

JUDGE FEE UPHELD IN MORTGAGE CASE

Frenzied Finance in Eastern Oregon is Recalled in Supreme Court Case

The state supreme court Tuesday handed down an opinion affirming the decree of Judge James Algerr Fee of the Umatilla county circuit court in the suit brought by the First National bank of Walla Walla, Wash., to foreclose a mortgage on approximately 1,200 acres of land in Umatilla county, given to secure payment of six promissory notes aggregating \$102,200.

The opinion was written by Justice Belt. Hugh S. Murray and other residents of Umatilla county were named as defendants in the suit. The lower court held for the plaintiff.

The defendants appealed to the supreme court on the ground that there was lack of consideration.

This case presents a story of frenzied finance in which three banks were victimized through the fraudulent and crooked dealings of John Cameron, president of the Cameron-Yenney Grain company, a corporation engaged in general grain brokerage business in eastern Oregon and eastern Washington, the supreme court opinion read.

Several Banks Are Involved in Affair

The financial difficulties of the grain company involved the bank of Freewater, which had overdrafts of \$135,000, the old National bank of Spokane, a creditor of the company in excess of \$100,000, and the First National bank of Walla Walla. The transactions occurred in 1924. At that time Murray, one of the defendants in the suit, was chief executive of the bank of Freewater.

The mortgages on the land were given by Murray and other defendants to secure a loan from the other two banks to save the Freewater institution from a crash.

Justice Belt held that the charge of fraud on the part of Murray was "utterly without merit," and upheld the foreclosure decree.

Murray had alleged that the defendants in the action were induced to execute the mortgage because of fraudulent representations that the grain company would pay more than 40 per cent upon liquidation.

Other Opinions Are Handed Down

Other opinions handed down by the supreme court Tuesday follow: Linus Olson, appellant, vs E. Pixler and others; appeal from Multnomah county. Suit to enforce contract. Opinion by Justice Campbell. Decree of Judge Lusk affirmed as modified.

C. A. Kern, appellant, vs James Pullen; appeal from Multnomah county. Suit to recover damages. Opinion by Justice Campbell. Judge Robert G. Morrow affirmed.

Ernest Harris and Edrie Harris, plaintiffs and respondents, vs Laura Harris, defendant, who is appellant; David Harris, et al, defendants and respondents; appeal from Umatilla county. Suit for partition of real property. Opinion by Justice Rand. Judge Sweek reversed.

Fred Klingback vs Vincente Mendiola, appellant; appeal from Malheur county. Suit involving rick of alfalfa hay. Opinion by Justice Brown. Judge W. W. Wood affirmed.

E. S. McKinney, appellant, vs C. M. Naberger and Simon Guild; appeal from Multnomah county. Petition for rehearing denied in opinion by Justice Rossman.

E. S. McKinney, appellant, vs C. M. Naberger and Simon Guild; Motion to strike denied in opinion by Justice Rossman.

Asterman Cuts Deep Gash in Right Leg

GERVAIS, Dec. 22 — William Asterman, who is employed by Sam Brown & Sons, pork packers, cut a deep gash in his right leg Monday morning while cutting bacon. His knife slipped and struck a bone in the meat. He was brought to Gervais where Dr. Adkisson took three stitches in the wound. Mr. Asterman was unable to be out for a day or two following the accident.

WILLIAMS SELF SERVICE STORES. SHOES CLOTHING HOSIERY FOR THE FAMILY. 370 STATE ST.

Both Shaw Schools Give Yule Programs

SHAW, Dec. 22—Both parochial and public schools arranged Christmas programs. The parochial program was given Tuesday night, with a large crowd attending, and the public school program will be held Thursday at 8 o'clock. The Women's community club will have its Christmas party Tuesday night, Dec. 29, at the hall. Presents will be distributed by means of a grab bag.

Teacher Spends Day At Mt. Angel Home

ROCK POINT, Dec. 22—Miss Florence Walker, Rock Point school teacher, spent the weekend at the home of her parents, Mr. and Mrs. Joe Walker of Mt. Angel. Norma Hunt was called to Salem by the death Sunday of his father, J. T. Hunt, former county judge.

Midget Market. Originators of Low Prices 351 State Street. TO EQUAL OUR PRICES isn't very difficult and many of the reliable markets can sell you just as good a grade of meat as we handle.

BYRNE'S Inc. 184 N. Commercial St. Open 'till 9 Each Night Until Christmas. Cigars, Tobaccos, Cigarettes. Toiletries, Remedies, Cosmetics. Wednesday and Thursday GIFTS FOR ALL. Fred Meyer Hand-Made Chocolates. \$1.25 Prophylactic Brush Set. Sale Yardley's. 5-Piece Golf Set. Red Arrow Golf Balls. Beverages for Holiday Parties. Sale! Toilet Water. Sale! Dusting Powders. Gift Sets That Men Will Appreciate. Sale! Bath Salts. \$2 Gift Box.

HIGHEST IN QUALITY. Caplan's The Price Cutters. 137 S. Commercial Tel. 4010. LOWEST IN PRICE. Fresh FIG BARS 2 pounds 15c. Fine Granulated SUGAR 10 pounds 39c. Armour's PORK & BEANS 16-oz. cans 5c. New Crop Nuts Mixed 2 pounds 25c. U. S. MALT large cans 2 for 49c. POST TOASTIES 2 pkgs. 13c. Citrus Laundry Soap 10 cakes 25c. 10s Graham 10s Whole Wheat 24c. MORTON'S Iodized Salt Package 8c.

FANCY MILK FED VEAL. A tasty veal roast with dressing and cranberries wouldn't be bad for Christmas. Look what you save. This is the firm, white-meated kind. Veal Roasts Leg of Veal 12 1/2c lb. 15c lb. "Nut Sweet" Hams, Whole or half, lb 15c. Another Christmas suggestion. The lowest price in 20 years. Unexcelled by any for flavor.

FOR THE Last-Minute Shopper THERE ARE Gifts and Gift Suggestions Galore. JUST A FEW OF THEM: Books, Leather Goods, Desk Sets, Fountain Pens, Stationery, Book Ends, Incentive Burners, Bridge Supplies, Memory Books, Snapshot Albums, Mottos, Kodaks, Gift Wrappings, Cards, Seals and Ribbons. OPEN EVENINGS UNTIL CHRISTMAS. Commercial Book Store 163 North Commercial Street

Something new in an extremely practical gift: Turknit Gift Sets. Towel and Face Cloth. A dozen assorted towels and face cloths with crocheted edges and in delicate pastel shades. Wrapped with ribbons and cellophane. 79c. \$2 Gift Box. French Perfume and Face Powder. Gardenia, Jasmine, Chypre odors. Powder in both metal box—79c. For only 79c.

PARENTS, FRIENDS BIDDEN TO PROGRAM. TURNER, Dec. 22 — Parents and friends are invited to the Turner school Christmas program which will be given Thursday afternoon at 1:30 o'clock in the school auditorium. The program will be made up with numbers from each grade, after which the lower grades will march to their rooms and each teacher's pupils will enjoy their own tree and treats.

Society. Mrs. C. T. Cooper entertained members of the Nimble Needle Four H club at her home in compliment to her daughter, Carol Cooper, who is a member of the club. The group has been making stuffed animals and dolls and these were given to charity in addition to a money gift which has been realized through the sale of some of the stuffed animals.