



ROSEBURG NEWS-REVIEW



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SAYS SENATORS NOT ELIGIBLE FOR FISH BOARD

Senator Beals and Garland Cannot Serve, Opinion of Attorney-General.

MUST FORFEIT JOBS

Holds That Pierce Appointees Must Give Up Senate Seats or Positions on the Fish Commission.

SALEM, Ore., July 15.—State Senator A. G. Beals, of Tillamook, cannot legally sit as a member of the state fish commission, a position to which he was appointed by Governor Pierce several weeks ago to succeed P. P. Kendall of Portland. This interpretation of two sections of the state constitution was given down in an opinion by Attorney-General Van Winkle today in reply to an inquiry by Secretary of State Koser.

Through the status of State Senator S. M. Garland of Lebanon, who was appointed at the same time to succeed John C. Veatch, was not a question before the attorney-general, he also was illegally appointed for the same constitutional reason. Garland was sworn in as a member of the commission yesterday.

The opinion renders void actions of the commission since Beals became a member in which his vote was necessary for a majority, also all claims against the state which depended on his vote.

It is understood that Senator Beals will elect to serve on the fish commission and to do so will resign as state senator. This will not legalize a majority. Senator Garland, when queried by telephone today, stated that he will keep his senate seat and give up his post on the fish commission.

Mother Claims Her Baby Was Taken From Her While She Was Deserted; Foster Mother Asks Child's Return

SAN FRANCISCO, July 15.—A mother will go before the state district court of appeals today pleading for the recovery of her baby which she contends was taken from her by another woman while she was penniless and deserted.

OFFICERS ARE SEARCHING FOR MISSING GIRLS

Two Small Sisters Last Seen July 4 in Klamath Lava Bed Country.

POSSES JOIN SEARCH

Girls, 14 and 12, Were Herding Sheep for Father When They Disappeared—Crime Suspected.

KLAMATH FALLS, July 15.—While county authorities are running down vague rumors and innumerable clues, a determined group of trappers, sheep herders and ranchers left at daybreak today to search hidden caverns and caves in the sun-swept lava bed country in an effort to find some trace of June and Esther Bradshaw, aged 14 and 12, who disappeared eight days ago under mysterious circumstances.

ROSEBURG MEN IN ELKS' TRAPSHOOT MAKE GOOD SCORES

Roseburg trapshooters, who participated in the national trapshooting tournament at Portland yesterday afternoon, failed to make any of the high scores, although they placed well up in the list of individual shooters.

The entrants gathered in the club house after the shoot and formed a permanent organization to be known as the Elks National Trapshooting association.

Exactly 108 Elks entered yesterday's tournament, but scores were shot just for the fund of it. The tournament was successful beyond all expectations.

Among the Roseburg men who participated were Roy Oppie, John Marks and Ed Peyton.

Adrian Fisher, who has been visiting his parents and friends here for the past several days, left yesterday afternoon for Copco, California, where he is employed by the California Oregon Power Company.

DEFENSE PLANS IN SCOPES CASE OUTLINED TODAY

Dudley Malone Tells Jury Will Try to Prove Bible Must Be Restricted.

JURY IS CALLED IN

Scopes Makes Formal Plea of Not Guilty—State Will Restrict Argument to Violation of Law.

COURT ROOM, Dayton, Tenn., July 15.—The jury, officially became a part of the Scopes trial today, the oath being administered immediately after the entrance of a plea of not guilty by John Thomas Scopes, charged with violating the Tennessee anti-evolution statute.

MEDFORD MAN GOES ON TRIAL TODAY FOR BOOZE CHARGE

MEDFORD, Ore., July 15.—After deliberating for only five minutes a jury in circuit court this afternoon returned a verdict of guilty against R. Dawson of Klamath Falls charged with having sold liquor "while armed," to The Hut a soft drink establishment near the Oregon National Guard encampment this June.

According to the new law the penalty must be not less than one year in the state penitentiary.

MEDFORD, July 15.—R. Dawson of Klamath Falls, arrested in a raid last June on "The Hut," a soft drink establishment on the Crafer Lake highway during the National Guard encampment, is on trial in the circuit court on an indictment while armed.

Two women drawn to the jury box were excused from service on questioning as to qualifications.

The state challenged Mrs. J. Chandler Egan, wife of the north-west amateur golf champion, on grounds of prejudice, and the defense excused Miss Unseta Morgan, a school teacher on its pre-emptory challenges.

The trial is the first, as far as can be learned, under the law passed by the last legislature, "putting teeth in prohibition," by providing penalties for "gun carrying" while engaged in bootlegging, and kindred pursuits.

The defense at the opening of the trial, asked that all state witnesses be excluded from the courtroom, and the ruling of the court included District Attorney Newton Chaney, who participated in the raid.

MORE LEG. LESS NECK ON VIEW IN FALL IF RETAILERS HAVE WAY

NEW YORK, July 15.—More leg and less neck will be on view next fall if the conception of autumn modes for women prevails as revealed at the showing of the National Garment Retailers' Association.

Skirts 15 or 16 inches off the floor were not unusual at a showing last night at the Hotel Astor while collars were invariably high. For tailored dresses there were vests that buttoned high at the neck.

Sleeves on dresses were rather long and tight or long and flowing, but always long. The waist line was suggested more definitely than in recent seasons.

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W. J. Bryan Takes Floor

Judge Raulston Makes Lengthy Report of Decision on Point Moved by Defendant's Counsel—Takes Up Technicalities Separately, Then Says Motion Lost—Upholds Constitutionality of Evolution Law.

Judge Raulston today denied the defense's motion to quash the indictment against John T. Scopes. The judge's decision upheld the constitutionality of the Tennessee anti-evolution law.

The motion to quash was made Monday and the day was spent in argument. Judge Raulston was occupied all of yesterday in writing his opinion, which was voluminous.

The decision took up each contention of the defense and ruled that the defendant would be required to plead further.

Before reading his decision on the defense motion to quash Judge Raulston consented to pose for photographers with the decision in his hand.

After the judge read the grounds on which the defense sought to quash the indictment, he discussed the authorities cited.

Discussing the alleged discrepancy between the caption of the act and the body of the bill itself, he said:

"The general title of the act is one which is broad and comprehensive and covers all legislation pertaining to the general subject of state education."

"The title may cover more than the body, but it must not cover less. It need not index the details of the act, nor give a synopsis thereof."

In this particular case, he said, the caption of the act provided that purpose of the act is to prohibit the teaching of evolutionary subjects in the public schools of the state.

"It is true that this provision is rather general in its nature," he said, "and in my conception of the terms employed in the caption and body, those used in the caption are broader and more comprehensive than those employed in the body of the act, but in my opinion the caption covers all the legislation provided for in the body of the act."

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Cartoonist's Impressions of Evolution Trial

Cartoon depicting the trial scene with various characters and humorous dialogue.

Cartoonist's impressions of the trial, showing the judge, the defendant, and the prosecution.

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APPEAL TRIAL JUDGE OVERRULES MOTION OF DEFENSE TO DROP INDICTMENT AGAINST SCOPES

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