

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 Coshaw.

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 Coshaw.

State of Oregon, ex rel. John H. Carson, district attorney, 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 Coshaw.

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 Coshaw.

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.
The R. N. A. club met at the home of Mrs. Olive Shutt on Friday evening. After the regular business meeting a delicious lunch was served by the hostess. Seven members and five visitors were present. The next meeting of the club will be held at the home of Mrs. Nellie Robinson.

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.

Mr. and Mrs. Clarence Silo were visitors in this community Sunday. Although they are living now in Silverton they still enjoy coming out to their former home.

Mr. and Mrs. Dewey Allen and little son visited at Frank Bowers' Sunday.

LAKE LABISH, June 11.—Mr. and Mrs. Frank Matthes of this place returned today from a week's outing at Yahaats. They found the beach delightful at this time, and secured some fine fish.

LAKE LABISH, June 11.—Harry Sturgis is here for the summer vacation. He has been attending the Polytechnic school in Portland.

The H. W. Mears family of Silverton came over and attended the ball game at Quinby on Sunday.

Mr. and Mrs. Harry Heth and daughter, Vivian, spent Sunday with friends here.

Merle Matthes, pitcher for the Chemawa Woodmen ball team, has almost recovered from his recent accident in which he dislocated his shoulder. Merle has been doing splendid pitching during the season and is being looked over by some of the big league managers.

Bolton Town, England, has approved a town extension plan that will cost more than \$3,000,000.

BANQUET AT MONMOUTH MONMOUTH, June 11.—Thirty members of the staff of the Lamron, the O. N. S. student body weekly publication, and some additional guests enjoyed a banquet Wednesday evening at the Monmouth Hotel. Miss Edna Mings, who heads the English department of the school, made a presentation address when 25 staff members were given special emblem pins in token of their recognition as active workers over a considerable period of time.

Helen Hogue was named the most outstanding reporter of the year, an honor awarded annually. Miss Hogue's name will be inscribed on the honor trophy cup.

Helen Schultz, editor for 1928-1929, presided. Brief talks were made by a number of those present, including J. F. Santee, faculty adviser of the staff; Olga Sandine, newly elected editor for next year; Winfield Atkinson, student body president of this year; Lyle Hogue, business manager of the Lamron for 1928-29; and Percy Riddell, newly elected manager for next year.

President J. S. Landers and Dr. A. S. Jensen sent letters of congratulation which were read.

The entire affair was indicative of the splendid spirit of co-operation and managerial capability, which characterized student body attainments throughout the year.

SAYS STONES LIVE AND DIE
Stones "breathe," live, age and die, announces a German mineralogist after an extensive investigation by X-ray and other methods. He found that gems possess characteristics closely resembling those of the human body. They absorb and eject carbonic gas, a function similar to our breathing. Crystals as well as granites and other hard rocks, will show signs of age in time, and finally will break up into sand, which he describes as their way of dying.



"This makes a balloon feel swell," said the technicians at Moss Field, Los Angeles, as they pumped 8900 cubic feet of k-lam 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.

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

Yahaats Pleases Labish Citizens
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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 son Chester, Melvin Vele 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.

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\$675 THIS, the outstanding value among the smaller grands, is a most winsome piano. Four feet 10 inches long, just right for the modern living-room. Ivory and ebony keys, of course.

A wedding gift that the years will hold dear

The sounding board of the Brambach piano is fully guaranteed for the life of the instrument. Its sweet, singing voice will bring much joy to the new home. The maker, the world's largest manufacturer of small grands, spent \$100,000 perfecting the model or master Brambach.

A graduation gift that the years will treasure

Brambach is a very old name, 106 years before the public. Whoever receives this welcome gift will remember that day of days with happiness. You can buy a Brambach for \$67.50 down and as little as \$20.50 a month.

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The following claims have been paid in Salem by The North American Accident Insurance Company on \$1 Policies issued by the Oregon Statesman in the past few months:

W. S. Beaton, Car Collision, Wrist Fractured...\$60.00

R. G. Stover, Over-turned car, bruised leg\$20.00

Harry P. Gustafson, Auto Skedded fromhighway, 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.

Traffic congestion is growing. Traffic accidents becoming daily more numerous. You can not afford to be without the amazingly inexpensive protection afforded by the North American Travel Accident policy. Subscribe for The Oregon Statesman today. Send in an additional dollar with your application for the policy.

INSURANCE APPLICATION AND SUBSCRIPTION BLANK

THE NEW OREGON STATESMAN Date1929 Salem, Oregon.

Gentlemen: You are hereby authorized to enter my subscription to The New Oregon Statesman for one year from date. It is understood that The New Oregon Statesman is to be delivered to my address regularly each day by your authorized carrier and I shall pay him for the same at the regular established rate of 50c per month.

I am not now a subscriber to The New Oregon Statesman () I am now a subscriber to The New Oregon Statesman ()

Name Age

Address

City State

Occupation Phone

Beneficiary's Relationship

I am enclosing a payment of \$1.00 Policy fee. I am to receive a \$10,000.00 Travel Accident Insurance Policy issued by the North American Accident Insurance Company of Chicago, Illinois.

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By Mail \$4.00 Per Year

Circulation Department