

HIGH COURT UPSETS BONUS LOAN POLICY

Use of Money by Veteran
Cannot Be Restricted.

RELATIVES ARE BARRED

Supreme Tribunal of State Holds
Army Service Prior to June 3,
1915, Not Covered by Act.

SALEM, Or., Oct. 10.—(Special.)—The practice of the world war veterans' state aid commission in administering the loan feature of the so-called bonus act was upset today when the Oregon supreme court held that an ex-serviceman who is eligible to a loan and who obtains such loan on realty security is not required to use the money for the purchase of a farm or home. He may use the loan for any purpose that he may desire, the court ruled. The opinion was written by Justice Rand and reversed the decision of Judge Kelly of the Marion county circuit court. Both the members of the world war veterans' state aid commission and Judge Kelly had interpreted the act to mean that the money obtained through loans was to be applied to the payment for a farm or home and could not be used for other purposes. A similar interpretation was given the act in an affirmative argument appearing in the voters' pamphlet at the time the measure was submitted to the electors at the 1921 election.

Other Decisions Upset.
The case was brought by Frank W. Moore against the commission and was one of four test suits decided by the supreme court today. All of the cases were begun in the Marion county circuit court, but were appealed to the supreme court by the plaintiffs following adverse decisions by Judge Kelly.

Another of the suits was brought by Cleo E. Hogan to determine whether the commission has authority to deprive the applicant for a loan the right to use real estate owned by his mother or other relatives mentioned in the act as security for the loan, though he himself may have no title in the property. The supreme court held for the plaintiff in this suit, with the result that Judge Kelly was reversed and the case was remanded.

In an action brought by Sallie A. Carson, the supreme court held that in event of the death of an applicant the relatives mentioned in the act do not have the right to procure the loan to which he would have been entitled and that such provision is unconstitutional. The decision of Judge Kelly in this case also was reversed by the supreme court and the action was remanded.

Service Limit Established.
In a suit brought by William F. Paulman the supreme court held that a man who was in the army service prior to June 3, 1915, is not entitled to the benefits afforded by the bonus and loan act. The decision of Judge Kelly in this case was affirmed by the supreme court. Other opinions handed down here today follow:

State of Oregon on relation of grievance committee of Oregon State Bar association and grievance committee and chancellor of Multnomah bar association versus Joseph Woerndle, official demurrer to accusations, decision overruled in opinion by Justice McCourt, defendant given to and judgment October 25, to file answer if he desires.

Costs of Oregon corporation versus Ira P. Powers Furniture company, appellant, appeal from Multnomah county, action to recover money, opinion by Justice Bean, Judge H. H. Bell affirmed.

Firm of McGeehan, Carter & Lively versus New Amsterdam Casualty company, appellant, appeal from Multnomah county, motion to dismiss appeal allowed, in opinion by the court.

McKinley Mitchell versus Southern Pacific company, appellant, appeal from Multnomah county, suit to recover damages, opinion by Justice Brown, Judge J. P. Kavanaugh reversed.

Keeney, appellant, versus Viola Keeney, appeal from Lane county, suit to recover money, opinion by Chief Justice Burnett, Judge G. E. Shipworth affirmed.

C. F. Garber versus Clement Bradbury, appellant, appeal from Clatsop county, suit for damages, opinion by Chief Justice Burnett, Judge W. V. Kykendall reversed and case remanded.

State of Oregon versus C. A. Eberly, appellant, appeal from Clatsop county, appeal from conviction on charge of arson, opinion by Justice McCourt, Judge J. U. Campbell reversed and case remanded.

Petition for rehearing denied in Strong versus Smith, known as Felling will case, and in Runkle versus Letell.

Obituary.

Abram Bengtilla.

ASTORIA, Or., Oct. 10.—(Special.)—Abram Bengtilla, 51, a Swedish residing in the Young's river falls district, died last night after an illness of several years. He was a native of Finland and had resided in that section 19 years. He is survived by his widow, two sons and two daughters, Walter and Pansy Bengtilla, and Mrs. Hilda Warila. He also left two stepsons, Walter and Jalmar Erickson of this city; two sisters, two brothers and three grandchildren.

Miss Anna Warmouth.

BROWNVILLE, Or., Oct. 10.—(Special.)—Miss Anna Warmouth, 60, who died Sunday, was buried today. Services were conducted by Rev. W. P. Elmore at the Baptist church. Miss Warmouth, as a school teacher in the primary grades of the Brownville schools, had instructed more scholars than any other teacher ever in the schools here. During the closing years of her life Miss Warmouth had been a shut-in, sorely afflicted with rheumatism.

Evan Evans.

DALLAS, Or., Oct. 10.—(Special.)—Evan Evans, one of the most prominent fruit growers of Polk county, died Sunday night at his home, ten miles east of Dallas, as an indirect result of injuries received in an automobile accident about a year ago. Mr. Evans is survived by his widow and two daughters, Mrs. George Kurse of Dallas and Miss Carrie Evans, a teacher in the Portland schools. He was a member of Jennings lodge, Macons, of this city.

Hiram Hills.

RAYMOND, Wash., Oct. 10.—(Special.)—Hiram Hills, a widower, 93 years old, died at the home of his daughter-in-law, Mrs. Catherine Hills, in this city last Saturday. Funeral services were held at the Salvation Army hall at 11:30 A. M. today. The body will be shipped to Centralia. He has three surviving

daughters and three sons who attended the funeral.

Francis Territtin McBride.

Funeral services for Francis Territtin McBride, retired attorney of Butte, Mont., a prominent figure in the early days of Butte when that city was enjoying the prosperity caused by the mining boom, will be held at the family residence at 487 East Twenty-third street this afternoon at 2 o'clock. Mr. McBride practiced law in Butte for 30 years, coming to Portland to make his home upon retirement from practice. His death occurred at his home here Sunday morning. He had resided in Portland since 1919. Rev. E. H. Pence will officiate at the services.

James Douglas Walker.

CENTRALIA, Wash., Oct. 10.—(Special.)—The death of James Douglas Walker, a resident of Centralia for the last 35 years, occurred yesterday following a brief illness. The body was taken to Tacoma today for cremation. Mr. Walker was 83 years old and is survived by two daughters, Mrs. Sam Agnew of this city and Mrs. Mary D. Baker of Knapah.

Dr. George B. Gentile.

CENTRALIA, Wash., Oct. 10.—(Special.)—Dr. George B. Gentile, local chiropractor, died early this morning at the family home, 291 North King street. He was 41 years old and is survived by his widow and two children, James B. and Ottoline Gentile, the latter a student at the University of Washington. His father, James W. Gentile, resides at Franklin, Mo., and two sisters, Mrs. E. G. Gibbs and Mrs. H. Suttell, at Lathrop, Ill.

WOERNDLE LOSES POINT

DEMURRER OVERRULED IN
DISBARMENT CASE.

Perjury, Committed Inside or
Outside of Profession, Just
Cause, Court Rules.

SALEM, Or., Oct. 10.—(Special.)—The supreme court, in an opinion handed down tonight, overruled a demurrer interposed by Joseph Woerndle, Portland attorney, against whom disbarment proceedings have been instituted by the Multnomah County Bar association. In his demurrer Mr. Woerndle alleged that the allegations set out in the complaint do not constitute grounds for his disbarment. Woerndle was given until October 25 to file an answer to the accusations.

An attorney who commits perjury, whether committed inside or outside of his professional employment, is subject to suspension or disbarment, without his having been first indicted and convicted, read the opinion of the court, which was written by Justice McCourt.

An accusation is sufficient which alleged the facts constituting such perjury. The complaint against Woerndle alleges that he made false affidavits in obtaining a passport for himself while he is said to have given to one Hans W. Boehn, alleged German spy, to assist the latter in returning to Germany from this country.

Having Trouble With Your
Furnace?

Maybe you are not getting the proper heat or something else is wrong. We are heating engineers and specialists in installation and repair work. Your problem can be quickly solved. A severe coal shortage is evident for this winter, so you must heat your home economically. Our proposition will save you many dollars. Call East 1628 or come to our display rooms at 401 Oregon st., and we will explain it to you without any obligation on your part. Temp-Rite Furnace Co.—Adv.

Community Club to Meet.

The Mount Tabor Community club will meet at the Presbyterian church at East Fifty-fifth and Belmont streets at 8 P. M. today. All interested are requested to be present at this meeting.

Cost of Dredging Low.

ABERDEEN, Wash., Oct. 10.—(Special.)—A total of 392,132 cubic

WITNESSES RECALL GRAND RONDE FRAY

Trial of Indian for Murder Is
Begun at Dallas.

JURYMEN ALL FARMERS

Court Hears Details of Clash in
Which Officers Price and
Todd Were Slain.

DALLAS, Or., Oct. 10.—(Special.)—The trial of Philip Warren, Grand Ronde Indian, for the murder of Grover C. Todd, federal prohibition officer, got under way this afternoon. A jury was secured at 11:55 this morning after 53 talesmen had been examined. Three special venirees were required to get a jury. The first witness examined by the state was Jasper Perry, the alleged stool-pigeon, who was working with the federal officers at the time the shooting occurred. Perry described the events leading up to the arrest of Warren and Henry Pettie, Warren's alleged partner, shortly after midnight one September morning for bootlegging. He denied that he had been promised immunity from prosecution in a case against him for alleged violation of the prohibition law in Tillamook county.

Perry was corroborated as to the details of the shooting by E. W. Holden, Tillamook county deputy sheriff, who shot Perry, Holden and his partner, the Indian, in the hip as the Indian fled from the scene of the shooting, and by E. L. Marshall and Benton Killen, federal officers, and Robert Marshall, driver of the car that took one of the parties of officers to New Grand Ronde the night of the fatal shooting. Other witnesses examined by the state were John Warren, father of the defendant; Mrs. W. B. Wilson and C. H. Glover of New Grand Ronde.

The testimony brought out by the state was that Price had arrested Philip Warren and Henry Pettie, another Indian, for having liquor in their possession after Perry had purchased a bottle of moonshine from Warren for \$2. Warren testified, started to fight Price, when he was struck over the right temple by the officers with the butt of his pistol. Both prisoners subsequently made their escape.

About 20 minutes afterwards, while Price, Todd, Perry, Holden and Robert Marshall were standing in front of the garage on the main street of the town, Warren was seen with a rifle. All hid behind a nearby automobile. When Warren came up Price stepped out and attempted to take the gun away from the Indian. A scuffle ensued during which Price fired one shot, Warren at least four, Perry one and Holden four. At the conclusion of the shooting Price was dead, with a bullet wound near his heart and another in his abdomen, and Todd was shot once through the head, dying about an hour afterwards.

The state concluded its case at 4:30 this afternoon and the first witness called by the defense was E. L. Marshall, the federal officer who had testified for the state. He was questioned about the kind and number of pistols carried by the various officers in the raiding party. Henry Pettie, Warren's alleged partner, was called by the defense. Mr. and Mrs. Warren, parents of the defendant, and Pauline Warren, his sister, were examined by Attorney Hayter for the defense before court adjourned for the day. It is believed the case will go to the jury by tomorrow night.

The jury that is trying Warren is composed of the following, all farmers: Henry McElmury, F. G. Brown, J. W. Childers, Gus Lake, Harvey Gage, W. P. Gersline, A. V. Oliver, W. L. Murphy, B. I. Ferguson, T. J. Gardner, J. P. Hamilton and J. E. Mason.

Cost of Dredging Low.

ABERDEEN, Wash., Oct. 10.—(Special.)—A total of 392,132 cubic

yards of mud was moved during September by the port dredge at an average cost of \$854 a yard, which is an unusually low figure for dredging costs here. This low cost was attained despite the fact that the machine lay idle six full shifts because of insurance policy power and also on one holiday, Labor day. Practically all the mud moved was from the Grays Harbor city shoals, which were deepened from 18 to 25 feet, low water measure, for a distance of about a mile.

TAX LEVIES ARE FIXED

Clarke County Millage Lower but
State Ratio Is Increased.

VANCOUVER, Wash., Oct. 10.—(Special.)—The total tax levy for 1922 for Clarke county will be 77 mills and in greater Vancouver, that part of the city voted in later, 76 mills. There were bonds owed by the old city which it will have to pay alone. The county levy will be 21.8 mills, lower than last year, but the state tax, 18.40 mills, will be higher. The county has a low valuation this year, partly on account of a lower railroad property assessment and about \$200,000 loss by reason of shipyard closing down. Clarke county will pay the state \$306,181 as its share of state government.

The combined state and county expense is \$674,903.75. The amounts to be raised by the school districts will be several hundred thousand dollars in addition to this.

Grays Harbor Exhibits Wins.

MONTERANO, Wash., Oct. 10.—(Special.)—Grays Harbor county's agricultural exhibit took second place among the six county exhibits at the western Washington fair at Puyallup last week, according to a report just received by Robert Cox, county farm agent. The exhibit was in charge of W. L. Cox of Elma and was the first exhibit the county has ever made at this fair. Mr. Cox said that the cranberries attracted especial attention and that several hundred visitors made extensive inquiry as to the county and its opportunities. The exhibit included fruits, vegetables, grains, grasses, potatoes, eggs, canned fruit, canned berries and canned clams.

Aberdeen Stevedore Injured.

ABERDEEN, Wash., Oct. 10.—(Special.)—Jack J. Dougherty, an employee of the Grays Harbor Stevedore company, is in the Aberdeen general hospital with a fractured leg. He was injured while working on a ship at the Northwest mill in Hoodland this morning. While he was watching loading operations the sling carrying the lumber broke and Dougherty was struck by the falling lumber. A sister in the jail of Man is the only known relative of Dougherty.

Coos County Divorces Numerous.

MARSHFIELD, Or., Oct. 10.—(Special.)—Coos county divorce records for the month of October will overshadow any previous separations for a like period, without a doubt. In the first week of the postponed term of court Judge John S. Coke granted 15 separations and four additional cases are on the docket for an early hearing.

CALOL LIQUID GLOSS

Don't scrub painted floors with soap and water. Better for them—easier for you—with Calol Liquid Gloss. Apply with the mop—then polish dry.

STANDARD OIL CO. (California)

DRY WORK IS REVIEWED

PROHIBITION DIRECTOR
ENDS FIRST YEAR OF DUTY.

Large Quantities of Liquor and
Rum Autos and Stills Seized;
Arrests \$59, Fines \$25,500.

Results of the first year of his war on bootleggers and moonshiners, were announced yesterday by Dr. J. A. Linville, national prohibition director for Oregon, and will form the topic of an address to be delivered today at the annual convention of the W. C. T. U. at McMinnville by Frank B. Mitchell, legal advisor to the local dry chief. Twenty-three hundred gallons of whisky, wine and beer were seized and destroyed, 122 stills seized in raids and 29 liquor-carrying automobiles libeled by the government. The period covered by the report is from September 13, 1921, the date Dr. Linville assumed the office, until September 30, 1922.

In this period 258 persons accused of violating the prohibition laws were arrested and held for trial in the federal courts. Fines aggregating \$25,500 were assessed against the offenders by Federal Judges Bean and Wolverton. Property valued at \$13,370 was confiscated by the government.

Whisky is the favorite beverage of the violator of the prohibition laws, according to Dr. Linville's report. During the period 1311 gallons of whisky, principally moonshine, was taken. More than 13,000 gallons of mash were found in and about stills and destroyed by the simple expedient of pouring a few glasses of kerosene in each barrel. Nine hundred and sixteen gallons of wine were taken in the same period and 105 gallons of beer were seized.

Montavilla Club Formed.

With its principal objective to obtain a high school building for the Montavilla district, but with all matters of civic improvement and welfare to be made an item of important business in the future the Montavilla Community club was perfected at a meeting held in the Odd-fellows' hall in the district Monday night. A preliminary meeting was held recently and a committee on bylaws appointed which reported at Monday night's gathering and the details of organization were completed. Election of the officials for the ensuing year at Monday night's gathering resulted in E. W. Gable being elected president and Frank L. Condon, secretary-treasurer.

Read The Oregonian classified ads.



This Added Charm

At your command now—prettier teeth

Nothing you can add to beauty means so much as prettier teeth. Millions now attain them in a new way. Dainty people of some fifty nations employ this method now.

But it means far more than beauty. It means cleaner, safer teeth. Leading dentists everywhere are urging its adoption.

This is to urge you, in fairness to yourself, to see the results of this method.

That dingy film

Your teeth are coated with a viscous film. You can feel it with your tongue. It clings to teeth, gets between the teeth and stays. Most tooth troubles and most dingy teeth are now traced to film.

Film absorbs stains, making the teeth look cloudy. It holds food substance which ferments and forms acids. It holds the acids in contact with the teeth to cause decay.

Germs breed by millions in it. They, with tartar, are the chief cause of pyorrhea. All these troubles have been constantly increasing, despite all care, because the ordinary tooth paste cannot effectively fight film.

New methods now

Dental science has long been seeking ways to fight that film. Two effective

methods have been found. One acts to curdle film, one to remove it. And this does gently, day by day, without the use of harmful grit.

Able authorities have amply proved these methods. Now leading dentists, all the world over, are advising their daily use.

A new-type tooth paste has been created, based on modern research. It brings other and new desired effects, and avoids some old mistakes. The name is Pepsodent. In that scientific tooth paste are embodied those two great film combatants.

Old methods wrong

Modern research also shows that tooth pastes based on soap and chalk are wrong. Being alkaline, they reduce the salivary flow. They reduce the starch digestant in the saliva. That is there to digest starch deposits which may otherwise ferment and form acids.

They reduce the alkalinity of the saliva, which is there to neutralize the acids which cause tooth decay.

Pepsodent corrects those errors. It multiplies the starch digestant, multiplies the alkalinity. Thus every use gives manifold power to Nature's great tooth-protecting forces in the mouth.



You see the results in
more smiles

Look about in any circle. Note how many pretty teeth you see. Note how people show them when they smile. Everywhere you can see the results of this new film combatant.

And those whiter teeth mean cleaner, safer teeth. The teeth's great enemies are effectively combated. It means that your children can better avoid the troubles that you may have suffered.

Send the coupon for a 10-Day Tube. Note how clean your teeth feel after using. Mark the absence of the viscous film. See how teeth whiten as the film-coats disappear.

That test will be delightful. Its results will be a revelation to you. It may lead, for you and yours, to life-long benefits. Cut out the coupon now.

Pepsodent

Based on modern research, to meet the new requirements and avoid the old mistakes. Now advised by leading dentists the world over. All druggists supply the large tubes.

Ten-Day Tube Free

THE PEPSODENT COMPANY
Dept. P-51A, 1104 S. Wabash Ave., Chicago, Ill.
Mail 10-Day Tube of Pepsodent to

Only one tube to a family.