

The Weather
 Forecast: Fair tonight and
 Tuesday; warmer tonight.
 Temperature
 Highest yesterday 77
 Lowest this morning 48

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Thirty-Third Year No. 47

COURT UPHOLDS RIGHTS OF STRIKERS

The Capital Parade

By Joseph Alsop and Robert Kintner

WASHINGTON, May 16.—(AP)—The pertinacity of Attorney General Homer S. Cummings does credit to his bulldog Connecticut breeding. After the bloody combat over the court bill, most new dealers have preferred to forget the ill-fated measure. Not so the attorney general.

He was the bill's real author, and he still longs to see some of its provisions become law. He would like especially to go down in history as the attorney general who refused the lower federal courts, and that is why he has not yet given up hope for the enactment of the court clause providing for a supreme court proctor.

The notion of a proctor was originally conceived by William Denman, a friend of the White House's left wing advisers who is now, by his cronies' influence, a justice of the circuit court of appeals in California. As planned by Denman and embodied in the court bill by Cummings, the proctor would have had supervisory power over all lower courts. It would have been his duty, under the direction of the chief justice, to speed up judicial procedure, take care of lags by assigning extra judges and the like.

Recently, both Cummings and Denman made efforts to revive the Proctor plan. Senators were approached. Strategy was discussed. At length it was decided that it would be impossible to go ahead unless the justices of the supreme court themselves would intimate their approval of the plan to the senate judiciary committee.

Therefore, Judge Denman, who was in Washington for a brief visit, called on Justice Owen J. Roberts and other members of the court. They all turned him down flat, and each offered the same argument—that supervision of a proctor's office was more additional work than the court could handle.

An amusing picture of court procedure was painted for Judge Denman by chief justice Hughes in even more quite fantastic, it was said. He does not limit his studies to cases which interest him, preferring to familiarize himself fully with the minutest details of every case before his court.

HAVE PROTECTION OF LABOR BOARD IF CAUSE IS JUST

Decision Upholds NLRB Order Directing McKay Co. to Reinstate Five Men in San Francisco Walkout

WASHINGTON, May 16.—(AP)—American workmen learned from the supreme court today that they were entitled to protection of the national labor relations act if they strike because of an unfair labor practice by their employer.

In another decision of interest to labor, the tribunal directed the federal circuit court at Philadelphia to show cause why it should not permit the national labor relations board to recall an order directing the Republic Steel corporation to reinstate 5,000 striking workmen.

Justice Roberts delivered the ruling that workmen who strike still retain the protection of the labor act if its provisions barring unfair labor practices have been violated.

The decision sustained a labor board order directing the McKay Radio and Telegraph company to reinstate five employees in the San Francisco office who had joined in a strike.

In addition to delivering a series of opinions, the court agreed to review an attack by 18 power companies on constitutionality of the government's Tennessee valley authority power program. Arguments will be held next fall.

Action on a petition by Thomas J. Mooney, California convict serving a life sentence for complicity in the 1916 San Francisco Preparedness day parade bombing, was deferred.

The court will hold two more sessions before adjourning for the summer.

ICKES BEST WISHES GO TO HENRY HESS IN FRIDAY PRIMARY

WASHINGTON, May 16.—(AP)—Secretary Ickes, in a letter made public today by Elton Watkins, former Oregon congressman, said Governor Charles Martin of Oregon was "no new dealer" and gave his best wishes to Martin's democratic primary opponent, Henry Hess.

Ickes' letter, addressed to Hess, will be read tonight at a mass meeting of the Hess supporters in Portland, Watkins said.

Ickes wrote that Martin's stand on public power had exiled him from the ranks of good new dealers.

"I believe the real test of progressivism is the degree to which a candidate believes the people should themselves determine whether they shall have and how they shall use public power," Ickes wrote.

"And Governor Martin's real stand on this issue, as I have seen it working out in practical application rather than in lip service on a ticklish political issue, convinces me he is at heart no new dealer."

Watkins said Ickes had given him a copy of the letter.

EX-UNION PRESIDENT RUNS OUT ON COURT

HILLSBORO, May 16.—(AP)—Ray Gillespie, former president of the Seaside local of the Sawmill and Timber Workers' union, failed to appear Saturday for sentencing on a charge of assault and battery.

Edward Greeley and Wallace Webster, accused with Gillespie, were sentenced to four and three months, respectively, in the county jail. Gillespie was sentenced to three months. Gillespie has been on parole from a three-year penitentiary term. He pleaded guilty to charges growing out of a fatal riot at Seaside in 1935. Last week he entered a plea at Astoria to change his location to innocent. His parole was revoked after his arrest here.

Lily Pons To Wed Orchestra Leader

NEW YORK, May 16.—(AP)—Lily Pons said today she would marry orchestra leader Andre Kostelanetz "just before we leave for South America on June 26."

The petite opera star said that the wedding would be in New York, out that the exact date hadn't been set. She will tour South America for two months.

Miss Pons arrived on the liner Normandie from a five-weeks' concert tour of Europe.

Mental Patient Drops To Death

PHOENIX, Ariz., May 16.—(UP)—M. L. Davis, a patient at the state insane asylum here, dropped 100 feet to his death Sunday from a water tower on the institution's grounds.

At 8 a. m. Davis climbed 75 feet up the tower, shouting "Come on up and get me." At noon he clambered to the platform on top of the tower. He hung from the platform for 15 minutes and then dropped to the ground. Dr. B. M. Berger, superintendent said.

SIDE GLANCES

by TRIBUNE REPORTERS

Leland Brophy taking candid camera shots of the nubile beauties at a popular swimming pool.

Maury Spatz making a non-stop fight to Portland all by himself but taking four hours to find the city.

Lillian Clement expressing his delight at serving so beautiful a monarch as Queen Pearl at the catfish derby.

Deputy D. A. George Nelson getting a prisoner to demonstrate graphically how he clouted the noble jungle mayor over the cranium with a four-foot pipe.

Jerry Jerome hurrying to the baseball game instead of the catfish derby when he discovered his political opponent for justice of the peace had signed up to throw the first ball, by snatching the pitch and giving Bill Coleman a square deal, too.

25 Burn to Death, 13 Are Injured in Hotel Fire

Cop Kills Three



Patrolman Anthony Modleski, 30 (above) won the name of "gentleman cop" in New York because of his devotion to his family. Police said he killed his wife, two sons and himself in a fit of despondency. A third son was wounded.

FARLEY GIVES SUPPORT TO KENNEDY, EARLE IN PENNSYLVANIA VOTING

NEW YORK, May 16.—(AP)—Openly entering into the controversial democratic political situation in Pennsylvania, James A. Farley, postmaster general and chairman of the party's national committee, today announced his support of Tom Kennedy for governor and George H. Earle for senator.

Farley said he did so because he thought the struggle within the ranks of the democrats "imperils the success of the party in the November election."

In conclusion, Farley said: "Again let me say that this is not a precedent. I intend to keep 'hands off' primaries in other states. Ordinarily it is bad judgment for a national chairman to indicate his interest in a primary contest in a state other than that in which he himself is a voter. The people resent it, and justly so. However, in this instance, the eyes of the nation are on Pennsylvania. I am voting my opinion simply in the hope that the voters of that state will do what is best for Pennsylvania and best for the United States."

FRANK WEIGHILL IS HOLDUP VICTIM

An unidentified, lone gunman held up Frank Weighill of 26 Cottage street about 9 o'clock Sunday night, directly in front of his home, but obtained nothing but an empty wallet, the victim reported to city police today.

Weighill said the man stuck a gun in his ribs after following him as he walked from Main street to his home. Just as he was about to turn up the walk leading to his house, the robber halted him and demanded his wallet. Weighill told police. After obtaining the purse, the gunman ordered Weighill into the house.

Later, the wallet was found lying halfway between the sidewalk and the house.

Weighill described the man as being 24 or 25 years old, slender build and wearing dark trousers and no coat.

JAPANESE CLAIM CHIANG IN HIDING

SHANGHAI, May 16.—(AP)—A Japanese army spokesman declared today that General Chiang Kai-Shek, China's war leader, had fled by airplane May 11 to Chungking, one of China's temporary capitals. Chungking, in Szechwan province, is on the Yangtze river, 1000 miles from the sea.

The spokesman said "our reports indicated Chiang Kai-Shek's health is precarious and that he is constantly attended by a nurse."

He said Japanese intelligence reports also "revealed" that General Li Tsung-Jen, commander of China's central front armies, had "evacuated his Suchow headquarters and his present whereabouts is uncertain."

HOUSE FAVORS FUNDS TO BATTLE SYPHILIS

WASHINGTON, May 16.—(AP)—The house passed today a senate bill authorizing annual appropriations ranging upward from \$3,000,000 for federal aid to states for venereal disease control. The bill went back to the senate for consideration of minor changes the house made.

Four Boys Drown; Four Men Lose Lives in Truck Crash

By the Associated Press
 Four boys, two of them 10-year-old twins, drowned and an automobile accident, the sad finale of a fishing trip, killed four men yesterday.

Three women were miraculously spared from death when their automobile crashed through the guard rail on the Columbia river highway and hurtled over a 350-foot drop.

The fishing trip tragedy killed Ray Metzger, Frank Welty, John Wettenkamp and Arthur Kroesky and injured four companions. Their car overturned on the Wapinitia highway 14 miles west of Maupin.

Thomas and Theodore May, twins of Hillsboro drowned while fishing in the Stinson mill pond in Scrogins valley.

Allen Ray Wing, 9, died in the mill pond of the Mitchell Lumber company five miles east of Detroit and his 12-year-old brother, Edwin Ernest, lost his life in a futile rescue attempt.

Welty and Metzger were Gresham residents. Kroesky lived at Rockwood and Wettenkamp's address was given as Baseline. Welty, Metzger and Kroesky died instantly and the fourth victim en route to a hospital.

Clarence Aletine, one of the survivors, who said he was driving, blamed the crash on a moment of sleepiness or a blowout.

A car carrying Mrs. J. B. Roulier of Oakland, Calif., her daughter, Gwendolyn, 18, and Mrs. Laurena Webster of Portland, spun over one sheer drop of 100 feet near Crown Point. Mrs. Roulier, the most seriously hurt, suffered shock and a possible hip fracture.

Dancer Plunges 2,000 Feet To Death From Hired Plane

OMAHA, Neb., May 16.—(UP)—Ward C. Fritz, 22, well-known Omaha dancer, leaped 2000 feet, from an airplane here last night. Fritz had hired Alvin R. Knudsen, Omaha flying weather man, to give him a ride in his ship. Fritz leaped from the plane as it passed over Council Bluffs.

The youth, Knudsen said, gave no indications of his intentions and Knudsen did not know what was going on until he glanced back and saw the man on the right wing.

The ship was traveling about 100 miles an hour.

The body landed in the garden of Carl Addington in Council Bluffs. It was imbedded at least two feet in the soft ground and was badly smashed.

Knudsen said the man specified he wanted a ride in an open ship. He paid \$2 in advance for a 10-minute spin over the two cities. Knudsen's ship is a three-seater and the pilot suggested his fiancée make the trip with them, but the man demurred.

"If it's all the same to you I'd like to go alone," he said.

Six minutes later he leaped to his death.

Escaped Maniac Hacks Five Of Family With a Cleaver

PHILADELPHIA, May 16.—(UP)—An escaped asylum inmate late Sunday killed his mother with a meat cleaver, hacked at his two brothers and two sisters, then slashed his own abdomen and set the house on fire.

Police said the slayer, Dr. Joseph A. Bozjanian, 33-year-old dentist, fled from the Philadelphia hospital for mental disease for the fifth time, sought refuge in his mother's home and then ran amok with the meat cleaver.

His mother died at once. The two brothers and two sisters were near death in a hospital, their features so chopped they were unrecognizable.

Bozjanian failed in his attempt to end his own life. A patrolman on his way to report for duty saw smoke pouring from the home and his investigation led to discovery of the attacks.

The dentist escaped from the institution March 8. Since that time he has lived with his mother. Folios physicians said fear of returning to the asylum cracked his already weakened mind.

His sisters, Dorothy, 22, and Hettie, 28, and the two brothers, Louis, 36, and Jacob, 31, were attacked in their sleep.

Mother Held for Scalding Infant Daughter to Death

SALT LAKE CITY, May 16.—(UP)—An hysterical mother who assertedly confessed to the scalding death of her two-year-old daughter, was held today in the psychopathic ward at Salt Lake county hospital.

The mother, Mrs. Clella Winn, 40, is being held as a mental case, but authorities said a first degree murder complaint may be pressed against her.

Deputy Sheriff R. C. Jackson said Mrs. Winn gave a bedside confession at the hospital that she placed her baby, Shirley, in a tub of boiling water.

The child died within an hour at the county hospital of third degree burns from the neck down. Neighbors who heard her screams called sheriff's officers. Mrs. Winn is the mother of two other small children.

The woman's husband, Robert, arrived home soon after the tragedy and accompanied his wife and daughter to the hospital.

LA FOLLETTE SELECTS NEW PARTY DIRECTOR

MADISON, Wis., May 16.—(AP)—Governor Philip La Follette announced today that Adjutant General Ralph M. Emmell had been selected as executive director of the new political party, National Progressives of America.

Emmell previously had been mentioned in progressive circles as a possible candidate for United States senator.

Governor La Follette said the new party had received thousands of applications for membership from all parts of the country in the last two weeks. The party formally was launched by La Follette at a mass meeting in Madison April 28.

HOOPER TRIES FISHING ON VISIT TO WISCONSIN

GOODMAN, Wis., May 16.—(AP)—Former President Herbert Hoover was fishing at Coleman lake near here today, the second day of Wisconsin's 1938 fishing season.

Hoover is scheduled to make the principal address at the golden anniversary dinner of the Milwaukee Boys' Club Wednesday night.

MARTIN ANSWERS CRITICISM FROM SENATOR NORRIS

Governor Reaffirms Loyalty to Roosevelt—Says Remarks About Incompetent Officials Justified

SALEM, May 16.—(AP)—Governor Charles H. Martin, who faces the democratic voters Friday in his fight for renomination, reaffirmed his loyalty to President Roosevelt today in answer to the statement of Sen. George W. Norris (Ind.-Neb) that he was "disappointed" in the governor.

The white-haired, retired major general said in a press statement that he has supported the president "because I have firmly believed that he was, and now is, making an honest and earnest endeavor to better the condition of the forgotten man."

Points To Resumes
 He pointed out that Senator A. E. Reames, whom the governor appointed, "has given the president loyal support."

"In my endeavor to restore and maintain law and order in this state and promote its interest and the prosperity of its people, I have had occasion to criticize the acts of certain incompetent federal officials. I stand back of such criticisms, for they were just."

The governor apparently was referring to Secretary of Labor Frances Perkins, whom he once called "that miserable secretary," and the national labor relations board, which he invited to get out of the state when he charged the board was too "important" to settle the jurisdictional labor dispute, that crippled the lumber industry.

Henry L. Hess, Martin's opponent who has the support of labor organizations, has claimed that the new deal is behind him, while the governor has been quoting a letter from James A. Farley, democratic national chairman, who said "you've done a good job, governor."

Hess will read a letter tonight at a Portland rally from Secretary of the Interior Harold Ickes, who is expected to come out for Hess.

Farley said in New York today that he would "keep hands off" primaries in other states "but Pennsylvania."

The governor said he interpreted Farley's New York statement to mean "that Hess won't get any new deal support."

The governor had nothing to say about President Roosevelt's denial that he has endorsed Martin, who quoted the president as saying "you and I make a good pair."

Political observers here were agreed that the new deal criticism of Martin would lose him votes, but there was no way of telling how many.

A friend close to the governor said "it will win votes for us because people resent national figures interfering with state elections."

A survey of the state's daily newspapers showed that political writers predicted Martin's renomination, but this survey was made before Ickes and Norris announced their opposition. The writers also predicted that Charles A. Sprague, Salem publisher and Republican candidate would oppose Martin in November.

They also forecast that the senatorial nominees would be Willis Mahoney, democratic former Klamath Falls mayor, and State Treasurer Rufus C. Holman, Republican. All three representatives in congress were favored to be renominated.

The vote on Friday's primary is expected to be slightly above average, with 50 per cent of the republicans and 45 per cent of the democrats casting ballots.

Lumberman's Body Is Found In Snow

FRESNO, Cal., May 16.—(UP)—Undersheriff C. A. Tarr disclosed today that the decomposed body of J. E. Shipley, 44, Fresno lumberman, missing in the Sierra Nevada since March 9, had been found in a snowdrift near the road leading to the Byles-Jamison sawmill, seven miles northwest of Shaver lake.

They said that two employees of the lumber company discovered the body Sunday after they saw a blue sweater lying on the surface of the snow.

SALT LAKE CITY, May 16.—(AP)—A vigorous campaign to "destroy the public conception that the turkey is a holiday bird," was agreed upon today by directors of the Northwestern Turkey Growers' association, in a semi-annual executive meeting here.

The association, the world's largest turkey growers' cooperative, "is going to make turkey a year-round dish," Herbert Byers, general manager, said.

Golden Gate Span Engineer Passes

LOS ANGELES, May 16.—(AP)—Joseph Strauss, 68, engineer for San Francisco's Golden Gate bridge and other world-famous structures, died today of a heart attack in his apartment here.

Strauss was born in Cincinnati and was graduated from the University of Cincinnati in 1892.

He was the originator of five types of the Strauss Trunnion Bascule bridge which is standard throughout the world, and also originated two types of life bridges.

Bridge Authority Passes
 WASHINGTON, May 16.—(AP)—The house passed today and sent to the White House a bill authorizing the Oregon-Washington bridge board of trustees to sell bonds to finance construction of a toll bridge across the Columbia river at Astoria, Ore.

BASEBALL

National	American
Boston..... 5 10 1	Philadelphia..... 3 8 1
Brooklyn..... 4 8 8	Cleveland..... 4 12 2
MacPhayden and Mueller, Pittsburgh, Pessnell, Marrow and Phelps.	Thomas and Brucker, Allen, Rudlin and Pytlak.
New York..... 3 8 3	Washington..... 7 7 1
Philadelphia..... 12 15 0	Detroit..... 15 11 6
Schumacher, Lohrman, Vandenberg and Danning; Walters and Atwood.	Chose, Kohlman, Gulliani, Phelan, Kelley and R. Ferrell; Kennedy and York.

Heads Cabinet



Paul Spank (above) undertook the formation of a three-party government for Belgium to replace that of Paul Emille Janson, defeated by controversy over tax proposals.

MOTHERS, TEACHERS FUNCTION TO TRAIN FOR CAPABLE LIFE

SALT LAKE CITY, May 16.—(AP)—America's children will carry the torch of living into the nation's future and the chief function of mothers and teachers is to prepare the coming generation to live fully and capably in a democracy, the president of the National Parent-Teachers' association told the 42nd annual convention today.

Silver-haired middle-aged Mrs. J. K. Pettengill of Detroit, association president and an instructor in Wayne university, urged a double-approach to preparation of children for life—each child developed individually, but with a "social awareness to the democratic group welfare."

Twenty-two hundred persons, half of them delegates, attended the convention's first general session in vast, resonant Mormon tabernacle.

Four regional vice presidents were nominated for reelection tomorrow. The women, each accompanied in her regional district, included Mrs. William Kietzer, Portland, Ore.

MILK CONTROL ACT UPHELD IN DECISION OF CIRCUIT JUDGE

SALEM, May 16.—(AP)—Circuit Judge Leavelle today upheld the constitutionality of the legislative act creating the milk control board and validity of an order under the act which had been attacked in her case of W. E. Savage and Bruce Fox against Governor Martin and other including members of the milk control board named as E. W. Smith, Glen Marsh and A. E. Engstrom.

While Savage and Fox were specifically named as plaintiffs the suit affected 21 producer-distributors of milk in the Salem milk shed, claimed by plaintiffs to represent approximately 40 per cent of the production in this area.

Attack on the order was because of payments required under the order into a pool to equalize and stabilize prices to the producer.

The order of the board was attacked on the grounds that the pooling provisions of the milk control board statute are in violation of the privileges and immunities clause of the federal constitution, that it takes property of the plaintiffs without due process of law and that the statute unlawfully delegated legislative functions to the control board.

JOAN LELAND TO WED STATE OFFICER BEER

GLANTS PASS, May 16.—(AP)—Frank James Beer, state police officer, and Joan Leland, both of Medford, were issued a marriage license here today.