

THERE IS NO SUBSTITUTE FOR CIRCULATION Daily average for November 6056. Member Audit Bureau of Circulation. Member Associated Press—Full leased wire service.

Capital Journal

THE WEATHER OREGON: Tonight and Saturday generally fair, continued cold; moderate winds, mostly easterly. Local: Snow 5 inches; max. 26; min. 20; cloudy; north wind; river 2.4 feet.

SALEM, OREGON, FRIDAY, DECEMBER 15, 1922 PRICE TWO CENTS ON TRAINS AND NEWS STANDS FIVE CENTS

KELLER IGNORES COMMITTEE SUMMONS

OLCOTT SAYS KLAN DANGER NATION WIDE

Governors Are Warned Growth of Organization Means Destruction Of Present Government.

White Sulphur Springs, W. Va., Dec. 15.—Characterizing the Ku Klux Klan as "one of the greatest menaces ever confronting our national or civic life," Governor Olcott of Oregon, speaking before the governors of the United States in annual conference here last night, uttered a warning to other states of the union against the encroachment of this organization which, he declared, has already made its presence so strongly felt in his own state.

NORTH CAROLINA GOVERNOR RISES TO DEFEND KLAN

White Sulphur Springs, W. Va., Dec. 15.—State executives attending the fourteenth annual conference of governors here turned from their conference discussions today to an inspection of coal mines near Beckley after engaging at midnight in the first flurry of debates which has marked the session.

\$1,000 Forfeit

Advertisers write The Capital Journal that the Statesman is seeking to take away advertising now carried by The Capital Journal claiming the largest circulation in the field.

The Capital Journal has no quarrel with the Statesman and does not believe in newspaper squabbles. It believes in a live and let live policy. It does not seek Statesman business. It believes in newspaper competition in all fields and believes that a morning newspaper is a community asset for Salem.

The Capital Journal however, has no intention of losing any of its business on false pretenses. It has now and has had for years by far the largest paid circulation in Salem and vicinity, an authenticated audit and proven paid in advance circulation.

The Capital Journal has deposited \$1,000 in Ladd & Bush bank to be forfeited to the new Salem hospital if an audit of the circulations of both The Capital Journal and the daily Statesman, conducted by the Audit Bureau of Circulation, whose auditor is now in Salem, does not show that the Capital Journal has at least 1,000 more subscribers than the Statesman, the Statesman to forfeit \$1,000 to the hospital if it does not have within 30 days of the date of the audit a list of its subscribers of The Journal's circulation.

The Statesman should not buy a pig in a poke, but what they are buying in the number of subscribers a paper has. The Journal's circulation is audited and its books are open to all. To place the Statesman in the same plane, The Journal will pay the entire cost of the above audit and of its membership in the Audit Bureau of Circulation.

THE CAPITAL JOURNAL, George Putnam, Publisher. Salem, Dec. 14.

(From the Statesman December 15)

The Statesman will not, under any pretext, be drawn into brawls or controversies with its competitors. This has been its policy under the present management, and this policy will continue. We believe in the Golden Rule, in the newspaper business, as in other callings. We have no quarrel with competitors. The Statesman has the number of actual subscribers published at the head of the paper from day to day, or from time to time. They are not all "paid" subscribers, or paid in advance, according to the rules of any auditing concern; because, for nearly 72 years, The Statesman has given credit to reliable patrons, and it does not wish or expect to depart from this custom. The subscription books of The Statesman are open to any interested party, to show the truth of its circulation statements. We do not seek to tear down any legitimate business. We work and hope for the good and prosperity of all in every line of honorable endeavor, and we expect to adhere to this course and to conduct our business, as in the past, with every regard for the highest good of the country, the state, and the city of Salem and its ever widening patronizing territory.

IN OTHER WORDS, THE MORE PAPERS GIVEN AWAY THE BIGGER THE CIRCULATION.

Jesse Webb, Prison Editor, Granted Full Pardon By Governor

Jesse P. Webb who on August 5, 1911—more than 11 years ago—entered the state prison here under sentence to hang for the murder of William Johnson in a drunken brawl in a Portland hotel, today passed out of the prison gates to freedom, a free man and a full fledged citizen once more.

Webb, who was snatched from the gallows through the extension of executive clemency by Governor West who commuted the sentence of death to one of life imprisonment, was granted a full pardon by Governor Roy W. Ritner Thursday afternoon.

The scene attending the presentation of the pardon to Webb was a most dramatic one. Called into the presence of the governor, the parole board and officials of the prison in the office of Warden Lewis, Webb was confronted by the governor, a total stranger to the prisoner.

"I have here a little document which might be of interest to you," Governor Ritner told Webb as he handed him the pardon. Opening the document and receiving therefrom the first intimation of its import, Webb was, for a moment unable to speak.

Then, "I don't know how to express my appreciation for this," he stammered, his face twitching and tears forcing their way into his eyes.

STATE SEEKS TO REGULATE PHONE TRUST

Public Service Commission Wants Access To Records of Parent Company In Probe.

In an attempt to force a showdown on the part of the American Telegraph & Telephone company as the real power behind the throne which guides the destinies and garners the profits of the telephone business in Oregon, the public service commission today called upon Attorney General Van Winkle for an opinion as to whether the American company is a "public utility" subject to the jurisdiction of the Oregon regulatory body.

Heretofore, the commission points out, efforts at rate regulation in this state, as in all other states, have been based upon the records of the subsidiary company which, it is intimated, are held white of any profit by the parent company, the American Telephone & Telegraph company, which through the assessment of rental fees, the sale of equipment and other sources is waxing fat safely beyond the reach of the state regulatory bodies.

Control Is Sought. It is in an effort to compel the American company to disclose its records that the actual facts with respect to its profits, the reasonableness of its tolls upon its subsidiary companies and other facts pertinent to the problem of rate making, may be learned, that the commission desires to bring the parent company upon the carpet as a "public utility" within the meaning of the law of this state. The Oregon utility act, the commission points out, describes a

LOCAL THEATER MANAGER DEAD

Charles O. Kupper, for the past four years manager of the Oregon theatre in this city, died at the Deaconess hospital this morning at 2 o'clock. Death was due to heart trouble.

Mr. Kupper was taken ill early in the fall but was able after a short time to return to work. He soon became ill again and about three days ago was taken to the hospital. There survive, a widow, Mrs. Francis Kupper, and three children, Oliver, Francis and Parnell, and two brothers, Frank Kupper, Portland, and Ernest Kupper of St. Louis, Mo., and a step-brother, Geo. Gaun, of St. Paul, Minn.

WAR VETERAN KNOWN HERE DIES IN EAST

Word was received here today of the death on Dec. 4 at his home at Fond Du Lac, Wisconsin, of Theodore Herring, a veteran of the civil war who has visited several times in Salem during the past years with a sister, Mrs. Louise Stange, and a brother, Franklin Herring, and while here became acquainted with a number of the Civil war veterans in Marion and Linn counties. Death came after an illness of only a week. His old age was a contributing factor in his death. As a member of the army he saw active service throughout the civil war and returned in very poor health. It was not thought at the time that he would live. He recovered gradually however and has been one of the most prominent citizens of the community since. Town clerk, treasurer of the school district, and a member of the county board of the Republican party, were among the offices he held.

SANTA NEEDS MORE HELP

RELIEF FROM COLD IS NOT IN PROSPECT

Weather Man Sees No Hope of Thaw; Storm General Throughout Country Today.

"Fair and continued cold" is the weather prediction for Salem and vicinity tonight and tomorrow. Although the snowfall, which ceased yesterday evening, had not resumed at 2 o'clock this afternoon, there was no indication that that which lay on the ground might leave.

Street car tracks were cleared of snow yesterday afternoon and cars were running on schedule today. The steam plant of the Portland Railway, Light & Power company, an auxiliary of the hydro-electric plants, was yet operating.

No accidents of consequence, resulting from the storm, occurred here.

The minimum temperature last night was 20 degrees and the maximum was 26.

All Traffic Impaired.

Portland, Or., Dec. 15.—Railroad and street car traffic in Portland and the state generally was kept going today by means of snow plows which were brought into commission following a general snowstorm over the state yesterday.

The Columbia river highway was practically blocked by the drifts and ice was running in the Columbia river.

Ashland was the only city to report ideal sunny weather, while the eastern part of the state reported below zero weather. Business at Hood River was paralyzed, while The Dalles is having a water shortage, due to a slide in the watershed of the creek which supplies the city.

No Relief in Sight.

Spokane, Wash., Dec. 15.—No relief from the zero temperatures prevailing over eastern Washington was seen today by E. M. Keyser, local weather bureau man. He

FIREMAN KILLED IN RAGING BLAZE

Bozeman, Mont., Dec. 15.—One member of the fire department was killed early this morning and two others overcome with smoke fighting a blaze in the downtown district which started about two a. m. today and was still spreading at noon.

BANK MESSENGER IS ROBBED OF \$20,000

Philadelphia, Pa., Dec. 15.—Six men in an automobile today held up a bank messenger in Darby, a suburb, and robbed him of about \$20,000 after shooting him in the chest. The messenger was taking cash for payroll from the First National bank of Darby to several industrial plants in Philadelphia.

Who Will Help Santa Claus Reach Him

Is old St. Nick going to miss this little boy in the streets of his Christmas Eve rush? Or will someone in Salem volunteer to make sure he finds him and answers the following plea: "Dear Santa Claus: "I am writing you to let you know what I would like for Xmas. Anything would be nice, but best of all, I would like a pair of shoes for Sunday so I can go to Sunday school. I am 10 years old."

A pair of nice Sunday shoes for a 10-year-old boy left at the Elks temple will find their way to this little boy on Christmas Eve.

AUTO THOT USED BY CLARA PHILLIPS PROVED ANOTHER'S

Cincinnati, Ohio, Dec. 15.—Police authorities of this city have visions before them today of the escape from the Los Angeles county jail ten days ago of Mrs. Clara Phillips convicted "hammer murderer" following the finding of an abandoned, mud splattered, touring automobile in which was a pool of blood near Lincoln park last night. There was no license tag on the car but in the pocket of the machine was found a certificate of registration under the California regulations issued to "Walter Phillips, 1135 Wall street, Los Angeles."

There also was a motor vehicle operator's license number 726,033, issued September 21, 1921 to Walter Phillips, 648 south Kohler street Los Angeles.

The car bore every evidence of having traveled far and hard. Under the rear seat was a towel, hatchet and hammer, on which were drops of blood.

Another Phillips

Los Angeles, Cal., Dec. 15.—Walter Phillips, bricklayer, left here several months ago with his wife, planning to travel by automobile to New York, working at his trade on route. He was the owner of the automobile found in Cincinnati last night, according to records here and neighbors to the Wall street bungalow where the Phillips formerly lived.

MORE IS PLEDGED FOR WILLAMETTE

"If the present drive for Willamette is successful, and I think it will be if the people realize what the future of the college is, I can see 1000 students on the university campus," said Dr. B. L. Steeves today at the luncheon of the Lions club of Salem and the captains of the team captains. "Salem people will also be advertising Salem by saying, 'Salem is the seat of Willamette university.'"

CHEMEKETA CHAPTER OF DE MOLAY INSTALLS

Chemeketa Chapter, order of De Molay, held its first meeting last evening at the Masonic Temple, with the installation of officers. Sixty members of the chapter, who were initiated last Saturday evening at the Sunnyside chapter in Portland, attended the session and took part in the evening's program. Officers installed last evening are as follows: Herbert Socolofsky, master counselor; Merle Petram, senior counselor; Frederick Arpe, junior counselor; Harold Socolofsky, senior deacon; Lewis West, junior deacon; Desmond Duro, senior steward; Francis Fletcher, junior steward; Keith Brown, scribe; Alvin Lemmon, treasurer; David Adolph, sentinel; Dwight Mulkey, chaplain; Verne Mathis, marshal; John Eaton, standard bearer; Christopher Busch, almoner; Harold Mero, orator and Roy Okerberg, organist.

REFUSES TO HEED CALL TO APPEAR

Refusal To Participate In Impeachment Of Daugherty Further Indicated By Action.

Washington, Dec. 15.—Representative Keller, republican, of Minnesota, failed to appear today before the house judiciary committee in response to a formal summons. At his office it was stated that he had decided definitely not to respond to the subpoena served on him late yesterday after he had dramatically announced his withdrawal from further participation before this committee in the presentation of his impeachment charges against Attorney General Daugherty.

Whether the committee will undertake to compel his appearance or to hail him before the bar of the house for contempt will not be decided before tomorrow, postponement of further proceedings until that time having been taken at the request of Attorney Jackson H. Ralston, who stated in a letter to Chairman Volstead that he was representing the Minnesota member.

Immediately there was inquiry as to whether Mr. Keller would appear tomorrow. James H. Vahay, an attorney of Boston who presented Mr. Ralston's letter, said he was unable to answer that question, that Mr. Keller would act on advice of counsel.

SEVEN CASES OF DYPHTHERIA IN CITY; BOY DEAD

Although one school boy, Jack Barker, six years old died of diphtheria this morning, and there are approximately seven other cases of diphtheria affecting Salem school children, school officials, at a conference held this afternoon, reached the conclusion that it would be best not to close any of the local institutions.

Every precaution will be taken to curb the spread of the disease and another nurse, to assist Miss Grace Taylor, will be employed if one is available, City Superintendent George Hug stated.

According to Dr. J. O. Matthis, school physician, the state board of health advises that the schools be kept open. The theory is that the children, if in school, will be in better care than if they were allowed to go where they choose.

Children, if they wish, may be immunized by their physicians, Dr. Matthis said. That, he said, is the only guarantee against the disease.

The lad who died this morning is the son of John Barker, Jr., who is employed by a local florist.

HOPE OF FINDING AVIATORS GONE

Nogales, Ariz., Dec. 15.—Virtually all hope of finding Colonel Francis C. Marshall and Lieutenant C. L. Webber, missing aviators, or their bodies has been abandoned, it was stated today by officers at Camp Stephen D. Little, from which place the search for more than a week has been conducted.

Arrangements were made today to have two planes re-enter Mexico to investigate a report that the lost aviators had been seen several days ago flying over Point Idherat.

Speeder Is Arrested.

Stanley Handford of Silverton was arrested here this morning and charged with speeding. He will be arraigned in the police court before Judge Earl Rice.

This coupon and five cents will admit any child of 12 years or under to the Special Capital Journal Matinee Roy Stewart in The Radio King at the Bligh Theatre, Saturday December 16 at 10 a. m.