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GAS TAX IS UPHELD BY HIGH COURT

Constitutionality of the One Cent Gasoline Tax Is Sustained.

COURT DECLINES TO RECALL MANDATE

Supreme Court Also Decides on Case of R. H. Coker vs. P. K. Bellamy from Union County.

SALEM, July 24.—The supreme court today sustained the constitutionality of the one cent tax on gasoline imposed by the state legislature in 1919 for all purposes, and one cent additional on gasoline for motor vehicles imposed by the state legislature in 1921.

The city of Portland brought the suit.

Mandate Not Recalled.

The supreme court declined to recall the mandate for the hanging of Dan Casey August fourth for the murder of detective Phillips in Portland two years ago.

Action on Local Appeal.

SALEM, July 24.—The supreme court today decided on the appeal of R. H. Coker and P. K. Bellamy, known as the Eastern Oregon Music company, against the Union county appeal from Union county. A decree was given overruling objections to the cost bill. The opinion was given by Justice Harris. Judge Phillips presided when the case was tried in Union county.

EARLY MORNING FIRE BURNS THREE CARS

BAKER, July 24.—Fire this morning practically destroyed two Cadillac cars and a big six Studebaker belonging to Monte Miller. The fire was discovered at 5:15 but owing to the call coming in while the department went to 17th Valley street, an investigation showed no fire in the neighborhood and they were returning when the second alarm was sounded which directed the fire apparatus to the scene, the Monte Miller garage at 1825 3rd street.

By the time water could be played on the building the flames had made a good headway and before they were extinguished the interior of the garage was badly burned and the three cars damaged to an irreparable extent.

The Gebel Grand bus and Emerson truck is kept in the same garage. Clarence Holman, the driver, has been keeping the bus at his home, 1202 Cherry street, during the absence of Mr. Emerson. The truck, however, was damaged to the extent of \$250, with no insurance.

The Miller carried \$2,500 insurance on the three cars and they estimate their loss at between \$7,000 and \$8,000.

W. J. Lachner held the insurance on the car and P. C. Collins wrote the insurance on the building. The loss on the building is estimated at \$800.

The cause of the fire has not been determined.

Flier Loses His Course

MARSHFIELD, Ore., July 24.—Lieutenant Kendall of the San Diego flying squadron, en route to Seattle, got off his course in a fog this morning after leaving Medford and before he found a rift in the mist was 40 miles at sea off Coos bay.

Lieutenant Kendall returned to the coast and landed in Marshfield, remaining 40 minutes and then leaving for Eugene. He said there was something wrong with his engine.

Matches Fatal To Girl.

CLATSkanie, Ore., July 24.—Clara Irene, 7-year-old daughter of Mr. and Mrs. J. J. Geary of this city, was fatally burned yesterday at 12:30 and died at 8:15 in Portland. The child, with a little girl playmate, was playing with matches and started a fire that burned her terribly from knees to throat.

Canoes Are Fooled.

LOS ANGELES, July 24.—Football canoes are to be installed in all Los Angeles city parks. Occupants of the boats will have great difficulty in overturning them, even if they try, according to members of the park commission.

Sheriff Lee Warnick and Some Prohibition Trophies



GRANGE PICNIC TO BE JULY 28

Experiment Station at Union Will Be Site of Festive Day for the County Grangers.

Arrangements are now practically completed for the annual grange picnic to be held at the Experiment Station at Union on Saturday, July 28.

One of the special features of the day will be drill work to be put on by the Medical Springs Grange who have the distinction of having one of the best teams in Eastern Oregon.

State Master George Palmer, of Hood River, and C. T. Dickenson, of Oswego, the head of the insurance work of the grange for Eastern Oregon, will be on hand to speak and the experiment station will have their usual educational and musical program as well as facilities furnished for witnessing their work at the station.

All farmers in the county are invited to bring a picnic dinner and several from the granges in Walla Walla and Baker counties will also be present.

Mr. Palmer and Mr. Dickenson will visit the granges in Baker county early next week and then return to attend the meeting of the Blue Mountain Grange, of La Grande, on August 1, when members from Summerville and Cove will meet with the local organization.

Takes in Large Class.

Fourteen new members were added to the Pleasant Grove grange Saturday evening July 21 and several more applications are in the hands of officials. Several from La Grande were present at the meeting. The grange has started raising funds for their new hall and are planning on having the biggest membership of the county granges.

Grasshopper Raid Hurts Crops Near The Dalles

THE DALLES, Ore., July 24.—Thousands of dollars' worth of crops and produce near Antelope have been ruined by a deluge of grasshoppers, according to reports reaching here. Growing crops have in some instances been mowed to the ground. Several farmers' pastures have been invaded by the insects and they have been forced to feed hay to their stock already. Potato patches, berries, barley, wheat, oats, alfalfa and young growing trees were the object of the grasshoppers. Poison has been spread around a six or seven mile radius in an effort to stem the tide.

THREE MEN AND ONE WOMAN NABBED, RAID

PENDLETON, July 24.—Four persons, three men and one woman, were secured by special officers in a raid made on the house at 619 Johnson street last night. Those arrested included Levi Bushey and Charles Smith on charges of being drunk and Bushey is also said to have been involved in the possession. John Vernon, booked on the docket as John Burns, and Freda Guertie, were arrested on a statutory charge, and they were fined \$100 each this morning in city court.

The other two men were to have a hearing this afternoon in the court of Justice B. B. Richards at Athena.

Charles Bell of Walls Walla testified that he had been driving a car while intoxicated.

Cleared of Charge.

(By Associated Press)

PORTLAND, July 24.—Linda Philpot Lynn Barclay of Albany, was cleared in the federal court today of charges of interfering with a forestry officer last year.

Adopt Code of Ethics.

(By Associated Press)

PORTLAND, July 24.—A code of ethics was adopted by the Western Conference of Association here today, with the golden rule as a foundation. It declares against giving prizes, misleading advertising, the use of punch boards and unfair-scient packages. It urges candy factories and stores to be clean, with healthy workers.

The above photograph, snapped by the Evening Observer photographer recently when the prohibition forces of Union county "janked" the stills they had confiscated and poured out a large quantity of confiscated liquor, of Sheriff Lee Warnick and about 20 stills, indicates the diligence of the prohibition officials in this county. The stills in question were captured during the past year, and as may be seen in the photo, range from the common "washbottle" type to a 90 gallon capacity modern still.

On the same day that the stills were junked about 40 gallons of moonshine, and several bottles of genuine Scotch whiskey and imitation bonded whiskey were poured into the sewer.

Bombard Yank And British Boats, China

CHANG, HUPES PROVINCE, China, July 24.—Steamers arriving on the Yangtze river from Chung-King report that the American Steamer Alice Dollar and a British vessel under the escort of the American Gunboat Monocacy, were heavily fired on near Chung-King. The Monocacy returned the fire doing considerable damage.

FRANKFORT AGAIN SCENE OF RIOTS

LONDON, July 24.—During Communist disturbances at Frankfort, says a Berlin dispatch, Dr. Haas, public prosecutor, was killed and his wife and father maltreated. Their residence was plundered and demolished.

AMUNDSEN SOON TO RETURN FROM NORTH

NOME, Alaska, July 24.—A private message received in Nome Monday from Captain Roald Amundsen states that he will return to Nome on the first boat from Vainwright. He probably will arrive here the latter part of July or the middle of August.

The Market

(By Associated Press)

PORTLAND, July 24.—Livestock steady, eggs unsettled, butter steady.

LEONARD WINS TITULAR MATCH FROM TENDLER

Champion Decisively Outpoints His Challenger Throughout 15 Rounds of Fight.

NEW YORK, July 24.—Benney Leonard decisively outpointed Lew Tendler throughout the fifteen rounds last night winning the decision and retaining the lightweight championship.

65,000 Saw Fight.

NEW YORK, July 24.—Benney Leonard of New York successfully defended his title of world's lightweight boxing champion against Lew Tendler of Philadelphia in a 15-round bout at the Yankee stadium last night before a crowd of at least 65,000 persons. Leonard won easily by a referee's decision.

It was his second victory over the challenger.

It was one of the champion's easiest victories. He was at his best and the challenger was at about the worst form he has displayed since he has become a serious contender for the title. Leonard was accurate and hit hard. Tendler was extremely inaccurate and left the champion unmarked.

Pitched in the center of a sea of pine benches in the shadows of the great triple decked grandstand of the Yankee stadium, the arena where Leonard and Tendler battled for the world's lightweight championship was the mecca of New York's boxing populace.

Thousands began pouring into the big amphitheater long before sundown and one-half hour before the start of the first of four preliminaries to the title struggle, approximately 15,000 were in the stands.

Wasco County Harvest On.

THE DALLES, Ore., July 24.—Wheat harvest has started in Wasco county. It is estimated that the yield will average thirty bushels to the acre. Better than 1,000,000 bushels of wheat were produced in this county last year, and it is said that the crop this year is much heavier.

May Baling Starts.

HAILEY, Ore., July 24.—May baling has started. Because of the recent rain some of the vetch will be threshed instead of cut for hay.

Farm Labor Short.

ASTORIA, Ore., July 24.—With heavy rain and root crops in Clatsop county, farmers in this section are meeting with labor shortage. Farmers are offering record wages.

Air Escort Leaves.

MEDFORD, Ore., July 24.—A fleet of nine United States navy airplanes, seven DeHavillands and two Douglas-Davis bombers, under the command of Captain A. W. Marshall, left Medford at 8:30 Monday morning for Puget Sound, where they will escort President Harding's ship to Seattle. The fleet arrived here from their base at North Island, San Diego, Cal., yesterday afternoon at 2 o'clock, and landed at Barber field, the nineteen officers and men staying in Medford overnight.

La Grande Shipping Many Cherries East This Week

Dispatchers Request Scale

(By Associated Press)

CHICAGO, July 24.—Train dispatchers of the Oregon Washington Railroad and Navigation company filed requests with the United States Railroad Labor board for the following pay: Chief dispatcher \$375 monthly; assistant chief dispatcher \$300 monthly; truck dispatchers \$275 monthly.

SPENCE SCORES TWO EXECUTIVES

Disagrees with President Harding and Governor Pierce Relative to Buyers' Sugar Boycott.

PORTLAND, July 24. (Special)—State Market Agent Spence took issue with both President Harding and Governor Pierce in his talk at the annual Grange picnic at Greham Saturday, on the matter of a buyers' boycott on sugar. "I believe both are wrong in advocating such a remedy," he stated, "and I believe that both acknowledge that the sugar trust is greater than the government when they advise the buying public to boycott sugar as a means to lower the excessive high price."

Mr. Spence declared that the high price of sugar was the main cause why tons of berries will remain unpicked this year in the Willamette valley. He said there was absolutely no justification for the tax tribute and that the condition was a national reproach; that because of the high price there would be empty fruit jars in most of the homes of the state which in turn meant a greatly lessened demand. "There is not an overproduction of berries," he stated, "but an under demand because the housewives will not pay 11 and 12 cents a pound for sugar to preserve the fruit."

Discussed Co-operation.

Taking up the matter of co-operation he said that the movement must go further than federating under one management and selling agency to bring the hoped-for results.

"An organization that through force of membership only expects to get higher prices for the growers will fail. The movement must go further. It must eliminate all possible middle expenses and profits, and find a way to deliver the products to the homes at a price they will pay—at a price they will consume vastly more of than farmers than they do now. With the wide difference in the prices the growers get and the consumer pays, this is entirely possible with an organization that really has this purpose in view. Elimination of all possible middle expenses and dividing this between the grower and the homes will greatly increase the demand and help both classes."

Denounces Guaranty Law.

Mr. Spence denounced the Esch-Cummings railroad guarantee law as class favoritism and one of the reasons for the present sugar shortage.

"We have 75 per cent of the cherry raisers in the district adjacent to La Grande, stretching as far across the valley as Imbler, lined up and if we can arrange contracts with a corresponding percentage during the apple harvest and in the future with other fruits, we will very likely establish a branch warehouse in La Grande," said officials of the Lamb Fruit company, of Milton-Freewater, affiliated with the Associated Fruit Growers company, who have established headquarters in the C. W. Bunting warehouse on Jefferson avenue where they are packing and shipping cherries at present.

La Grande is at present second in importance as a fruit packing and shipping center in this district only to Cove, where the greater portion of the cherry crop is raised and with improved facilities this business would grow correspondingly.

The Lamb Fruit company is represented in La Grande this week by A. W. Johnson, C. L. Stewart and Mr. Nibarger, who are supervising the shipping and packing with the Bunting warehouse as their headquarters.

Large Force Busy.

The quarters, covering thousands of square feet of floor space (2,500 square feet being devoted to the packers alone) are scene of activity and business. About 60 women and girls are packing, working 10 hour shifts, and the combined force is turning out approximately one carload of cherries per day. Each carload consists of 1176 packed boxes.

The first carload of cherries was sent to New York and the greater share of the Lamberts, Bings and Black Republicans are dispatched by express to either Chicago or New York. Royal Annes, which are now finished, are sent to Portland and nearby points—not having the shipping qualities that their blacker cousins have.

Fine Orchards Here.

La Grande has many fine orchards of cherries, the two outstanding ones being owned by Al Leffel and Mr. McFarland, the two most important cherry growers of this vicinity. Both orchards produce fine Royal Annes, Bings, Lamberts and Black Republicans—cherries that compare favorably with the finest raised in the northwest.

Cherries Damaged.

Royal Annes in this vicinity produced practically par with earlier forecasts but the later cherries were damaged, probably about one-third, due to the hail and rain storm about (Continued on Page 2.)

SEEK RECALL OF GOVERNOR WOOD

(By Associated Press)

WASHINGTON, July 24.—A declaration that recent developments demonstrated the need for "immediate independence" of the Philippines, was contained in a resolution demanding the recall of Governor General Wood, adopted yesterday by the island legislature and made public here today.

ALL-ROUND COWBOY TROPHY IS SECURED

PENDLETON, July 24.—The long disputed championship for the all-round cowboy will be decided when the new Roosevelt Trophy, presented by the Roosevelt Trophy, presented awarded on a point basis to contestants at the Cheyenne Frontier Days show and at Pendleton's Round-Up.

The trophy, a beautiful one, is topped by an equestrian figure, the sculpture having been done by George T. Brewster. Eyre Powell, well known newspaper man, who has twice been a Pendleton visitor, designed the trophy.

The point basis to be used for the competition will be worked out at Cheyenne and will be used at their show, July 24-27.

TURKS SIGN PEACE PACT AT LAUSANNE

Establishes Peace Between European Powers and Ottoman Empire.

DARDANELLES TO BE OPEN TO NATIONS

Turkey Regains Eastern Thrace and Joins League of Nations on a Footing of Equality.

LAUSANNE, July 24.—A treaty formally establishing peace between the European powers and Turkey was signed today. Turkey regains Eastern Thrace and also joins the League of Nations on a footing of equality.

Constantinople goes to Turkey and Greeks in Turkey will be forced to return to Greece and the Turks return to Turkey.

A special "Straits convention" provides that the Dardanelles will be thrown open to warships and merchantmen of all nations.

BANDITS SHOOT 2, GET \$3,000 LOOT

SEATTLE, July 24.—Two persons were shot, one probably fatally, and one man was beaten and robbed when three automobiles were held up and loot valued at \$3,000 was seized by two bandits who terrorized the Pacific Highway of Everett early today.

Skelton Held Up.

SEATTLE, Wash., July 24.—Bandits held up C. E. Skelton, Spokane, and his party, when Skelton stopped his automobile to examine a suitcase in the road. While the robbers were searching Skelton's car H. S. Royal, of Lynden, a one armed man, drove up. The bandits stopped him. A third automobile, driven by Finley McKee, manager of the Lyman Lumber company, then approached.

McKee attempted to escape by speeding. One bandit leaped on the running board and shot McKee through the thighs. The bandits then forced Royal to drive them a few miles and then knocked Royal unconscious, tied him, and escaped in his automobile.

Rob Bank Messengers.

(By Associated Press)

TORONTO, Ont., July 24.—Six automobile bandits today robbed messengers of three banks returning from a clearing house with a large sum. Two bank employees were wounded in the battle.

Timber Is Cut

(By Associated Press)

SAN FRANCISCO, July 24.—A severe timber shortage in the United States is inevitable, according to the forest service, United States Department of Agriculture, in a statement issued here. The timber of the country is more than half cut, the forest service points out. Of the original 822,000,000 acres of timber lands, only 470,000,000 acres stand today.

Wheat Quotations.

(By Associated Press)

PORTLAND, July 24.—Hard white, \$1.04; Western Red, 95c.

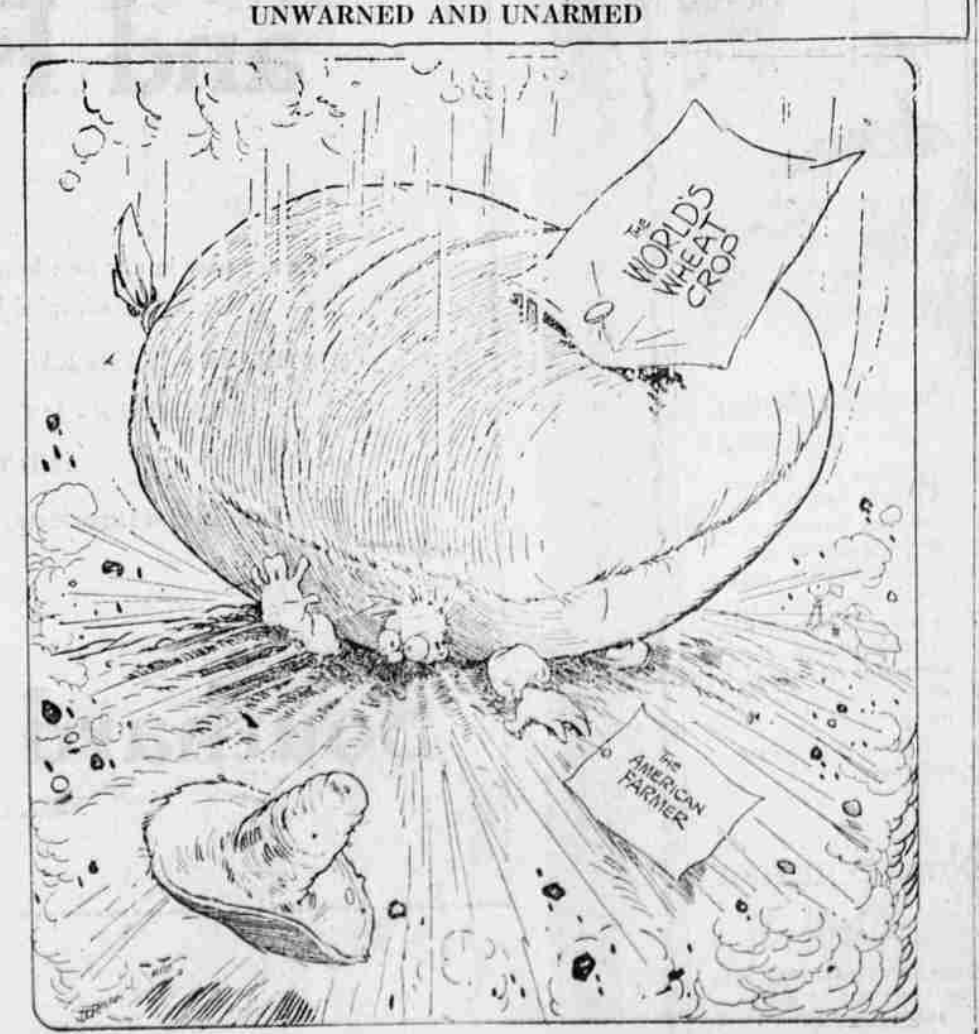
Evangelism Upheld.

STOCKHOLM, July 24.—In a statement of Baptist principles and purposes to all Christians and peoples of the world considered by the Baptist World Alliance last night, an emphatic declaration in favor of all the fundamental principles of evangelical religion were espoused, the New Testament was reaffirmed as the only authoritative guide or creed, and the appeal to all Christian people in the interest of unity issued by the Bishops of the Anglican Communion assembled in the Lambeth conference of 1920 was declared.

Support League of Nations.

STOCKHOLM, July 24.—Baptist churches the world over are called upon in resolutions before the Baptist World Alliance last night to assist in prompting world peace through its regenerating power. Dr. George W. Truett of Dallas, Texas, declared in the course of the official congress sermon which he delivered. Dr. Truett is considered one of the foremost pulpit orators of the Baptist faith.

(Continued on page 5)



Weather Forecast

Portland, July 24.—Generally cloudy tonight and Wednesday. Cooler in the eastern portion tonight.