

REHEARING DENIED EUGENIA TAGGART IN SCHOOL DISPUTE

Salem, June 8.—Because Eugenia H. Taggart of Portland entered the employ of School District No. 1, Multnomah county, "by a special door and not by the regular one," she can in no sense be regarded as a "regularly appointed teacher," entitled to the protection provided for such under Oregon's tenure of office law.

Thus Justice Bennett, in an opinion handed down this morning, turned up the case on appeal in the supreme court here from the Multnomah county circuit court in denying a petition for rehearing of the case, filed by attorneys for Mrs. Taggart.

Other opinions handed down by the court today were as follows:

WATER CASE DISMISSED

Charles C. O'Neil versus Twoby Bros. company, appellant; appeal from Crook county, controversy over water rights; opinion by Justice Bennett. Judge J. U. Campbell reversed.

State ex inf. Bart C. Boylan, district attorney, Jefferson county, plaintiff, versus Alfred H. Parkey et al, defendants; original proceeding in writ of habeas corpus to determine right of defendant to act as commissioner of the state public works department; opinion by Justice Bennett. Case dismissed.

Charles McDonald, executor, substituted for Robert Wakefield, deceased, versus Joseph Supple, appellant; appeal from Multnomah county, controversy over contract. Opinion by Justice Bennett. Case affirmed.

ROBBERY CASE DENIED

W. T. Rawleigh company, appellant, versus J. W. McCoy et al; appeal from Lane county, controversy over contract over sale of goods. Opinion by Justice Bennett. Judge G. W. Skidmore affirmed.

In re guardianship of James McIlroy, Dexter McIlroy versus James McIlroy, appellant; appeal from Union county, proceeding initiated to have guardian appointed for James McIlroy. Opinion by Justice Bennett. Judge J. W. Knowles affirmed.

E. J. Giles, administrator of estate of Ida C. Giles et al, versus city of Roseburg, appellant; petition for rehearing denied by Justice Bennett.

Eugenia H. Taggart versus school district No. 1, Multnomah county, and school board, appellants; appeal from Multnomah county, petition for rehearing denied by Justice Bennett.

CASES ARE ADVANCED

A. Maude Horvik versus North Pacific Lumber company et al, appellants; appeal from Multnomah county, action under Oregon employers' liability act for damages for death of C. P. Horvik. Opinion by Chief Justice McBride. Judge Robert Tucker affirmed.

Motion to dismiss denied in Salem Kings Products company versus Ramp, with leave to renew at final hearing.

Petition for rehearing denied in Howard versus Fockett.

Byers versus city of Sheridan, and Henderson versus city of Sheridan, advanced on docket because of public importance.

Petition for rehearing denied in First National bank, Sheridan, versus Tacoma.

Police Officials Are Called in Inquiry Over Stamp Sales

Chief of Police L. V. Jenkins, Chief of Inspectors John Clark, Captain Circle, Lieutenant Moloney and Inspectors Shulpius and Hyde were called into the federal grand jury room this morning in connection with investigation of the theft and sale of about \$17,000 worth of War Savings Stamps, some of which are said to have been altered. Rumors have been current that policemen are involved, but no developments are forthcoming outside of the earlier information that Inspector Robert La Sala had unwittingly disposed of some of the stamps. Deputy United States Attorney Veach announced that nothing for public announcement had been brought out at the hearing. This is the second day the jury has spent on the case.

To Fix Loop Route

To determine the location of the Mount Hood loop road on the east side of the mountain, on the stretch just south of the Mount Hood lodge, R. H. Scott, state engineer, and R. E. Merrick of the bureau of public roads, will go over the road Wednesday.

AWARDED AIR SERVICE MEDAL



Essex Marsh and two sides of medal awarded him for meritorious service in air plane work.

Essex Marsh, Englishman by birth, but a Portland resident by adoption, and whose wife is a Portland girl, is one of four Americans and 80 Britishers who have received the British meritorious service medal for airplane work.

The medal was recently forwarded him from England with a personal letter of congratulation from King George. The presentation is usually made by the king in person.

The medal is a handsome piece of solid silver, the size of an American dollar. On one side it bears the king's monogram and on the other side, it is written its distinction in embossed border. The rim of the medal bears Marsh's name and the unit to which he was attached.

Marsh was living in Walla Walla, Wash., when the war broke out. He immediately went to England and became a student of airplane work. After three years, he returned to Walla Walla, where he enlisted in the American air service. After short periods at different cantonments he went across as a master signal electrician and was attached to a British unit under General Charlton, head of the royal air service. It was under General Charlton that he distinguished himself and was recommended for the medal.

Marsh hurried back to the States as soon as the armistice was signed. He came to Portland, and not many months ago was wed to Miss Ella MacLead, daughter of Mr. and Mrs. John H. MacLead, and a sweetheart of old.

Mr. and Mrs. Marsh live at 295 Eleventh street.

GERMAN CABINET IS REPORTED TO HAVE RESIGNED

Berlin, June 8.—(I. N. S.)—The German cabinet has resigned, according to the Vossische Zeitung today. The newspaper said that President Ebert will ask the ministry to remain until a new cabinet is organized.

COALITION GOVERNMENT IN GERMANY LOSES ELECTIONS

By John Gradenig (United News Staff Correspondent)

Berlin, June 8.—The outstanding feature of the returns from Germany's first constitutional election is, as far as can be judged by present returns, that the old coalition government, if it returns to control at all, will be greatly diminished in power.

The Independents, the Volkspartei and the Nationalists have shown the greatest gain thus far, with the majority Socialists and Democrats losing accordingly.

It is also noticeable that in only one section of the country, the Ruhr, have the communists succeeded in getting as much as a foothold.

SENSTOFF DEFEATED

In Berlin the Independents scored particularly heavily, outvoting the majority Socialists by more than two to one.

Count von Bernstorff, Americans will be interested to learn, was defeated for election to the reichstag. Heuffrich and Bauer, secretary of the treasury, were elected.

Even if the present coalition survives the elections, its majority in the reich-

stag will be exceedingly small and will last only as long as it rules efficiently.

The victory of the independent Socialists in Berlin is apparently sweeping. They obtained eight seats against the majority Socialists' three, compared to the present lineup of five majority and four independent Socialists at present in the house.

PROMISE BREACH HELD AT \$50,000

Suit for \$50,000 was brought against John W. Rothrock of Athena, Or., a wheat rancher, this morning in the United States district court by Miss Ethel Clark of Wilson, Carter county, Oklahoma. She alleges a breach of promise of marriage. Miss Clark has been in Portland nearly a month, having come, she said, to marry Rothrock. Rothrock is said to have visited Miss Clark in Wilson, the culmination of the visit being an alleged engagement about September, 1919.

Miss Clark declares in her complaint that an agreement was made that she was to come to Portland between May 1 and June 1, and that they were to be married in Multnomah county.

As a result of the alleged promise of marriage, Miss Clark says she notified her friends and spent considerable money in preparing for the intended wedding.

Deputy Marshal Pace endeavored to find Rothrock at his ranch near Athena, but was informed that he was stopping in Portland. Pace served the summons on him here. Rothrock has 10 days in which to reply.

Pace said Rothrock expressed surprise, but no concern, when approached. Mental grief and humiliation suffered by the plaintiff and the loss of social position she hoped to gain are listed among the causes for the suit.

Protest Is Made Against Proposed Increased Rates

Salem, June 8.—Protest against any increase in freight rates on cement, sand, gravel and crushed rock used in road building is being filed with the interstate commerce commission today by the public service commission at the request of the state highway department.

The department points out that a greater profit is already realized by railroads on transportation of road-building materials than on other commodities due to the heavier loads carried per car.

The proposed increase in rates, if applied to these materials, it is explained, would cost the state highway department approximately \$100,000 this year on present outstanding contracts.

Switch Left Open, Lock Gone; Engine, Tender Derailed

Moro, June 8.—An investigation is planned of the opening of a switch and the disappearance of the switch lock in the local terminal. An engine and tender were derailed, due to the open switch, but no one was injured.

The new reservoir for Moro has been completed. It is 35 feet higher than the old reservoir, giving increased pressure.

Due to scarcity of workmen, erection of the new hotel here is progressing slowly.

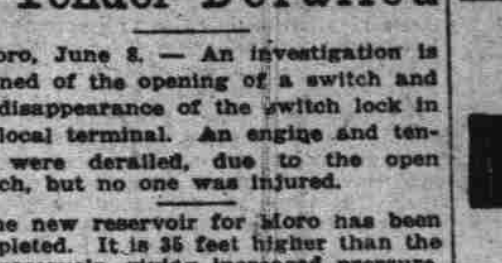
Man Who Clubbed Girl to Face Court

Alvin Benoit, who confessed to the police of having brutally clubbed 17-year-old Louise Bender as she slept in her room at 288 Clay street, last Wednesday night, will appear before Municipal Judge Rossmann either next Saturday or the following Tuesday, according to word given out this morning by Deputy District Attorney Deich. Benoit is held in the city jail. At St. Vincent's hospital the girl is gaining each day, although authorities do not place her beyond danger.

Stairway to Union Station to Be Closed

The stairway descending from the Broadway bridge approach to the plaza in front of the Union station will be closed during the convention, but the department of public works has just completed a much wider flight on Irving street leading up to the bridge from the

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DALY ESTATE IS SUBJECT TO TAX

Salem, June 8.—In spite of the fact that Bernard Daly, Lake county banker and philanthropist, left practically all of his \$773,000 estate in trust to be used for the education of worthy young men and women of Lake county, the state through its inheritance tax department will step in and claim more than one fourth of the estate as its share, clipping more than \$150,000 from the trust fund to satisfy the provisions of its inheritance tax law.

ESTATE HELD LIABLE

Under an opinion rendered by Attorney General Brown, the estate does not come within the provisions of the statute "exempting from the inheritance tax devices, bequests, legacies and gifts to benevolent, charitable or educational institutions," and consequently is subject to the inheritance tax.

Bernard Daly died at his home in Lakeview January 5, 1920. His estate, valued at \$773,000, with the exception of a few small bequests to relatives, friends, hospitals, etc., was left in trust, the income from which is to be paid out from year to year in the education of worthy young men and women of Lake county in the schools, colleges and technical schools of Oregon, bearing all their education through school completed.

PLAN IS EXPLAINED

The students to be benefitted under the provisions of the will are to be recommended by the county judge and county school superintendent of Lake county, although their recommendations are not to be binding upon the trustee. Daly's desire, as expressed in the will, is that as many students as possible, and not less than 15, shall take advantage of the educational fund.

Because of this obviously charitable feature of the will it was believed that the estate would be exempt from the payment of the inheritance tax and that the entire amount would revert to the benefit of Lake county's boys and girls.

Powdered Coal as Guard Against Fuel Famine, Discussed

Plans for the establishment of a powdered coal plant on a site owned by the Pacific Coast Coal company adjoining its docks at Front and Raleigh streets were discussed at a meeting of officials of that concern with fuel experts and officials of the Building Owners and Managers association in the green room of the Chamber of Commerce Monday afternoon.

The meeting was called at the instance of building owners, who are preparing for a possible fuel oil famine during the fall and winter. N. M. Perkins, powdered coal expert, and V. W. Mattison, fuel engineer, both connected with the Seattle office of the Pacific Coast Coal company, were present. They explained the process of manufacture and use of powdered coal.

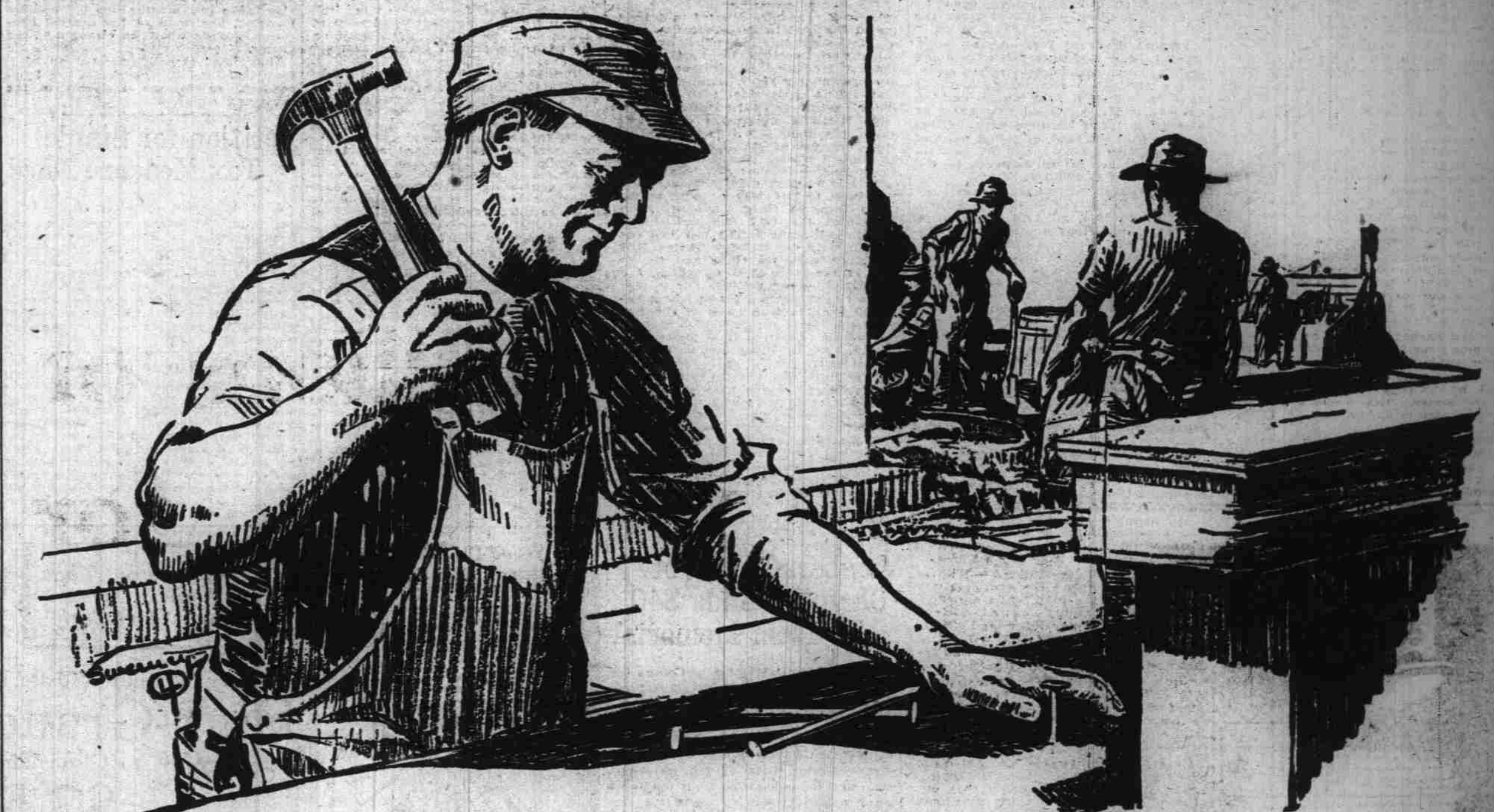
L. Ferris, local manager of the concern, announced that his company is ready to put in a plant here if sufficient business can be secured.

Processes of manufacturing powdered coal eliminate waste of fuel, and according to the engineers present furnaces now burning oil may easily be converted to handle the new fuel. Installation of a plant for the manufacture of powdered coal would cost approximately \$200,000 according to Ferris and if it is determined to build construction work will begin immediately and the plant may be in operation early in the autumn.

Budget for State Chamber Planned

Final arrangements for the Oregon State Chamber of Commerce budget campaign, which opens Wednesday and continues Thursday and Friday, will be made at a meeting of the team organization in the Multnomah hotel at 8 o'clock this evening. The total budget for the three years is \$460,000. Portland's share is \$60,000 a year. The other three fifths will be raised outside of Portland.

But a strict interpretation of the inheritance tax law, as the attorney general points out, leaves no question as to the fact that such is not the case.



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