

LEADBETTER IS VICTOR IN CASE

Action Against Executor of Pittcock Estate Remanded to Lower Court

F. W. Leadbetter, as petitioner and appellant, in an action against O. L. Price, as executor of the estate of the late H. L. Pittcock, was upheld by the supreme court yesterday in an opinion by Chief Justice Burnett, which reverses Judge George Tazewell of the lower court for Multnomah county and remands the case.

personal, of the partnership, ignoring the other moiety, and proposing to sell part of the partnership estate."

Partnership in Question

The opinion holds that essentially the issue is whether there was a partnership existing between Pittcock and Leadbetter at the time of the former's death. The case was presented to the circuit court on the pleadings on the question of whether that court had jurisdiction, and that was also the form of the issue as presented to the supreme court. The decision of the lower court was against the petitioner and he appealed.

The supreme court does not decide whether a partnership actually existed, leaving that to be determined by the lower court, but the opinion today holds that the lower court has jurisdiction in the case.

Full Jurisdiction Accorded

"Unquestionably," says the opinion, "a surviving partner, if there is one, has a right to have the partnership estate properly administered according to the statutory formula. In connection with the estate of the deceased partner, the question to be determined is whether or not that can be adjudicated in the circuit

court of Multnomah county." It is held that the lower court has jurisdiction to decide all questions presented.

Hint Is Given

In conclusion the opinion offers the lower court the hint that "if indeed Pittcock owned so many shares of stock in his own right, and Leadbetter owned certain other shares in his own right, the executor has no business with the holdings of the latter. Likewise if they were tenants in common of certain realty, the executor has no right to inventory the part belonging to Leadbetter, but is concerned only with the undivided share of Pittcock."

Opinions were handed down yesterday out of regular schedule in preparation for the court's leaving for Pendleton.

Other opinions were handed down as follows:

G. Grant vs. State Industrial accident commission, appellant; appeal from Multnomah county; suit to collect compensation, under workmen's compensation act. Opinion by Justice Harris, Judge W. N. Gatens affirmed.

W. E. Sibley vs. Adelaide B. Wilbur, appellant; appeal from Multnomah county; suit by motion picture director to collect on services rendered for an author

of photo plays. Opinion by Justice Harris. Judge F. M. Calkins affirmed.

State of Oregon on relation of J. O. Erickson, district attorney, of Clatsop county vs. George W. Sanborn et al, appellants; appeal from Clatsop county; quo warranto action challenging right of defendant to hold office of civic center commissioner in Astoria. Opinion by Justice Bean, Judge J. A. Eakin reversed and case remanded.

R. H. Cady vs. Bay City Land company, defendant, and Selon Schiffman, appellant, appeal from Tillamook county. Petition for rehearing denied by Chief Justice Burnett.

L. S. Scott et al vs. Ida A. Wallace and G. W. Wallace, appellants, and Bank of Commerce of Eugene, defendant; appeal from Lane county; suit to foreclose on contract. Opinion by Chief Justice Burnett, Judge G. F. Skipworth affirmed.

Catarrah is an excessive secretion, accompanied with chronic inflammation, from the numerous membranes. Hood's Sarsaparilla acts on the mucous membrane through the blood, reduces inflammation, establishes healthy action, and radically cures all cases of catarrah.—Adv.

REGISTRATION OF CARS WILL START

Date Not Later than Next Tuesday, Says Announcement from Department

Announcement is made from the state automobile registration department that the registration of motor vehicles for 1922 will begin not later than Tuesday, November 2. Blank application forms have been mailed to about 117,000 motor vehicle owners, 3200 motorcycle owners, 625 dealers and 5000 chauffeurs.

Beginning with 1922 the license fee on passenger cars is to be based on the weight of the vehicle. With the blanks that have been sent out by the department were enclosed printed schedules of the weights of the various models of the make of car that heretofore has been registered by each owner. It has been possible to obtain these. This is to aid the owner in determining the license fee required for his car.

"In cases where such a schedule does not accompany the blank applications being sent out, it has been impossible to obtain this information from the manufacturers of the particular car," says a statement from the department. "In all such cases it will be necessary for the owner to ascertain the weight of his car on a scale which has been inspected and sealed by the state, sealer of weights and measures or his duly appointed deputies. A blank certificate of weight to be used by the owner of the scale on which the weight of such machines is determined was enclosed by the secretary of state with those applications in which a printed schedule of weights could not be furnished. This certificate, properly made out, must be returned by the owner when he returns his application accompanied by the necessary fee.

Dr. Edward T. Devine, arrangements having been made for his appearance here on Wednesday, November 2, in Wattle Hall, Dr. Devine is internationally known as an investor speaker and author of numerous books. He was a former professor of sociology at Columbia university and later editor of The Survey, of which magazine he is now associate editor. He is also a member of the editorial staff of several other important periodicals. He was active during the late war as chief of a bureau of the American Red Cross in Paris and in Persia. For a while he acted as special agent for the American embassy at Petrograd.

Dr. Devine is at the present time devoting his attention to the collecting of data on social and political problems.

Negotiations are under way other speakers to complete the series of which the dates will be announced later.

A very small sum will be charged for admission to cover the cost of bringing Dr. Devine to this city. Should there be a surplus after paying the expenses it will be used to purchase additional books for the social science department of Willamette university.

FUTURE CITIZENS

BOYS and girls now in the schools of B Marion and Polk Counties tomorrow will be farmers, merchants, and professional men and women.

They should early learn to keep accounts; to manage money so as to pay expenses and leave a margin; to save intelligently.

The United States National appreciates the savings accounts of children, and offers cooperation in teaching them the simpler details of banking.

United States National Bank

SALEM OREGON

THE PEOPLE'S CASH STORE, SALEM

Another CAN and DO Event

Cheaper than any other store in Salem

That's our slogan, folks—and we stand back of it. That's the corner stone we have built this business on, consistently and constantly. Day in and day out we work on that basis. We give values that we think are unequalled. We give quality, too, and we give you SERVICE, quick service, courteous service. We pride ourselves on that, too, as well as the values that give you thrills.

—PEOPLES CASH STORE

THE PEOPLE'S CASH STORE

SALEM ORE.

A New Arrival Shipment

JERSEY JACKETS \$3.98

For Saturday's Selling

The colors are of blue, black, navy, tan, wren, red, green—a complete run of sizes for the school girls and ladies. Sizes 12 to 46—Saturday only.

Another Special for Saturday

\$2 VELOUR TAMS 98c

In all the New Colors

Yes, ladies—positively the greatest value that ever came to the Capital City—all wool velour Tams with black crosgrain ribbon front piece.

25c Children's Ribbed Stockings—One big lot in all colors and sizes; fine quality fibre silk. Saturday Special.. 15c	75c Ladies' Silk Stockings—One big lot in all colors and sizes; fine quality fibre silk. Saturday Special.. 49c	\$1.25 Quilted Cotton Batts—Large sizes 72x90, all stitched; white sanitary fleece. Saturday Special.. 89c
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Blankets

Cotton Blankets Size 76x80 in gray, white and tan. Saturday special, per pair \$1.49	Nashua Wool Nap Size 66x80 colorful plaids—silk taped edges. Saturday special, per pair \$3.98
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A Sale of Silk Charmeuse

\$1.95

Saturday Special

Extra heavy and fine quality; light, dark, alic and medium blue, gray tan and black, pink, yellow and other colors.

Bargain Basement Sale of Gray Graniteware

49c

14 quart Dish Pan
10 quart Water Buckets
10 quart stew Kettles
2 quart coffee Pots
and other articles—
Saturday special at.....

A Newly Arrived Shipment

Philippine Hand-Made Embroidered Gowns and Envelopes ... \$2.98

An exceptional offering of 200 hand-made Philippine gowns and envelopes, obtained at prices far under ordinary and grouped at this low price, though the values are far and above those you expect to find at such low prices. The materials are extra fine soft quality batiste and nainsook. The designs are exquisitely done—even the \$2.95 garments are elaborately patterned, as shown in sketches. Gowns include high neck, round neck, and sleeveless models. Sizes 14 to 18, (corresponding to 31 to 44 bust). The envelopes include both built up and bodice styles—sizes 38 to 44.

The Three Day Sale

Men's Clothes

The good news spread over town in a very short time—men from all directions flocked to our great sale of men's clothing—

YES, IT'S A FACT

1 OFF 4 Sale

Of Men's Good Clothes

If you haven't been here yet, you'd better hurry. We've got a big stock and a large selection—but the eager crowds are buying one, two and three suits for the coming season at these low price.

Groceries

18 POUND SUGAR with the purchase of \$3 in our grocery or dry goods or shoe department..... \$1	2 cans Apricots \$.45
6 pounds Coffee \$1.00	1 large pkg Snow Flake Soda Crackers28
Crown Flour, per sack 1.98	Mixed candies, pound20
White Cap Flour, per sack 1.70	VEGETABLES
Valley Flour, per sack 1.45	Dry Onions, 5 pounds20
Standard Tomatoes, 5 cans40	Cabbage, 1 pound02
5 cans Armour's milk, tall55	Cranberries, 1 pound19
2 cans Oysters35	Bananas, 1 pound10
2 cans Royal Ann Cherries30	Apples, 1 box 1.00
2 cans Pineapple35	Best Potatoes, 12 lbs. for 25c, or 100 lb. sk 2.00
2 cans Peaches, 2 1/2's45	

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SHERIDAN NOTES

SHERIDAN, Ore., Oct. 28.—Dalton Grant is home from Astoria where he has been working with a surveying gang.

A. J. Bewley, who has been in eastern Oregon and Idaho for several weeks returned home Monday night.

The Sheridan schools closed Tuesday for the remainder of the week so the teachers can attend the institute at McMinnville.

Mr. and Mrs. E. M. Arnold came down from Portland Saturday and are packing their household goods, preparatory to moving them to Portland.

L. B. Matusch, who has been confined to his home for several months with the rheumatism is again able to be out.

Try This for Indigestion.

Foley Cathartic Tablets are just the thing for constipation! Their action is wholesome and thoroughly cleansing, without griping, nausea or inconvenience. They banish biliousness, headache, bloating, gas, bad breath, coated tongue and other symptoms of disordered digestion. Mrs. H. J. Marchard, 36 Lawrence street, Salem, Mass., writes: "I used Foley Cathartic Tablets for constipation with good results. I keep them in the house." Sold everywhere.—Adv.

STARTS TOMORROW

Katherine MacDonald in "Stranger Than Fiction"

Wesley Barry in "Stranger Than Fiction" LIBERTY THEATRE Children's Matinee, 11 a. m. Today Freckled Faced Kids Free

OLCOTT NOT TO RESIGN OFFICE

Governor Issues Denial of Rumor That He Will Take Federal Job

A formal statement was made yesterday by Governor Olcott for the purpose of setting at rest the rumor that he contemplates resigning as governor to accept a federal appointment. The governor said that he has no such intention and never has had. The statement is taken to indicate the governor will be a candidate for re-election.

"I regret to see rumors persist to the effect that I am contemplating resigning as governor to accept some federal position," said Governor Olcott. "I have no such intention in mind. In fact I publicly denied the rumor emphatically some weeks ago and the denial was published in some of the papers at least. Regardless of that fact the rumor persists. Once for all I desire to say there is no basis for such a rumor and there never has been."

SPEAKERS WILL COME TO SALEM

Notable Lectures Will Be Brought to City by Willamette University

Professor C. M. Panunzia, head of the department of social science at Willamette university announced that Willamette university and the citizens of Salem will be given an opportunity this coming winter to hear some of the keenest thinkers and speakers on the present day problems and needs.

A series of community lectures to which the public of Salem will be welcomed is being planned. The men to address these meetings will be of high reputation as writers and speakers brought to the Pacific northwest with messages on problems of the hour.

One of the first speakers will

ROTH'S "GROCERIES OF QUALITY"

"A Safe Place to Trade"

New Crop of Prunes for Shipping

The 1921 Crop of Prunes now on the market and we can supply the nine-pound boxes of 30-40s which is the popular size for shipping to friends in the East. The quality of prunes is exceptionally good this year and you could send your eastern friends no better reminder of the Willamette Valley than a box of these prunes—

\$1.85 per box

The express charges on a box of prunes is 51c to nearly any part of the United States.

Dried Loganberries

Packed in five-pound boxes, ready for shipment— \$2.10 per box

Delicious Apples

These Apples are now at the best and only a few boxes left—

Jumble Pack \$2.25 per box; Fancy Pack \$3.00 per box; Extra Fancy \$4.00 per box

Vanderpool Apples

A new variety of apples of fine color, very juicy and fine flavor, \$1.75 per box.

Jonathan Apples \$1.25 per box; Spitzenbergs \$1.50; Cooking Apples \$1.00.

Cider

Sweet Apple Cider fresh from the cider press, every day 40c per gallon, 20c extra for container which is returnable.

California Grape Fruit, 2 for25	Bananas, 2 lbs. \$.25
Florida Grape Fruit each20	Casabas, lb.05
Cranberries, lb.25	Tokay Grapes, lb.15
Huckleberries, lb.20	Concord Grapes, 3 lbs.25
Ground Cherries, lb.35	Comice Pears, box 1.50
Spinach Greens, 2 lbs.35	Oranges, dozen60
Green Peppers, lb.15	Rutabagas, lb.04
Cauliflower, 1 large heads, ea. 25c and 30c30	Cabbage, lb.03
Sweet Potatoes, 4 lbs.25	Turnips, lb.04
	Celery10
	Celery Hearts15
	Lettuce10

Cakes and Pastry

A full line of fresh cakes for Saturday. Angel, Sunshine, Prune, Coconut, Mocha, Nut, Chocolate.

Mince Pies

Mince Meat 25c pound—a pound for a pie
Nothing better in Hams than Swift's Premium 10 to 12 pounds each, 39c pound

Sour Kraut

Libby's Kraut, machine cut and packed, 15c quart

ROTH GROCERY CO.

Phones 1885-6-7 No charge for delivery

NEW PLAID SKIRTS

You just can't afford to pass up these new plaid skirts at—

\$4.98

They are the new all wool velours in the large and small plaids as well as narrow and wide pleats.

Fashion color combinations in blue and brown, tan and brown, black and white—

Specially Priced \$4.98

Our Prices Always The Lowest

GALE & CO.

Commercial and Court Streets

SHOP WHERE THE CROWDS BUY—PEOPLES CASH STORE