

FIGHT FOR SON'S  
LOST BY WELLNER

Grandparents to Retain Custody of Boy.

CHILD'S WELFARE FACTOR

Father Announces Ruling of Judge Stapleton Will Be Appealed to Supreme Court.

Seven-year-old Burton Wellner remains with the grandparents he loves and will not be forced by local courts to return to a lonely South Dakota farm with the father, who drove his mother from home. Actuated solely by what he said was the paramount issue in the case, the welfare of the child, Judge Stapleton ruled that the boy would stay in the custody of his grandparents, Mr. and Mrs. John C. Larson of Portland, in an opinion handed down yesterday.

For the third time in local courts Vincent F. Wellner, well-to-do South Dakota farmer, failed in his fight for possession of his son. The first claim was made when the Larsons sought to be made guardians of the boy after the death of their daughter, Wellner's divorced wife. Wellner saw his son, who was born after the divorce, for the first time in a lawyer's office in Portland last winter.

Previous Attempts Fail. Judge Taxwell, in the county court, denied the father's demand by making the boy a ward of the court and giving his custody under court order to the Larsons. An attempt in the federal court failed when it was held it was a purely domestic question to be settled in state courts. The Larsons filed an action in the circuit court to be made custodians of the younger, divorced son, which Wellner petitioned for a writ of habeas corpus. Attorney Guy C. H. Corliss, for the Larsons, Manning, Slater and Wellner, stipulated before Judge Stapleton to have the issues joined and tried out in the action which concluded yesterday.

Judge Stapleton decided that Wellner had waited too long to show evidence of affection for his son to come into court with a plea of parental love, having never taken any interest in the child's welfare until the death of the mother gave him an opportunity, the judge said, to reverse himself upon the Larsons for supposed wrongs and to attempt to vindicate himself of the charges made by his wife in a seven-year-old divorce suit. The court points out that Burton Wellner was "born into the arms of Mrs. Larson, who was his mother's grandmother and grandfather as 'mamma' and 'daddy' after the death of the mother last fall from 'flu' and had developed a natural childish affection for them."

Father Long Hostile. "For seven years the boy had known no other home than with his mother or the Larsons, during which time his father had shown nothing but hostile disposition toward the mother of the boy, the grandparents, and consequently the child himself," reads the opinion. The judge goes on to say that in the Larson home the boy is in place of a member of the correct home surroundings in which there is no question but that all will be done for the lad that finances of the grandparents will permit. The atmosphere is one of culture and refinement and educational advantages would be the boy's, says the judge. The Larson family, he asserts, the judge, is seven miles from the nearest town, Pukwana, ten miles from Klamath, S. D., and a mile from a half from a small country school. While industry and thrift might be engendered by the boy's life on the farm, the judge says he can see no further benefits.

Financial interests which might demand turning the boy over to the father are held of not great importance, the court saying that the material value of the money which may be inherited or expended on him by his father cannot be compared with the benefits he will receive by reason of more elevated surroundings than he would have with his father. After the reading of numerous depositions from neighbors of Wellner in South Dakota, the judge said: "I am unable to say that the temperament of Vincent Wellner has changed since the day the court found he had beaten his wife and sent her from home as an outcast. I am rather inclined to believe not."

Couple Married in 1916. Miss Evelyn C. Larson, married Wellner November 19, 1916, in South Dakota and went to live on his 160-acre farm. He was approved by her parents, the Larsons, though after they had lived together for a time rumors of unhappiness caused the Larsons to lease an adjoining farm that they might be near their daughter. On December 14, 1911, at an early morning hour, Mrs. Evelyn Wellner fled to her parents' home in her night clothing and with evidence of brutality, later held by the divorce court, clearly entitling her to a decree on the grounds of extreme cruelty.

After receiving her divorce decree, September 14, 1912, Mrs. Wellner came to Oregon with her parents, first locating at Forest Grove. All money of \$1500 was awarded Mrs. Wellner for herself and child, payable in quarterly installments of \$60. Wellner paid for two years, \$180, and then stopped. He never wrote his wife or took any interest in the child who later bore his name. Mrs. Wellner married a man named Johnson after her divorce, but both died of the "flu" last fall. The law involved in the case is very clear, points out Judge Stapleton, all cases holding that the natural parent is primarily entitled to the custody of a child, but he can forfeit that right by his conduct, and Judge Stapleton holds it clearly in the discretion of the court to do what is believed to be for the best interests and advantage of the child. Wellner announced that he would appeal to the supreme court. At the age of 14, Burton Wellner would be permitted to decide for himself whether he desired to remain longer with his grandparents or go to the home of his father, that being considered the legal age of discretion.

S. & H. Green Trading Stamps Given With Purchases Amounting to 10c or More—Trading Stamps Given on All Charge Accounts if Paid in Full by the 10th of Each Month—Ask for Them  
Portland Agency for Home Journal Patterns, Gossard, Nemo and Bien Jolie Corsets—Richardson's Quality Linens—Hoover and Sweeper-Vac Electric Cleaners—Klearflax Linen Rugs

CITY AND OUT-OF-TOWN MAIL ORDERS PROMPTLY FILLED BY EXPERIENCED SHOPPERS

Place Your Order For Greeting Cards—Our new line of samples in Christmas Greeting Cards is now ready. Now is the time to place your order for engraving, etc.

EXPERT SHOE SHINING IN THE BASEMENT—SODA FOUNTAIN IN THE BASEMENT

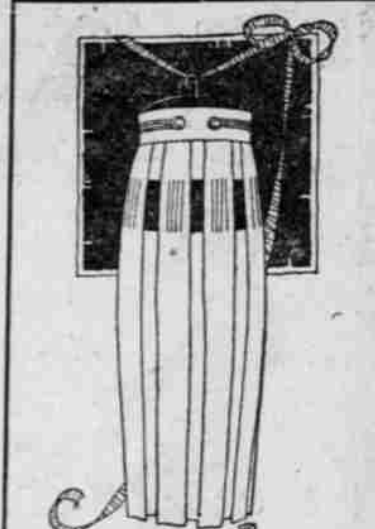
The Standard Store of the Northwest  
**Olds, Wortman & King**  
Reliable Merchandise—Reliable Methods

PARCELS CHECKED FREE OF CHARGE AT THE ACCOMMODATION DESK ON THE MAIN FLOOR

Take Lunch in Our Tea Room—only the very best of foods are served. A pleasant place to meet your friends when downtown shopping—11:30 to 2:30.

OUR AUTOS MAKE DELIVERY TRIPS TO VANCOUVER, WASH., WEDNESDAYS AND SATURDAYS

Special Showing of Women's New Fall Suits-2d Floor



Women's Dress Skirts

The Garment Store invites your special attention to a splendid showing of the New Fall Skirts in Serge and Fancy Wool Plaids. Any number of smart new styles to select from—some with wide crush skirts, others with narrow belts. Trimmed with bands of self material or tricolet and with buttons or rows of stitching. Priced \$7.95 to \$35



Hosiery Sale!

Thousands of pairs of Women's and Children's Hosiery are involved in this Great 3-Day Sale, and judging from appearances there won't be many left by closing time Saturday. A great chance to buy and save.

Children's Hosiery  
At 39c—Children's Hosiery of fine grade lises and cottons. These are irregulars, having slight defects here and there, but all are made of excellent quality yarns. Two special lots on sale—45c and 39c pair.

The New Fall Sweaters

Second Floor—Sweaters of the right kind—the styles women are looking for. Our stock embraces a large assortment of models from the heavy plain knit weaves to those of pure silk. Styles with belts or sashes and roll or sailor collars, also Slip-on Sweaters with or without sleeves. Note prices:—Wool Sweaters \$7.50 to \$25—Silk Slip-ons \$6.49 up to \$25—Silk Sweaters \$25 up to \$57.50

New Leather Coats

Second Floor—A goodly number of women have been asking for just such coats as these. Ideal garments for motoring, sport and street wear. Short, 3/4 length and full length styles. Silk, suede or cloth lined. Some are reversible. Black, tan, gray. Priced to \$95.00

Women's Buttoned Shoes Special \$3.98 Pair

Main Floor—There is still an excellent range of sizes in this sale and there are two good styles—one is of patent cloth with cravette cloth tops, hand-turned soles and Cuban heels—the other is of vicci kid with cloth tops, Cuban heels and Goodyear welt soles. Both styles are buttoned and 6 1/2 inches high. Shoes of dependable quality that will give good service. Sizes from 3 to 5 1/2. Priced special, a pair \$3.98—Women's Shoes of black kid—sizes 2 1/2 to 5 1/2—special, the pair \$5.95

Sinclair Hams 40c Lb.

Fourth Floor—An extra special offering for today in our Model Grocery. Famous Sinclair mild sugar-cured Hams—medium sizes weighing 10 to 12 pounds each. Priced special, pound 40c

Sale of Cottle and Crisco

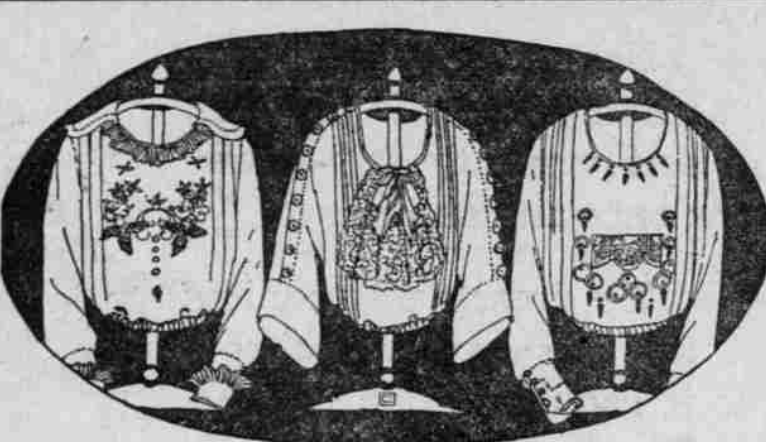
Fourth Floor—Cottle in large size cans—Crisco, put up in 3-lb. cans—priced special—Crisco, the 6-lb. size on sale, special, a can—Crisco in 9-lb. cans, at \$3.15

Outing Flannel 25c Yd.

Main Floor—Excellent quality Outings in plain white, fancy colored stripes and checks. For night gowns, pajamas, skirts, etc. Specially priced; yard 25c

New Bath Robe Flannels

in attractive new designs and colorings. Also new Bath Robe Patterns with trimmings. Indian designs.—Department, Main Floor.



Beautiful New Waists

Georgette—Crepe de Chine—Taffeta  
Second Floor—In selecting your new waist at this store you have the advantage of choosing from the most comprehensive display in the city. This means much to the woman of critical taste. We have an exceptionally fine showing of new models in beaded, embroidered and tailored styles. Also the new yarn embroidered effects, and others trimmed with real fillet laces. Waists of distinction. All newest colors.—Georgette Waists \$5 to \$35—Taffeta Waists priced \$12.50—Crepe de Chine from \$5 to \$10—Peplum Blouses \$14.95 to \$45

Outing Flannel Night Gowns At \$1.69

Bargain Circle. Today—Women's Outing Flannel Night Gowns specially priced for Friday. Plain white and fancy pink or blue stripes. Open front or slip-over styles with or without collars. 2 lots. Priced very special at \$1.69 and \$1.98

Crepe Night Gowns Special \$1.98

Bargain Circle—Women's Night Gowns of Windsor crepe in plain white or plain pink. Attractive styles, well made; nicely finished. Special \$1.98

Boys' Suits at \$6.75

—Sizes 6 to 18—Don't judge these Suits by the price, but come in and see how well they are made and note the good sturdy fabrics. Waist-seam or belted styles and the pants are full lined. Dark grays, browns and novelty mixtures. Specially priced for today's sale \$6.75

Overcoats \$8.95

Main Floor—Junior Coats for boys 3 to 8 years of age. Plain blue, gray or brown. Military collar and cloth lined. Excellent values at \$12.50. Special \$8.95 lot goes on sale at choice

Corduroy Pants \$2 a Pair

—Just the thing for the boy to wear to school. Corduroy Pants give unusually good service. These are shown in dark gray, and in sizes from 6 to 14 years of age. Priced, pair \$2.00—BOYS' STOCKINGS—odd lines 43c of 50c and 60c grades, at the pair

The New Fall Coatings

For the woman who prefers to have her suit or coat made to order we have assembled a splendid assortment of desirable new fabrics for the fall and winter season.—Bolivias, Silvertones, Serges, Tricotines, Broadcloths, Tweeds, Wool Jersey, Poplins, Peach Bloom, Trocuedo, Valangoras and others.

New Fall Silks And Velvets

The Silk Section is a busy place these days—women are eager to see and to buy the new silks and to have their fall wearables made up as soon as possible. Among the newest silks are—44-inch Duveline—36 and 40-inch Satins—40-inch Crepes de Chine—Taffetas—Faillies—Printed Silks—Tub Silks—Plain Georgettes and Voiles. We also have a good stock of Chiffon Velvets, Costume Velvets and Plushes.—Department on the First Floor.

Men's New Fall Suits And Overcoats

The most important fact about the garments we sell is that they are exceptionally full valued. This means that whatever price you pay, be it \$35 or \$50, you are sure of getting the utmost in value for your money. Our fall and winter lines offer splendid choosing. Suits and Overcoats \$35.00 to \$50.00

Men's Sweaters At \$2.89

Main Floor—Good, heavy Sweaters for men who have to be out of doors. Fine, too, for hunting and fishing. Of mixed wool, in navy blue and maroon. Only a \$2.89 limited number left. Priced special

Men's Hose, 25c Pair

Main Floor—Men's Seamless Half Hose of lisle finish cotton. An odd lot priced for quick selling. Special 6 pairs \$1.40, pair 25c—Men's Cambric Handkerchiefs with fancy colored borders. Priced special at 5c

Men's Underwear

—Winter Weights—We are Portland agents for Carter, Vassar and Winsted Underwear. Our fall and winter stocks are now at their best. Men's Union Suits At \$1.89 Main Floor—Winter weight Cotton Union Suits in closed crotch style. Elastic ribbed. Shown in natural wool color. All sizes in the lot. \$1.89 Priced special, suit \$1.89

Men's Hats

—New Clothes call for a new hat. Fall and winter styles are now ready for your choosing in the Hat Shop on Main Floor.—Latest shapes in soft Felts, also Velour and Cloth Hats. \$4.00 to \$10.00

Smart New Fall Hats Special at \$7.50

Second Floor—The Millinery Salons will be the center of interest again today with an offering of 150 beautiful New Fall Hats at a special low price. Many of models worth \$12.50.

Tailored Hats Semi-Dress Hats Dress Hats

—Smart, close-fitting turbans in combinations of velvet and plush—large and medium hats trimmed with ostrich fancies, flowers, ribbon bows and novelties of various kinds. A particularly good assortment of dressy Black Hats as well as new blues, browns and other leading colors. Make it a point to see these, whether you need a new hat or not. Priced very special, only \$7.50

New Velour and Beaver Hats Priced Special \$10

Second Floor—This is a special assortment of high-grade Beaver and Velour Hats and the price we have put upon them is extremely low. Very smart for street and school wear. Straight and roll brim sailors trimmed with ribbons. Brown, black, taupe \$10.00

SCHOLARSHIP IS HIGHER

REGISTRAR OF UNIVERSITY ANNOUNCES STANDINGS.

Delta Gamma Sorority Leads, With Hendricks Hall in Second Place for Spring Term.

UNIVERSITY OF OREGON, Eugene, Oct. 2.—(Special).—University scholarship showed an improvement in the spring term of last college year, as compared with the previous term. On a mathematical basis, with two for the medium grade, three for superior, four for honors, one for passing, and zero for failure, the average for the last term, according to figures given out at the registrar's office today, was 1.96, as against 1.83 in the previous term.

As was the case in the winter term, the Delta Gamma sorority led in scholarship, with an average of 2.320. Hendricks hall, the women's hall of residence, advanced from fifth place to second, with 2.185. Next in line are Alpha Phi and Pi Beta Phi, women's fraternities, and Friendly hall, the men's dormitory, which leads the men's residences in scholarship. Next come Kappa Kappa Gamma, Delta Delta Delta, Gamma Phi Beta, Chi Omega and Kappa Alpha Theta, all women's houses. Then follow the remainder of the men's houses, in the following order: Kappa Sigma, Sigma Chi, Alpha Tau Omega, Beta Theta Pi, Sigma Nu, Delta Tau Delta, U-Avava, Phi Gamma Delta and Phi Delta Theta. The following organizations succeeded in making a higher average last term than the term preceding: Hendricks Hall, Alpha Tau Omega, Kappa Sigma, Sigma Nu, Beta Theta Pi, Phi Gamma Delta, Friendly hall. The rises in averages, however, did not always result in an advance in rank, owing to the long lead held by some of the other houses in the preceding term. All but one of the houses making a higher average in the last term than before are men's organizations.

Grant Attorney Appointed.

SALEM, Or., Oct. 2.—(Special).—Governor Olcott named A. D. Leady of Canyon City to succeed Phil Ashford as district attorney of Grant county.

Mr. Ashford submitted his resignation to the executive several days ago and will retire from the office November 1. In his resignation Mr. Ashford said his salary was insufficient to support himself and family.

Telephone Line to Be Rebuilt. ABERDEEN, Wash., Oct. 2.—(Special).—Telephone line work in the east trestle entrance to the city, as Grays Harbor district, which is scheduled to include practically the rebuilding of the lead between here and Olympia, and change of leads on the 40 miles of new wire will be strung well as local exchange construction work, is expected to occupy a crew of men about seven months. About 40 miles of new wire will be strung.

SEATTLE'S GAS PROBE ON

Commission Is Investigating Alleged Faulty Service. SEATTLE, Wash., Oct. 2.—Investigation of the Seattle gas supply is to be started by the state public service commission here tomorrow. Complaints of more than 150 patrons of the Seattle Lighting company, which owns the gas plant, are to be heard. The city of Seattle has filed complaints charging that the gas service has been below normal for several weeks.

BACK AGAIN Extra Pants Boys' Suits

First season since the war we now show newest models and best fabrics in boys' suits with two pairs trousers, sizes 7 to 18 years. \$13.50 to \$24

Jerry Gerald Is Now Associated With the Juvenile

And the many mothers and their boys who appreciate his service in outfitting can now enjoy it in the boys' own store.

Shoes of Real Leather \$3.50 to \$10

For girls and boys—dress or play wear—tan—black or smoke—button or lace. G. P. A. DISCOUNT VOUCHERS The Juvenile Outfitters & Children 143 Sixth, Near Alder Street.

Advertisement for Golden West Coffee. Features a large illustration of a coffee can with the text 'CUT THE VACUUM SEAL TO ENJOY THE FRAGRANCE OF FRESH COFFEE'. Below the can, two women are shown sitting at a table, one holding a cup of coffee. Text includes 'The vacuum process preserves GOLDEN WEST Coffee fresh and in perfect condition so you may enjoy the fragrance and flavor to the fullest extent.' and 'Be thankful for Good Coffee—the delight of it, the benefit of it, the real goodness of it.'