellow members of Rotary all about the life and deeds of St. Patrick. In keeping with the day there will also be appropriate decorations and the musical program will reflect this spirit of Erin, according to Dr. W. B. Neal, chairman of the entertainment committee.

Supreme Court Rules on Power

WASHINGTON, March 16.—Congress cannot collect access to books and papers through a federal investigating body all the information it desires for consideration in the formulation of a legislative policy, the supreme court held today.

The court sustained a decision of the lower court in three cases from Maryland, brought by government against Hammond, Snyder and company, the Baltimore grain company and H. C. Jones company.

Wheat Market Takes Tumble

CHICAGO, March 16.—In a wild and closed market, at the lowest point reached, \$1.94 1-2 to \$1.95, May delivery, Hys, corn and oats also suffered a severe fall.

Nomination is Turned Back by Vote of Senate

Second Rejection is Greater Than First, As Vote is 46 to 39; Prolonged Session Is Threatened

WASHINGTON, March 16.—(By the Associated Press)—The senate today rejected for a second time the nomination of Charles B. Warren to be attorney general.

The vote was 46 to 39 as compared with the tie vote 40 to 40, on which the nomination was first rejected last Tuesday.

Every one of the 39 senators voting for confirmation were republicans. The opposition was a combination of democrats and republican insurgents.

President Coolidge has announced he will offer Mr. Warren recess appointment, but the nominee has not indicated whether he will accept.

The roll call. The roll call follows. For confirmation—Republicans—Bingham, Butler, Cameron, Capper, Cummins, Curtis, Dale, Deneen, Dupont, Ernst, Fernald, Fess, Gillett, Goff, Gooding, Hale, Harrell, Jones of Washington, Keyes, Leuroot, McKinley, McLean, McNary, Means, Metcalf, Moses, Oldie, Pepper, Pine, Sackett, Schall, Shortridge, Smoot, Spencer, Stanfield, Wadsworth, Watson, Weller, Williams.

Against confirmation—Republicans—Borah, Brookhart, Couzens, Frazier, Howell, Johnson, Ladd, LaFollette, Norbeck, Norris.

Democrats—Ashurst, Bayard, Blease, Bratton, Broussard, Bruce, Caraway, Copeland, Dill, Edwards, Ferris, Fletcher, George, Gerry, Glass, Harris, Harrison, Heflin, Kendrick, King, McFarland, Mayfield, Neely, Hjalston, Ransdell, Reed of Missouri; Robinson, Shepley, Simmons, Smith, Swanson, Trammell, Tyson, Walsh, Wheeler—35.

Farmer-Labor—Shipstead—1. Pairs Announced. Pairs were announced as follows: Edges, republican, for; Stephens, democrat, against.

Phlips, republican, for; Pittman, democrat, against. Warren, republican, for; Overman, democrat, against.

Reed of Pennsylvania, republican, for; McMaster, republican, against. Green, republican, for; Jones, New Mexico, democrat, against.

Senator Underwood, democrat, Alabama, is in Bermuda and was without a pair. There was no announcement how he would have voted.

After acting on the nomination, the senate held a short executive session and then adjourned until noon tomorrow.

Prevention Threatened. Some senators have threatened to prolong the session in order to prevent the president from making a recess appointment.

With a number of nominations waiting, the executive session confirmed the nomination of a single postmaster and kept the way open for further sessions by leaving on its calendar nominations of two assistant attorneys general and other recent appointees.

"We have several matters of importance left to consider," smilingly remarked Senator Walsh, democrat of Montana, a leader of the opposition to Mr. Warren, as he left the senate chamber.

The votes gained by the opposition today were those of Senators Dill, Edwards, Gerry, Kendrick and Smith, democrats and Howell and LaFollette, republicans. The administration forces gained the vote of Senator Leuroot, republican, Wisconsin, but lost that of Senator Reed, republican, Pa., who was paired with Senator McMaster. Senator McMaster previously voted against the confirmation. The administration also lost the vote of Senator Overman, democrat, North Carolina, who last Tuesday voted for.

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SHEPHERD OFFERED HUSH MONEY, SAYS CHICAGO SCIENTIST

CHICAGO, March 16.—(AP)—C. C. Faiman, head of a school of science, under severe interrogation today broke down and admitted that William D. Shepherd, held in custody in connection with the death of William McClintock, Shepherd's rich foster-son, had promised him \$20,000 to "keep his mouth shut."

Faiman previously had told that Shepherd had taken a course in bacteriology at his school, the National University of Sciences, and after the brief course of a few days, three test tubes, at least one containing typhoid bacilli, had disappeared. He said Shepherd had written him, Young McClintock died of typhoid fever.

The announcement said that Faiman had told of a \$20,000 offer by Shepherd came from Assistant State's Attorney Joseph Savage, while the grand jury was hearing witnesses. Mr. Savage said Faiman's admission was heard by two detectives and himself.

CONTRACT ON ROAD HERE TALKED OVER

To confer with the county court over the possibility of bidding on a contract for the Prairie road project, Clyde R. Seltz, formerly with the forest service here and now in the road contracting business at La Grande, was here today. The Prairie road job for which \$77,000 in bond money is available is expected to be started just as soon as good weather prevails. "We have not yet decided as to whether bids will be called for on private contract or whether the county will handle the work. It will depend on what estimates we can obtain on the project," is the statement today of Judge C. P. Barnard of the county court.

Eugene Will Have Data in Blue Book

Eugene will be represented in the new issue of the North American A. B. C. Manual and Blue Book, according to word received by the Eugene chamber of commerce from the publishers at New York. Data on Eugene, including population, industries, schools and many other items of interest have been prepared by the publishers and this list has been sent here for correction. The names of 50 to 75 men prominent in the business and industrial life activities of the city are also asked for by the manual publishers.

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