

# INDIANS GIVEN COURT RIGHTS

### Ruling Handed Down Tuesday by Oregon Justices in Official Opinion

A full blooded Indian, who is a citizen and an allottee, though he has not received final patent to his lands, can sue or be sued in the state courts, according to an opinion handed down by the state supreme court here today.

The opinion was written by Justice McBride in a reply in an action filed by George Red Hawk, a Umatilla Indian, against Vestal Joiner. The decree upholds the Umatilla county herd law, and affirmed Judge James Alger Fee of the Umatilla county circuit court. Ownership of cattle, taken up by Joiner, was involved in the controversy. The lower court held against Red Hawk.

The supreme court held that the complaint in the case did not state facts sufficient to constitute an action in replevin.

Counsel Claims State Lacks Jurisdiction  
The defense attorneys alleged that the state courts did not have jurisdiction for the reason that Red Hawk is a full blooded Indian, and has not received certificate of competency or final patent to his lands.

It also was alleged that the property of the Indian is not subject to the jurisdiction of the court, and that the alleged trespass occurred on the Umatilla Indian reservation over which the court has no jurisdiction.

The supreme court also affirmed a decree of Judge Fred W. Wilson of Hood River circuit court in a suit brought by the state fish commission to enjoin the Peoples West Coast Hydro-Electric corporation from diverting the waters of Herman creek below the intake of the defendant's pipe line. The lower court held for the Peoples West Coast Hydro-Electric corporation.

Newberg Case Remanded Back To Lower Court  
Other opinions handed down by the supreme court today follow: City of Newberg, appellant, vs. Warren Construction company, et al; appeal from Yamhill county; suit to enforce contract. Opinion by Justice Belt. Judge Arlie G. Walker reversed and case remanded.

Johan Fagarlie vs. New York Life Insurance company, appellant; appeal from Multnomah county; suit to recover disability benefits. Opinion by Justice Bean. Judge Louis P. Hewitt affirmed.

Jose Gertrude de la Montanya vs. Archie de la Montanya, appellant; appeal from Multnomah county. Motion to dismiss appeal denied by Chief Justice Coshov.

Van Winkle's Ballot Title Is Sustained  
W. M. Davis, plaintiff and petitioner, vs. L. H. Van Winkle, attorney general, et al; appeal from ballot title. Ballot title of attorney general affirmed in opinion by Chief Justice Coshov.

State of Oregon, ex rel. John H. Carson, district attorney, vs. Marion county, appellant and petitioner, vs. Hal E. Hoes, secretary of state and Thomas G. Ryan, defendants; appeal from ballot title. Ballot title of attorney general affirmed in opinion by Chief Justice Coshov.

In the matter of the initiative petition of Life Insurance company and Fraternal Insurance bill and F. W. Hamilton, et al; appeal from ballot title of attorney general. Ballot title affirmed in opinion by Chief Justice Coshov.

Petition for rehearing denied in Johns Manville vs. Heckert. Motion to dismiss allowed in Johnson vs. Carman Manufacturing company. Motion for leave to file second petition for rehearing denied in Grant vs. Hallam.

Scotts Mills H. S. Graduates Two  
SCOTTS MILLS, June 11.—The graduating exercises of the Scotts Mills high school were held at the J. O. O. F. hall on Friday evening, June 7. The two graduates were Edgar Nicholson and Marion Thomas. The following program was given:

March—Violin Quartet.  
Invocation—Carl Millard.  
Minuet in C—Beethoven; Playful Rondo—Green; by Violin Quartet.

Class History—Edward Nicholson.  
Valedictory—Marion Thomas.  
Vocal Solo—Mrs. Fraser.  
Address—Prof. Thomas H. Gentle.

Vocal Solo—Gladys Renn.  
Presentation of Diplomas—Joseph McCracken.  
Benediction—Carl Millard.

As the fathers of the two graduates were members of the board of directors they were given the privilege of presenting the diplomas to their sons.

The ball game between the M. W. team of Scotts Mills and the M. W. A. team of Independence on Sunday was won by Scotts Mills by a score of 5 to 3. A large crowd from here attended the game.

Helen Amundson and Corinne Moberg left on Sunday for Woodburn where they will be employed in the cannery.

Roy Dale and John Geren of Portland attended the banquet of the Scotts Mills high school alum which was held in Myer's hall on Saturday night.

# Endurance Fliers Take Well Earned Rest



Having been aloft over Fort Worth, Texas, 172 hours and 52 minutes, Jim Kelly and Reg Robbins are resting from the tough grind. The view above shows the "nurse" plane piloted by Huffman, right, and manned by Jones left, who lowered the hose to the "Fort Worth," making contact during the flight. These two men are given much of the credit for the success of the flight because of their clever manipulation of the "nurse" plane.

# 116 BRUNNERS PICNIC Annual Affair Draws From All Over State GEERS PLAN REUNION

SOUTH SILVERTON, June 11.—The Brunner family held their annual reunion Sunday. Because of the cloudy weather, the picnic was held at the Evergreen school house instead of the Silverton park as has been their custom. One hundred and sixteen members of the family were present from Silverton, Salem and Portland.

The day was spent with a program of races, visiting and a bounteous dinner.

Miss Myrtle Moore of Portland was a week end guest at the A. A. Geer home.

Move to Ranch  
Mr. and Mrs. Mayerhofer and two children who have been operating the Evergreen greenhouse, have moved to their own ranch on the Mt. Angel road, George Yetter of Portland, owner of the green house will probably move back.

Mr. Mayerhofer has a very large flock of fine chickens to which he will devote his time.

Mr. and Mrs. McFarland of Condon arrived Sunday for an extended visit with their granddaughter, Mrs. E. A. Finley.

Mr. and Mrs. Rue and Phillip were Friday visitors at the Peterson home in Silverton.

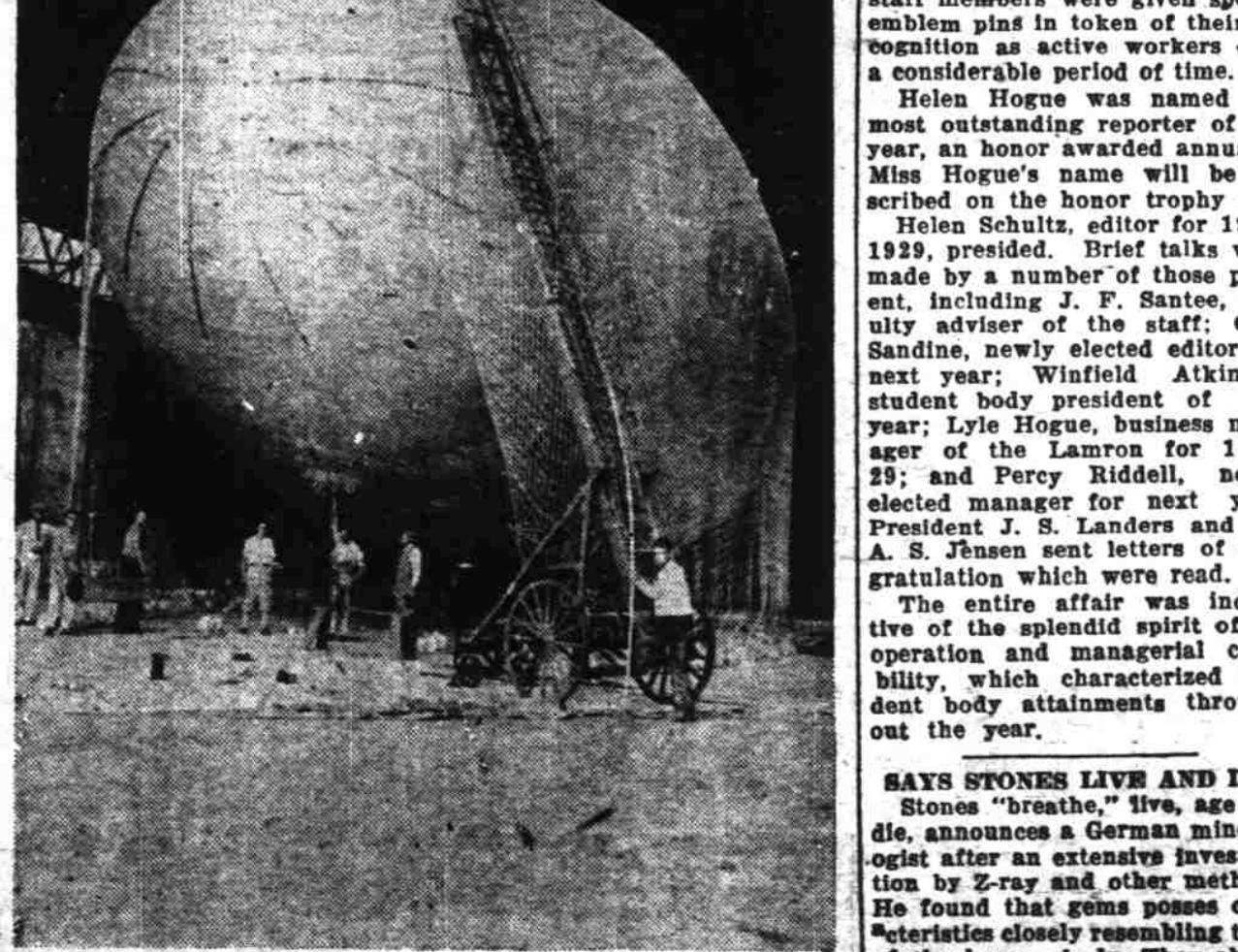
Mr. and Mrs. Will King of Silverton were guests Sunday evening at the Frank Egan home.

Calvin Geer returned Friday from Tacoma where he had been the guest of his son, Ralph, Mr. Geer, a pioneer in this country spends his winters in Yuma, Ariz. but spring always finds him back in his well loved Oregon among his old friends and ready to help with the Geer reunion which this year will be held June 23 at the old Geer homestead now the home of Mr. and Mrs. A. A. Geer.

18 Men Busy  
A picnic, chicken dinner, was enjoyed Friday by the 18 men working on the Willard community house. Nye Bristol, manager of the Silver Falls Retail Lumber yard was an additional guest. The ladies serving were, Mrs. Frank Egan, Mrs. Karl Haberly, Mrs. Charles Riechen, Mrs. John Goodknecht, Mrs. Frank Bowers, Mrs. A. A. Geer.

Miss Adelaide Scriber, Max and Pansy attended the children's day exercises at the M. E. church at Silverton Sunday.

# Makes Balloon Feel Swell



"This makes a balloon feel swell," said the technicians at Moss Field, Los Angeles, as they pumped 8900 cubic feet of k-lum gas into the big bag of the Goodyear dirigible balloon "Volunteer," which will be permanently stationed at Los Angeles as part of the Goodyear program of training a huge corps of dirigible pilots and crew-men, to man the fleet of zeppelins which they will fly from Los Angeles to Honolulu and elsewhere.

# Mrs. Howard Stephens Gives Recital For Piano Students At Her Home Near Hopewell

HOPEWELL, June 11.—Mrs. Howard Stephens held a musical recital for her piano students Friday evening at her home. The program consisted of the following numbers: A short talk on the importance of music by Mrs. Howard Stephens, piano duet, "Shouder to Shouder" March, by W. Serman played by Irene Snellman and Viola Woodward; "Duet of the Dolls," and "March of the Toy Soldiers," by Elsie K. Brett, played by Alice Jantzen; "Gay and Festive" by Sadye Sewell played by Viola Fell, "In the Gondola" by P. Krentalin played by Viola Setala; "The Father's Song," by Cora Jantzen played by Viola Woodward; "March of the Trojans" by J. A. Drian played by Vivian Vele.

Piano duet "March" by Louise Wright played by Alice Jantzen and Viola Woodward; "Valse Gracieuse" by Helen Byne played by Irene Snellman; "Sweet Blossoms" by Ella V. Herman played by Velma Fell; "Water Nymphs" by Walter Rolfe played by Viola Setala; piano duet "Linwood Waltz" by C. H. H. Booth played by Viola Woodward and Irene Snellman; piano duet, "Whispering Hope" by Stephens Butler played by Viola Setala and Vivian Vele; "Long, Long Ago" by Thomas Hayes Bayley and Viva Fell; "Then You'll Remember Me" by Balfe played by Velma Fell; "Il Trovatore" by Verdi played by Velma Fell. "Festival March" by Frederick A. Williams and Mrs. Howard Stephens.

Orchestra Numbers Played  
Two orchestra numbers were played by Clifford and Vernon Stephens accompanied by their mother at the piano. Refreshments consisting of cake and ice cream were served soon after the program. Present were: Mr. and Mrs. Gus Setala, Mr. and Mrs. E. D. Vele, Mr. and Mrs. J. W. Versteeg, Mrs. Charley Reichen, Mrs. Adolph Bosshardt, Miss Beulah Campbell, Miss Marion Rasaka, Miss Mayme Kangas, Miss Alma Kotka, Mrs. Isaac Bantsari, Mr. and Mrs. J. Moe, Mrs. Gene Wilson, Mrs. Woodward, Mrs. G. Fell, Mr. and Mrs. G. Jantzen and family, Leland Bosshardt, Dennill Wilson.

Mr. and Mrs. Isaac Bantsari spent the week-end at the home of Mr. and Mrs. Frank Wilson near Cloverdale.

Mrs. Charley Reichen spent the week-end at the home of Mr. and Mrs. Howard Stephens.

Ojua in Salem  
Mr. and Mrs. Ojua, a newly married couple, are making their home in Salem. Mr. Ojua is well known and has made many friends in this community who extend

their congratulations, Mrs. Ojua was a Carlton girl.

Mr. and Mrs. Henry Taylor have named their little son, Robert Lee Roy. Both baby and mother are doing nicely.

Miss Alma Kotka spent Friday night with Miss Marion Rasaka who is staying at the home of Mr. and Mrs. Howard Stephens.

Charley Stephens and Johnnie Wood went fishing a few days last week. They caught about 70 fish.

Mr. and Mrs. Delmer Versteeg of Salem were dinner guests at the home of Mr. and Mrs. E. D. Vele Sunday.

Mrs. Walter Kirkwood went to Eugene Thursday to attend the graduation exercises.

# VALSETZ CHURCH IS CLOSED FOR SUMMER

VALSETZ, June 11.—Saturday evening the Sunday school board met at the home of Mrs. Massie. The meeting was called to order by Rev. Bailey, chairman. The minutes of previous meeting were read and approved. The report of the treasurer, Mrs. Sadie Westman was given. It was decided to discontinue the Sunday school until early fall. Church services will be discontinued also.

Services were held Sunday morning in the school house. The topic "faithful to Childhood," Dorothy Wiggins sang a solo. The junior choir rendered a beautiful selection. The evening services were conducted in the community hall. The topic was "Fool's Gold." Rev. Bailey delivered both sermons. Mrs. Lola Wiggins and the mixed quartet furnished the evening music.

# Backs Car Into Hydrant; Smash Of Hose Result

VALSETZ, June 11.—While backing his car to let another pass, Dave Inquist rammed into the fire hydrant and hose rack in front of the store demolishing both. After the flow of water was stopped, Eric Nyberg and his helper installed a new hydrant. No damage was done to the car except a few dents.

# MAN'S THUMB CUT OPEN IN ACCIDENT

VALSETZ, June 11.—Frank Ellis of Camp 6, was taken to St. Vincent's hospital in Portland last week where he underwent an operation for appendicitis. The patient is reported as doing nicely.

While at work Saturday afternoon Woodley Clark met with a minor but painful mishap. While trying to remove a piece of wood that was caught in one of the conveyors his right thumb was cut open. A doctor took a few stitches and dressed the wound.

A pleasant party was given by Mr. and Mrs. Potter at their home Saturday evening. The invited guests were Mr. and Mrs. Yedd, Mr. and Mrs. Lester Green, Mr. and Mrs. Erickson, Mr. and Mrs. Martin Tokstad and Mr. and Mrs. Peterson. The evening was spent playing cards and other games. A dainty luncheon was served by the hostess.

Mrs. Levi Green is able to be about again after a week of illness.

# Monmouth Normal Baccalaureate Service Sunday

MONMOUTH, June 11.—The baccalaureate service of the Oregon Normal School for the class of 1929, occurred Sunday, June 9, at 10 o'clock in the Normal auditorium. The following program was presented:

Elegie ..... Aletter  
Les Adieux ..... Saraate  
The Oregon Normal School Symphonic orchestra, directed by William Frederic Gaskins.  
Hymn-Doxology  
Invocation, Rev. Victory P. Morris  
I Will Lift Up Mine Eyes  
Bartlett  
Mrs. J. S. Landers, soprano  
Scripture Reading  
Rev. L. H. Willard  
Trió—Lift Thine Eyes—Elijah  
Eulaine Cox, Margaret Scruggs, Virginia Parks.  
Sermon—"The Gates of Tomorrow" ..... Dr. Wilbert Dowson  
Trió—I've Waited for the Lord  
Eulaine Cox, Margaret Scruggs, Virginia Parks.  
Benediction ..... Rev. L. L. Dally

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- Harry P. Gustafson, Auto Skedded from .....highway, contusions of head, other injuries...\$44.28
- Mrs. Grace Burns .....\$1000.00
- Carl E. Burns received injuries in an auto accident which resulted in his death.

Other claims are waiting.

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