

# JUDGE BENSON GIVEN PRAISE

### Memorial Services Held in Supreme Court Hearing Room Yesterday

## RESOLUTIONS PRESENTED

### Attorneys Representing Bar Association of State Speak Briefly

Impressive services in memory of the late Justice Henry L. Benson of the Oregon supreme court were held in the hearing room of the court at 10:30 a. m. yesterday.

Resolutions of the Oregon Bar association were presented and read by Judge Wallace McCann of Portland, formerly a member of the supreme court. He was followed by brief addresses by P. J. Gallagher of Ontario and W. Lair Thompson of Portland as representatives of the bar association. Brief talks also were made by Chief Justice Burnett and by Justice Burnett and by

Justice T. A. McBride of the supreme court. The preamble of the resolution says in part:

"He was continuously and deservedly popular. While many times a candidate for office, he was always successful. To an eminent degree he possessed the confidence of the people of this state and he held a warm place in the affections of many of them. As a public servant he was high-minded, conscientious, courageous and patriotic.

"He was largely endowed with good common sense. He was a sound reasoner and loyal to the law. He had an innate love of justice and a hatred of fraud and imposition. His opinions extended through 26 volumes of the Oregon reports, from 74 to 99 inclusive. He has rendered an important contribution to the administration of justice in the commonwealth and his well-reasoned opinions will permanently point the way to the searcher after justice.

"During the World war Judge Benson was unwavering and intense in his devotion to the good cause. He loved his country and gave the best that he had to her service. He had the normal point of view on the public questions of the day. He was free from envy and he had a contempt for the preacher of class hatred.

The resolution states "that in the death of Hon. Henry L. Benson the bar has lost one of its most eminent and best beloved members, the bench, a just and learned judge, the state, a public servant of high ideals and exceptional usefulness."

## LIME BOARD IS IN HARD CASES

### Orders for Fertilizer So Few That Plant is Rarely in Operation

The affairs of the state lime board are in a very unsatisfactory condition, according to a report that has been made to Governor Olcott, by A. B. Cordley of Corvallis, secretary of the board. Estimates when the lime plant was being organized were that the farmers of the state would use from 20,000 to 50,000 tons of lime fertilizer a year, but in the three years that the plant has been in operation the aggregate amount of lime sold is \$128.

"Orders have not been sufficient," says the report, "to enable the board to operate the plant at even minimum capacity and it has been necessary to keep it shut down for a goodly portion of the time. Operating under such conditions, it has not been possible for the board to produce agricultural lime with free labor at a price which farmers can afford to pay under the present economic conditions, although the lime is greatly needed on a large portion of the soil of western Oregon.

"Early this spring it was generally advertised that the plant would open about June 1 and that lime would be sold at \$4 a ton. To the date of this report 11 orders aggregating 376 tons have been received, and the plant was necessarily closed for lack of orders about October 1. About 100 tons of lime remain in the bunkers unsold.

The plant has a capacity of from 50 to 100 tons a day. The balance in the lime board fund is \$192,228.

Last Day THE GOLEM Most peculiar picture ever made GRAND Theatre

# EXPORTS FROM U. S. SHOWN

### American Business Houses Send Out \$4,189,343,000 During 11 Months

## DECREASE IS INDICATED

### European Trade Leads As Usual — Imports Also Show Large Decline

WASHINGTON, Dec. 27.—American business houses exported \$4,189,343,000 in merchandise in the first 11 months of this year, according to figures made public today by the department of commerce which also indicates that imports are valued at \$2,271,797,000.

In the same 11 months in 1920 exports totaled \$7,507,729,000 and imports \$5,012,424,000. The declining trade as shown further statistics for November, when exports aggregated \$294,000,000 as compared with \$342,597,000 for October, and \$675,500,000 for November of last year.

Europe Draws Bulk Imports for November aggregated \$211,927,000 while for October they were \$294,437,000 and for November, 1920, were \$321,209,000.

Europe, as in 1920, drew the bulk of American foreign shipments, the figures showing that for November merchandise valued at \$153,349,000 went there, making the total for the 11 months \$2,209,358,000. Neighboring North American countries received \$71,646,000 in November shipments and \$1,067,546,000 for the 11 months.

Exports to South American countries for the 11 months aggregated \$257,120,000 or about 40 per cent of the value of commodities sent them in the corresponding period last year.

Asiatic Record Shown To Asia the figures show there was shipped merchandise of an aggregate value of \$439,476,000 in the 11 months but for the same period in 1920, the shipments were valued at \$716,717,000. In 11 months this year Americans shipped \$147,104,000 and \$68,837,000 to Oceania and Africa, respectively.

For the 11 months of last year the exports amounted to \$339,938,000 for Oceania and \$149,069,000 for Africa. Imports from Europe for the first 11 months of the year were \$892,263,000 against \$1,169,410,000 for the corresponding period of 1920 while from Canada, Mexico and Central American countries the imports totaled in 11 months \$702,980,000 as compared with \$1,573,440,000 in the 11 months of the preceding year.

From South America the business houses in the United States imported in the 11 months of this year \$268,607,000 while in the first 11 months last year the imports were \$725,114,000. The imports from Asia totaled \$491,501,000 and \$1,222,874,000 for the first 11 months of this year. Imports from Oceania to December 1 this year were \$79,890,000 while in 1920 they were \$183,755,000. From Africa there came imports of \$33,553,000 in the first 11 months of this year as compared with \$146,827,000 in 1920.

## DEPARTMENT IS PUZZLED BY LAW

### State Engineer Asks Attorney General for Interpretation of Statute

House bill 112 of the regular legislative session of a year ago, vetoed by the governor but passed over his veto at the special session last week, changes the date of annual elections in irrigation districts and the question of when it should become effective is perplexing the state engineering department.

"This bill," says a letter from State Engineer Copper to Attorney General Van Winkle, who is asked to rule in this case "amends section 7301 of the irrigation district law, and among other things provides that the annual election in all the irrigation districts in Oregon shall be held on the second Tuesday in October. The old statute provides that this election shall be held on the second Tuesday in January, which falls on January 19, 1922.

"The question arises as to which act is now in effect. It would appear to depend upon when an act not carrying an emergency, and vetoed by the governor, becomes effective after being passed over the governor's veto. If the act becomes effective immediately, then it would seem that no election should be held on the 10th day of January. On the other hand, if it follows the constitutional provision, providing that an act not carrying the emergency clause shall not become effective until 90 days after the close of the legislative session, then the election should be held on the 10th day of January, in accordance with the provisions of the old law.

"In view of the fact that irrigation districts are to hold an

election on January 10, notices must immediately be prepared and published, and it is of considerable importance at this time to determine which of the two acts is now in effect.

# MY HEART AND MY HUSBAND

## Adelle Garrison's New Phase of REVELATIONS OF A WIFE

### CHAPTER 256 WHAT HARRY UNDERWOOD HAD TO SAY TO MADGE.

I made a movement as if to rise as I thanked Mr. Underwood for repairing the tire. As I did so, he stooped, and before I could prevent him had taken my hands, knitting and all, into his powerful ones, and swiftly lifted me to my feet. He instantly released me, however, and there was nothing in the manner of his doing it which could possibly have given me offense.

"There!" he exclaimed boyishly, triumphantly. "How's that for a skillful ambulance driver? There isn't a stitch of the knitting dropped, is there?"

"Thank you, no," I said sedately, but a trifle breathlessly, for I had wondered when he had taken my hands just what ridiculous thing he meant to do—I had vivid memories of Harry Underwood's reckless teasing in the old days. "And—" I tried to be gracious as I perfunctorily thanked him again—"I am infinitely obliged."

Madge is icy.

"Don't perjure your exquisite, spotless soul," he laughed mockingly, "and you can wait to thank me until you are out of the woods. Where are you bound for?"

His manner had abruptly changed. The last five words were uttered sharply in a business-like manner from which all hint of badinage had departed.

"I cannot see—" I began icily, then stopped as though hypnotized.

His brilliant black eyes were fairly blazing with impatience. "That it concerns me, I suppose you mean," he snapped. "Well, just let me tell you something, my girl, that if it doesn't concern me it does concern you, and that—d quickly. You're in the woods"—he looked around the surrounding woodland flecked with sunshine, which I had thought so beautiful, but which, at his words, seemed to take on a subtle, sinister shadow—"deeper in them than you think, and it's going to take nobody else but Little Old Me to get you out safely. So you'd better keep a civil tongue in your head, my dear—not that it matters a rap to me, only you do look so d—d pretty when you're angry that I might be tempted to kiss you, and I pride myself on never taking advantage of Beauty in Distress."

Curiously enough, the blatant foolishness of his last words reassured me as to his attitude toward me. I think, indeed, that he meant them to have this very effect, and that he shrewdly counted on my selfishness, as I did, upon the hidden menace to which he had referred.

"What do you mean?" I faltered.

Uneasy Moments. "Simply that the nice, kind—Use Statesman Classified Ads—"

gentleman who blistered his face sitting in the sun in a rowboat out on the bay watching you for three days is still on the job. He's worn the road a piece, and when he gets through fixing up a little trouble I made for him he's liable to jog along here at a right smart pace. I don't believe you'd care to meet him all by your lonesome. I think even poor, old, tottering Black Sheep might be preferable."

The film which unrolled before my mind was so terrifying that involuntarily I took a step nearer Mr. Underwood. Despite his wickedness, I had a feeling of safety, of protection with him, especially when menaced by the unknown terror which the mysterious espionage of the boat had presaged.

"You mean—that some one is really following me, spying upon me?" I asked.

"Well, not just this particular minute," Mr. Underwood drawled. "Just now he's sitting at the side of the road wondering where in creation he's going to get three new shoes for his machine. I've had my eye on him right along—you see I haven't been watching you, you conceited creature, but the gentleman who seemed so interested in you—and when he hired a machine this morning he was old Sherbrooke. He's waiting right on the job, and I'll tell him with this little old filly."

He had given me a malicious side glance at the interpolated words "you conceited creature," which stung equally with his phrasing. Was he flattering himself that I thought—I had no time to continue—the line of thought, for he was speaking rapidly again, and it behooved me to listen.

"He's no great shakes of a driver," Mr. Underwood went on, dropping into his old habit of adorning what he fondly believes to be former phraseology, "and it was simply punkin' pie for me to edge by him and then spread my machine over the road so he had to stop, stallin' his engine. Of course, he blatherskited me, and I him, and pizen'ing to be the original fire-eater spitting brimstone. I jumped down from my machine, being careful to leave her with engine running, and nose pointed his way and sitted three of his tires with my trusty old jack-knife."

"That was all that I could manage before he got his breath and rushed me. He sent a couple of bullets after me but I was zig-zagging my car as if I were in the old France again, and he couldn't shoot for two cents anyway, so there you are."

(To be continued.)

## Hohenzollerns Spend Third Holiday in Exile

DOORN, Holland, Dec. 27.—(by the Associated Press) —Former emperor William of Germany and his household celebrated their third Christmas in exile Sunday. Because the former imperial family is still in mourning for the former empress, observances this year were quiet.

Former Crown Prince Frederick William with his two sons came here for the holidays. Doorn castle was decorated with holly, and in the chapel there was a large Christmas tree. Christmas eve William Hohenzollern called the household into the hall and handed each a Christmas present, which consisted chiefly of money.

In a long speech the former emperor thanked "my faithful friends" for their loyalty. He explained that owing to the severe curtailment in his income he was compelled to economize and make his gifts smaller than in previous years.

# BULLS ACTIVE IN NEW YORK

### Semblance of Strength Relieves Yesterday's Dull Stock Market

## PEOPLES GAS UP AGAIN

### Money Rates Moderately Firm—Rails, Bank Acceptances Unaltered

NEW YORK, Dec. 27.—The tentative operations of bull pools in selected issues and occasional short coverings in shares of recognized value, gave a semblance of strength to today's dull stock market.

Incidents of Christmas were of a mixed or confusing character. Assurances by St. Paul officials of that road's sound financial position and resumption of dividends on Peoples Gas after a lapse of four years were among favorable developments. Another increase of idle freight cars, lowered production of steel and iron in the Ohio district and impending price reductions by subsidiaries of the General Motors company, reflected the less encouraging aspects of the industrial situation.

Shares of such varied types as equipments, metals, domestic oils, chemicals and utilities, were prominent features. These were represented by American Baldwin and Lima locomotives, American Smelting, Anaconda, Inspiration, Kennecott and Utah Coppers, the New Jersey and California issues of Standard Oil, United Cigar stores and Peoples Gas.

Trading in rails was perfunctory and the turnover in former favorites of the steel and affiliated groups was at lowest ebb of the holiday season. Sales, 600,000 shares.

Money rates were moderately firm, easing from 5 to 4 1/2 per cent at mid-day, but reacting to the higher figure in the final hour. Rails for time accommodation bank acceptances and mercantile papers were unaltered. Political conditions in the allied countries contributed to the firmer tone of foreign exchanges, the Italian rate proving the only exception. Of the neutral centers, the Swiss quotation eased slightly but still remained at a premium high enough to suggest possible gold exports to that country.

There were few exceptions to the general strength of the bond market. Liberty and victory issues closed at gains and most speculative rails improved. Total sales, per value, aggregated \$16,275,000.



Prof. Richard Kanthe, middleweight champion of Michigan, who will wrestle to a finish George Lambert, at the Elks' lodge Thursday evening, December 29. Free to all Elks.

We read in an exchange, "The great Disraeli wore corsets." Was that what made him great?

## Ritner Asks That Bills Be Sent to Pendleton

Senate clerks said yesterday that President Ritner of the state senate had instructed them to send all bills and resolutions of the special session requiring his signature to Pendleton for him to sign and that he would not return to Salem. He said if Ritner did not sign the exposition measures he would not.

Speaker Bean of the house is here today and will spend the afternoon perusing legislation of the special session. He said if Ritner did not sign the exposition measures he would not.

Former Vice-President Marshall says he has not had a drink in 39 years. What stumps us is how Tom managed to hold his membership in the Democratic party back in Indiana on a teetotal platform?—Exchange.



Coming Sunday—Liberty

# Ladies' Neckwear



Neckwear that is new, consisting of vests, collars, and collar and cuff sets, in a variety of new styles now in vogue. The vests are in the finer nets, combined with Oriental, venise, or French val laces.

Vestees... 75c to \$1.98  
Collars... 49c to \$1.19

Point Collar Laces 49c and 98c yard

Gale & Co.  
Commercial and Court Streets

PEARL OIL (KEROSENE) for heat

How to Be Healthy The Crusade of the Double Barred Cross Practical Talks on Disease Prevention

OREGON TUBERCULOSIS ASSOCIATION

NO. 3. BUILDING RESISTANCE Prof. Allen K. Krause, M. D., Johns Hopkins University Medical School, Baltimore

Christmas and New Year's Holiday Tickets will be on sale at A Fare and a Half for the Round Trip

SPECIALLY REDUCED PRICES In All Department on Odd Lots and Small Lines Caused by the Heavy Buying during the Holiday Season. Watch tomorrow's paper for our great bargain Basement Sale THE PEOPLE'S CASH STORE SALEM ORE.