

GRAND JURY IS STILL PROBLEM

McMahan Seeks Method to Appeal Skipworth "Door Nail" Decision

The status of the Marion county grand jury, impeached in October, 1930, and still very much alive and ready to do business, according to Judge L. H. McMahan, remains a matter to be conjured with. Opposition McMahan's view stands Judge G. F. Skipworth of Eugene who declared June 23, in a memorandum decision, on the Rhea Luper case that the "jury was dead as a door nail" and of no more legal avail than "seven men of a service club sitting together."

As the situation rests, the grand jury has in its possession a considerable mass of facts on which it has made no report and on which Judge L. H. McMahan is insistent the jurors report. He also maintains it has some unfinished investigations to complete.

For as long as scratching his head in as yet a vain attempt to find out some means to carry Skipworth's decision to the supreme court. As yet the court has been unsuccessful in figuring out some method of carrying the case higher. Yet McMahan continues adamant in his belief that the present grand jury was perfectly legal in its findings. No Continuing Order Made in November

The question as to whether or not the jury died in November, 1930, when Judge McMahan made no oral or written order continuing the jury. The Oregon statute provides that a grand jury can be continued by court order "until its work is completed" but the law also provides that such continuance must be by written order of the presiding judge. Judge McMahan on February 25, 1931, did order the jury continued, making the order as of January 3, 1931. Judge Skipworth contends that the omission of such an order in November, brought about the death of the old grand jury and prevented its reorganization.

The public's concern lies not in the legal debate between the two judges but in the fact that all investigations and indictments from any grand jury in the county are now at a standstill. Even if made, they would be court attack in the same means employed by counsel for Rhea Luper, former state engineer, whose indictment was quashed by Judge Skipworth.

McMahan indicated yesterday he would summon a new grand jury for the October term of circuit court here. He favors, however, the securing of reports from the present so-called grand jury before that time. A number of county and state officers have been under investigation by that body and the judge wants the reports before the fall term. W. C. Pettijohn of Salem is the foreman of the grand jury whose legality has been assailed.

Four Years For Liquor Activity Diamond's Term

NEW YORK, Aug. 12.—(AP)—The law struck at gangdom from the front and rear today, imposing the heaviest sentence possible on Jack "Legs" Diamond and deterring crack marksmen to conduct a continuous hunt for hoodlums still at large.

The slim racketeer, who previously had escaped conviction 24 out of 25 times, heard a federal judge from Kansas order him to serve four years in Atlanta penitentiary and pay a \$11,000 fine—the maximum penalty for his conviction of beer running and distillery ownership.

Margaret Howe Seeks Divorce; Claims Cruelty

Mrs. Margaret Howe, who married Ben Howe, coast guard employe at Hammond, May 6, 1927, brought suit yesterday in circuit court here for divorce. She charges that Howe was mean to her, slapping her on occasions, kicking her and making unjust statements about her character. There are two small children of whom Mrs. Howe asks custody. She seeks \$100 as attorney's fees, \$50 as suit money, \$50 temporary support money and \$25 a month for support of the children.

HOLLYWOOD

Home of 25c Talkies A HOME OWNED THEATRE LAST TIMES TODAY As a play, it ran a year on Broadway as a film it rocks the nation!

MARION DAVIES

IT'S A WISE CHILD

with SIDNEY BLACKMER JAMES GLEASON Folly Moran, Lester Vail Marie Prevost

Also Boy Friend Comedy, News

The Call Board

By OLIVE M. DOAK

GRAND Today—Dorothy Mackaill in "Kept Husbands."

Friday—Richard Arlen in "The Conquering Horde."

HOLLYWOOD Today—"It's a Wise Child."

Friday—Jack Oakie in "Dude Ranch."

WARNER'S ELKSINORE Today—Norman Foster and Carole Lombard in "Up Pops the Devil."

Friday—"Forbidden Adventure."

JOHN WHITE DIES AS AUTO HURTTLES

(Continued from page 1)

wreckage and taken to the Oregon City hospital, suffering from severe head injuries. He died after reaching the hospital he died.

White was a 40 year old son of Colonel Sam White of Phoenix, Ariz., for many years a prominent attorney in Baker and Portland and one time chairman of the democratic state central committee of Oregon. John White's early life was spent in Baker and his law training was received at the University of Virginia. He first practiced law in Portland in 1915 with his father.

He is survived by his wife, Mrs. Zola Parker White of Portland. Their home was at the Campbell Court, in Portland. He is also survived by a younger brother, Lawrence White. He was well known in Salem and in Portland being vice-president of the Terminal Ice and Cold Storage company.

Lampert Plans To Resume Law Practice Here

F. S. Lampert, vice president of the United States National bank and an employe of that institution for 12 years, plans to resign his position with the bank and again engage in law practice which was his occupation previous to the World war.

Previous to his enlistment in the U. S. navy, Mr. Lampert practiced law and will now return to the legal occupation as an associate of Keyes and Page, attorneys in the United States National Bank building.

Brakeman Hurt As Stick Slips

SILVERTON, Aug. 12.—Ray McKee, brakeman for the Silver Falls Timber company at camp 17, had a narrow escape from losing his right eye in an accident at camp this morning. A "brakeman's stick," which he had placed under the wheel of a car, was dislodged, hitting him over the eye inflicting a deep gash. His eye was swollen shut when brought here for medical attention, but the wound was closed without aid of stitches.

TO REBUILD LINES GERRAISE, Aug. 12.—A meeting of the patrons of the Pacific Highway Telephone company was held Monday night at the home of J. S. Harper. Decision to reorganize their lines was reached. The poles of this company are on the Pacific States Telephone company's property. They were notified last week that other arrangements would have to be made, hence this meeting.

GRAND

Today Only Kept HUSBANDS!

DOROTHY MACKAILL JOEL MCGREA NED SPARKS

Tonight is Family Night Each Family 50c

FRIDAY SATURDAY THE CONQUERING HORDE

with Richard Arlen Fay Wray

with MITEE GREEN—EDNA MAY OLIVER—LOUISE FAZENDA AND JACKIE BEARL

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OREGON TAXATION SYSTEM DEFENDED

Relief of Real Property by Newly Imposed Levies Backed by Fisher

Defending the Oregon system of taxation, Earl Fisher addressed the Rotary club yesterday on the subject of taxation. Declaring there was no such thing as a "good" tax law because all taxes were impositions upon the people, Fisher vigorously defended the new taxes on incomes and intangibles as representing a fairer distribution of the tax burden.

Where half of the income from real estate in this state had been paid out for taxes, he felt that the necessity was urgent for relieving real estate of a share of this load. This was the recommendation of the Day tax commission of 10 years ago, and now real property had become even more burdensome to its owners. The result was that farmers, agriculturists, and grazing interests suffered.

Seventeen states have adopted a tax on intangibles, said Mr. Fisher. Oregon's rate he defended as just, and condemned proposals to use the same rates as the income tax law, because that would leave many able to pay escape with a very light tax. As it is under the present income tax law 90 per cent of the people escape paying any income tax.

Fisher scored the "pernicious" propaganda that the new tax laws were driving people out of the state or keeping industry from locating here. When the full burden of the tax load is paralyzed Oregon compares very favorably with other states, except some of the southern states where government costs are low. Recently a concern moved from Utah to Portland to carry on manufacturing and did so after a careful study of the tax burdens they would have to assume.

Clarence Byrd was introduced as a new member of Rotary.

COREY BACK FROM MOUNTAIN ASCENT

George Corey, local high school student, returned Tuesday night after spending several days in the Three Sisters area. Corey, with Tom Williams of Salem and nine others, members of the Obsidian outdoor club of Eugene, spent Saturday and Sunday on a climb to the North Sister. Corey, with three others, also climbed the Middle Sister.

It took the group 16 hours to make the hazardous climb up the pinnacle on the North Sister and three hours to scale the Middle Sister. The quartet who climbed the Middle Sister were forced by darkness to stop for the night at the base of the Middle Sister. Corey says wasn't anything unusual, except that some of them had blankets along.

Obsidians are spending their annual two weeks' outing at Green lake, at the base of South Sister. Ray Sims is leader for the encampment. Williams, member of the club, is spending the two weeks with the Obsidians.

Three Obsidians, Don Woods, Ed Johnson and Jack Stahlsburg, climbed the Three Sisters in 16 1/2 hours, this being the first time ascent of the three peaks has been accomplished at one time. Woods is also a member of the American Alpine club.

TOWN IS SAVED CALGARY, ALB., Aug. 12.—(AP)—Forest fire which had crept to within half a mile of Ferate today gradually burned themselves out until late in the day the town was considered out of immediate danger.

FRUITLAND, Aug. 12.—A jade green Ford touring car license number 196,957 belonging to Ralph Coulson was stolen last night during the band concert in Salem.

GUESTS OF NUSOMS WACONDA, August 12.—Mr. and Mrs. Roy Craft of Portland were recent visitors at the A. W. and Allyn Nusom home here.

WARNER BROS. Elsinore

TODAY "UP POPS THE DEVIL" Carole Lombard - Lillian Tashman - Skeets Gallagher

STARTS TO-MORROW

SEE HIS LATEST STORY ON THE SCREEN!

Sinclair LEWIS

The world's foremost novelist writes his first comedy serial, "Let's Play King," hilariously filmed as

"Forbidden Adventure"

A Paramount Picture

with MITEE GREEN—EDNA MAY OLIVER—LOUISE FAZENDA AND JACKIE BEARL

with MITEE GREEN—EDNA MAY OLIVER—LOUISE FAZENDA AND JACKIE BEARL

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SWIMMING DANGER IN RIVER IS NOTED

In answer to several queries recently concerning the risk of exposure to disease from swimming in the Willamette river, Dr. Vernon A. Douglas, of the Marion county health unit, stated Wednesday that this is the worst time of the year for swimming in the river as the water is lower and more sluggish now and bacteria multiply rapidly while the weather is so warm.

The chief danger comes from the fact that typhoid germs are in the water and other intestinal diseases are also prevalent at this time of the year. This condition exists more or less throughout the entire year, according to Dr. Douglas, but it worse now.

The only way these diseases can be contracted is by swallowing some of the water, but this is almost inevitable when swimming and diving. Danger of skin diseases and other infections is only very slight, he further stated. According to Dr. Douglas, the ideal water to swim in should be fit to drink. The Y tank and also fresh water streams above sewage inlets, were recommended as the best places to swim at this season.

They also visited Mrs. Craft's uncle, Robert Nusom in Salem and also called at the home of Mrs. Robert Nusom and Mrs. Rosanna Archer in Woodburn. Craft is manager of the Postal Telegraph office in Portland.

RAILROADS NOT TO BENEFIT IS CLAIM

(Continued from page 1) attack on the proposed rate increase and his statement included a motion for dismissal of the carriers' petition.

A. F. Harvey, chief of transportation for the Oregon commission, explained in detail the status of motor truck transportation in this state.

Commissioner Thomas said his office was "emphatically and unalterably" opposed to the proposed rate increase. Such an increase, he said would result in great loss in tonnage and revenue and would cripple shipping interests in the Pacific northwest. Tonnage which will be diverted to other channels, he said, would not be restored to the railroads if and when rates were returned to their present levels.

Fred Meyer is Low Medalist, Gearhart Meet

GEARHART, Ore., Aug. 12.—(AP)—Shooting one under par, Fred Meyer, of the Multnomah golf club, today won the medal in the men's division of the Oregon coast midsummer golf tournament.

Meyer played even par on the first nine of the qualifying rounds, going out in 30. He came home in 85, one under par.

Bill Blaufuss and James Bushong, both of Portland, tied for second place, each shooting 78. Arnold Lanna, Portland, was fourth with 74, and W. A. Norby and George Mead, both Portland, tied with 75.

Safer Atlantic Plane Crossing Route is Sought

NEW YORK, Aug. 12.—(AP)—A new and safer North Atlantic air trail across Iceland and Greenland and over the barren Hudson's bay country to Chicago, is the objective of Capt. Wolfgang von Gronau, veteran of one transatlantic flight to New York from Germany.

Von Gronau, now at Reykjavik, Iceland, could not be reached for further details of his plans, but there was a probability today he would continue around the world from Chicago.

Summer Cruise Party Here on Way to Alaska

A special train on its way from Eugene to Seattle passed through Salem Wednesday morning, conveying a large contingent of professors and students, members of the University of Oregon summer school cruise party.

At Seattle the group was to embark on the steamship Admiral Rogers for an Alaskan tour, going as far north as Skagway.

Conifred Hurd of Salem, who has been taking special work at the university this summer, was one of the party, which will return late this month.

INSTITUTE DRAWS JASON LEE GROUP

Young people from Jason Lee church who attended the Epworth league assembly at Falls City last week were:

Eather Black, Myron Fouke, Gatha Bressler, Donald Marcy, Betty Fouke, Wilma Godsey, Clara Belle Burnside, Paul Tennant, Ithel Adlard, Hazel Mason, Margaret McCoy, Kenneth Hunt, Eleanor Chadwick, Mary Lois Driggs, Halite Chamberlain, Katherine Gies, Parker Gies, Josephine Rodgers, Wanda Rose, and Helen Marcy.

Other young people who visited the Jason Lee camp for a day or two or for a few hours during the week were the Misses Sarah Dark, Helen Ney, Isabelle Leeper, Grace Rose, LaVerne Hewitt, Mildred Gardner, Maude Shaw, Caroline Cain, Marian Driggs, Ruby Eshleman and Florence Eshleman, and Paul Carpenter, Ott Yunker, Harold Leeper, Myron Hewitt, Everett Gardner, Donald Watson and Carl Marcy. Mrs. H. B. Carpenter spent one night there and Miss Louise Benjamin went as chaperone for the group.

Parkdale People Visiting Joneses; Guests are Feted

BROOKS, Aug. 12.—Mr. and Mrs. Clark Aspinwall and daughters, Miss Beulah and Lela Aspinwall of Parkdale are guests of their daughter and son-in-law, Mr. and Mrs. Burko Jones. They were accompanied on their trip by Mrs. Hugh Clark and son Jack of Parkdale, Mrs. Clark is guest

Light Rays 40 Years Old Will Open Exposition

CHICAGO, August 12.—(AP) Light rays 40 years old will be used to open the Chicago century of progress exposition in 1932. Exposition officials announced the plan today.

The star Arcturus, 199 trillion miles from the earth, has been given the job of furnishing the rays. Its light speeds earthward at 186,000 miles a second, taking it 40 years to reach the earth.

The rays will be focused on an electric coil through the 40-inch telescope of Yerkes observatory at Williams Bay, Wis., and will furnish an impulse which will turn on switches opening the fairground gates, starting machinery and turning on lights.

WILMER WOOD VISITOR WOODBURN, August 12.—Wilmer Wood, nephew of Mrs. L. R. Gilbert, is visiting at the Gilbert home for a few days. Wilmer is the son of Rufus Wood of Blodgett. After a few days in Woodburn, he plans to visit relatives in Portland.

Place the Responsibility Where it Belongs on ACID GASOLINE

You accept gradually declining motor performance as an unavoidable penalty exacted by time and wear. You expect your car to give less gasoline mileage as it grows older because that has been your experience. You charge valve-grinding, cylinder re-boring and most of your repair and overhauling costs to natural, normal wear. Now science reveals the startling fact that these conditions and costs are largely caused by corroding and metal-eating action of acids in gasoline.

It is no longer necessary for you to use acid gasoline. A refining method has been perfected that eliminates the injurious naphthenic and sulphur-bearing acids which are natural to all crude oils. It is the Violet Ray process of refining, safeguarded by seven U. S. patents. The one and only gasoline sold on the Pacific Coast which is refined by this patented acid-eliminating method is . . .

ACID-FREE GASOLINE

You don't have to take anybody's word for it that Violet Ray Gasoline is free from acids. Its violet color tells you that. It is your infallible acid test, for the slightest presence of acid would at once destroy the violet color and turn the gasoline back to white.

Any other gasoline (white or colored) may contain acids without your being able to detect their presence. Why take chances? The proof of science that Violet Ray is acid-free is visible . . . right before you. Its violet color is your safeguard.

COSTS NO MORE THAN WHITE GASOLINE

GENERAL PETROLEUM CORPORATION

VIOLET RAY GASOLINE GENERAL ETHYL DOUBLE POWERED GASOLINE SOCONY DEWAXED 100% PARAFFINE BASE MOTOR OIL

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