The Oregon and Linksman

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A Decision With Reverse Kick

N interesting decision was handed down by Judge Lew-A elling in the case of Johnson vs. Feskens. Johnson sold a piece of real property to Feskens for \$2900, of which \$2100 was represented by a mortgage, the remainder Johnson's equity. The purchaser paid off all but \$100 of the amount due Johnson. The latter made oral concessions when payments were not promptly met when due. Now the judge says that such concessions constituted a breach in the contract, and that Johnson, who did not seek return of the title to the property, but the balance due under the purchase contract, must pay back the \$700 the defendant had paid in, less allowance for rental of \$20 per month. The case is to be appealed.

The ruling of the judge in this case is of far greater significance than the particular item of \$100 which seems to be involved. While the effect of the decision apparently is to favor the purchaser under a contract, and thus is in line with the leniency which judges are constrained to show at the present time to prevent losses to debtors, the ultimate effect, it seems to us, would be the reverse. For there have been hundreds and thousands of cases where sellers under contract have made concessions from time to time in order to ease the load for the purchaser. While the motive may have been selfish in that they did not want the property back on their hands, at the same time this consideration has enabled these purchasers to continue occupancy of the property, and given them a fighting chance to pull through without ultimate loss. These situations are constantly arising; and it seems commendable for the seller to make these adjustments and concessions which changed conditions of affairs war-

But if such temporary concessions constitute a breach in the contract, unless duly drawn up in writing and property signed and sealed, then the net result will be that the seller will not make such concessions but will start foreclosure or other proceedings just as soon as the buyer slips at all in his payment. The judge may be interpreting the law correctly; but if the result is to make dangerous these concessions and agreements which sellers under contract have been willing to make in order to give buyers a chance to carry on, then the effect on the debtor class will be bad, because the seller, to protect his own interest, would be forced to take immediate steps to cancel the contract.

Moley Inside the Keyhole

DROF. RAYMOND MOLEY, the woman's college professor who is telling Pres. Roosevelt when to go off gold, etc. is now going to syndicate articles for the daily press. He has a job as assistant secretary of state, and is the chief trustee for the brain trust; so he will probably have a lot of stuff to sell. The department of state recently did the rush act on a press-gag bill through the house of representatives to punish publication of state papers; but Moley would probably ask for an exemption.

With Moley in the writing racket, the pseudo-keyholers will be in a fret. For Moley should get the lowest-down of all the low-downs; and should be inside of the inside. That may crimp the myth of many of these merry-go-round columnists who have been selling the papers the most expensive line

of bunk since the depression started. Editor and Publisher, the newspaperman's trade magazine, recently had the following to say about the keyhole re-

porters:

"The 'inside stuff' columnist is having his day. Lay readers must be surprised at the agility of the gentleman. He not only appears possessed of mouse-like ability to creep into the most cloistered sanctums, but gets around the country with the speed of a seven-league grasshopper. Don't misunderstand me, I think some of this 'inside' stuff is excellent reading, in instances so good that I am almost willing to discount the fact that much of it is lifted from inside pages of metropolitan newspapers, trade papers and magazines. To an old-fashioned reporter it seems rather reckless to publish, as 'inside' and exclusive findings, matter that has appeared days before in every thorough newspaper. It seems rather audacious to pretend confidential sources for all manner of high-pressure gossip, when your real business is to buy the papers, read them carefully, make deductions and guesses and then let fly on your typewriter. However, if you write well, if you condense vital meaning into attractive capsules, if you don't make any bad breaks, and if you get wide readership, I'll not say you are failing to contribute to the American scene. The practice may by some be considered a trifle unethical, a bit deceptive, but justification lies in the fact that some people read gossipy paragraphs with relish, whereas they would pass over the same stuff dished up in conventional news form."

William S. Levens

THE state lost a valuable public servant when William S. Levens, assistant attorney general, passed away suddenly in Eugene. He was capable and trustworthy in his work. He had excellent balance of judgment. He had a genial personality that won friends easily and held them long. In various capacities he had served the people of the state; and al- taken. ways with credit to himself and distinction to the state. Levens was that fine type of citizen and friend whose loss will be keenly felt.

People should not be particularly impressed with comments favorable to inflation which come out of Wall street whether brokerage houses, investment services, or tipster sheets. These gentry make their money out of big turnover in the most highly speculative market in the world. The stock market has been dull for years; and if inflation will lure the suckers once more, why-that means profits to brokers and new subscriptions to market "anayists". For them life is all a gamble anyway; but they are wise enough to get their rakeoff as the stake-holders.

It is a great surprise to read that Representative James Mott voted against the farm relief-inflation bill. While we await his "explanation" we would judge he has two objections, first the inflation doesn't go far enough; and second, congress should do the job of taking the lid off, instead of assigning it to the president. We can't believe that Jim objects to currency inflation.

They are speeding up the delivery of ordinary first-class mail from New York here. Letters showing a New York city postmark of 2 p. m. Saturday were in our mail-box Tuesday morning. That beats our recent experience with an airmail letter which sent out of for one? here Tuesday evening and not delivered until the following Mon-

Professor Tugwell, another member of the brain trust, says we may have either revolution or utopia in this country. At the moment we are not ready to say just which would be worse.

Who said this inflation was to be controlled? Here are Se and Tacoma putting in daylight savings trying to make two days boxing meet as a climax to the Mrs. Willson, as the first teacher, are asked to bring cake or sandfirst bby in the family but he has boxing meet as a climax to the winter's activities.

opened the Oregon Institute, that wiches,

The Hand on the Hawser



By Royal S. Copeland, M.D.

RECENTLY AN eminent physiclan published an interesting and instructive report on the subject of cerebral hemorrhage. I will not burden you with the

figures of his ex-

tensive study.

The report shows

that cerebral

is more common-

ly called, contin-

Apoplexy, or

to a rupture of a

the brain. If se-

ous menace.



Dr. Copeland

takes place, pressure of the blood on the brain will cause the victim to become unconscious. If the hemorrhage is mild and little blood is lost, the afflicted individual recovers. But usually some form of paralysis re-

sults from the hemorrhage. Take Stock of Yourself The paralysis may be mild, involving an arm or leg. In other cases. where the stroke has been more severa, complete paralysis of one side

of the body occurs. The side involved is deprived of power of motion and sensation, with a general When the hemorrhage occurs on the right side of the brain, there is a paralysis of the left side of the ody. If the hemorrhage is on the

left side of the brain, the paralysis occurs on the right side of the body. This is explained by a crossing of the nerve fibers at the base of the brain. If the hemorrhage is profuse or if it involves the base of the brain, both sides of the body are afflicted. In such cases recovery is doubtful. It is a good thing to take stock of ourselves once in a while. I am confident that as a result of this report and other surveys, increased efforts will be made to reduce the frequency of cerebral hemorrhage. Please bear in mind that apoplexy is not a disease in and of itself. It is the result

disorders of the body. Usually Occurs After Fifty

of continued negligence of certain

This condition is usually seen is persons beyond the age of fifty. It rarely occurs in young adults. The rupture or escape of blood into the brain is associated with such defects as high blood pressure, arterioscierosis, or hardening of the arteries, heart disease and kidney disease. Since these are largely preventable many of the deaths from cerebral hemorrhage could have been avoided if necessary precautions had been

No unreasonable demands should ever be placed upon the body. It should not be called upon for over-

work when it is tired. The victims of apoplexy are usually those who failed to heed the warnings given by nature. Many sufferers from high blood pressure are careless in their mode of living. Victims of hardening of the arteries ignore such symptoms as dizziness sleeplessness, mental irritability or impairment of memory. Apoplexy may be the result. No one will deny that the onset of these cases is dependent upon the extent of the original disease. The willingness of the patient to follow the advice of the attending physician will result in removing the danger of having brain

Answers to Health Queries

S. T. Q .- Are peanuts and peanut butter fattening? 2: Are spices fat-tening? Are they healthful or good

A.—Yes, particularly if taken in any quantity. 2: Not fattening but should be eaten sparingly since they are in-(Copyright, 1933, K. P. S., Inc.)

Houston, Tex., staged an amateur (Salem) in 1844. August 3, 1844, public is invited and all visitors day morning, May 1. This is the

BITS for BREAKFAST

By R. J. HENDRICKS-

Historic trees in Salem:

Several days ago, the beautiful maple tree in front of the home of Milton L. Meyers, at 1055 Court to the days before the townsite was platted and given its present events.

The native twig the growth of which formed that venerable tree was set out in 1846 by Dr. W. H. Willson, known as the proprietor of Salem. He placed the rich soil about its roots while his little daughter, Frances, held it in place. "You must hold it straight, daughter, for it is said that 'as the twig is bent the tree is inclined'," tradition has it that Dr. Willson spoke to little Frances.

5 5 5 The writer has the letter that follows, received in an answer to an inquiry concerning the event: "Alexandra Court, Portland, twenty-fifth of April, 1933: To an absence of a few days is due my tardy reply to your very kind note. Frances Willson Gill told me of the planting of the little maple. The small hands did as faithful work as Dr. Willson's placing the

earth about its roots. "Laura Belle Willson Wythe lived many years in California, and she and Dr. Wythe passed away several years ago.

"Katherine Willson married Mr. Dillingham, and both she and her husband have died-the former here at Alexandra Court. Their only child is living at the Court now-Miss Margery Dillingham. Either she or Mrs. Jessie Gill-Hartman, the eldest Gill daughter, at 64 N. 20th street, would be able to give you more definite information. "I regret that the beautiful old

ree no longer casts its grateful shade. Very sincerely yours, Harriet McArthur."

That 87 year old maple was one of the oldest of the many trees of the same kind lining the curbs of the streets of Salem, that have added attractiveness to the capital city for two generations. The companion trees near it were (and are) some 20 years younger. * * *

Where the Meyers house stands now, one of the first pear trees ever set out on the site of Salem stood for many years. It was a Bartlett, and it was grafted by Rev. O. Dickinson, pioneer pastor of the First Congregational church, and prominent nurseryman of the early days.

Dr. W. H. Willson was raised in northern New York; was a cooper and had been on a whaleship, at his trade, in a voyage to the Pacific, before sailing from New York City in 1836 for the Oregon country. He was a member of the first reinforcement for the Lee mission, arriving in May, 1837. Dr. Elijah White, first medical missionary ever sent to a foreign country, was a member of the party, and Dr. Willson studied medicine on the voyage under his tutorship, and after their arrival at the old mission, 10 miles below the site of Salem.

In 1840, Dr. Willson was sent to the branch mission at Nisqualy, its location in the suburbs of A. Clark, missionary teacher, with the Lausanne party, arriving June the Story Grew." 1, 1840, was assigned to Nisqual-

became by change of name Willamette university.

Dr. Willson, in the fall of 1846, erected a dwelling where the main street, was taken down. Thus end- building of the paper mills stands. ed the life of a landmark that had But, a little later, he put up for stood for 87 years, running back | the family home the large frame house that stood on the northeast corner of Capitol and Court name; four years prior to those streets-where the service station is now. That house was afterward called "the beehive," and several the family of Col. E. D. Baker, elected U. S. senator from Oregon by the 1860 legislature, and killed while leading his regiment at the battle of Ball's Bluff Oct. 21.

> Afterward, that house became the woman's college of Willamette university, and was moved to the campus and served in that capacity until Lausanne hall was completed. Dr. Willson must have contemplated the erection of the "beehive" when he planted the twig that grew into the historic

He platted the original town of what is now the main part of Salem, and it was given its present name then. Most historians have said Dr. Willson gave the town the name of Salem. Bancroft's Oregon history, volume 1, page 222, says Rev. David Leslie named it. The Bits man, as has been said several times before in this column, believes Bancroft's writer was correct in his statement. Leslie had come from Massachusetts. The name is directly from Salem, Mass., but it goes back to Jerusalem, the original name of the Holy City; first Salem, then Jeru- the tide ebbing, and swim 250 salem. Salem, city of peace.

The first platting of the main part of Salem was that portion lying east of Church street and north of State street. There was platted at near the same time another Salem, around the mission mills, afterward known as "The Island," or "Boon's Island," north of where Liberty and High streets became Broadway. And North Salem was also platted at about the same time; in fact that plat was filed first, the Willson Salem next and the Salem around the mission mills last.

Who was responsible for the large blocks and wide streets (99 feet, or a surveyor's chain and a half), of the main town? L. H. Judson, whose sister was the second wife of Rev. Leslie, wrote in the 1872 Salem Directory (assuming that he DID write it); and the Bits man believes he did: "The board for the magnificent plan apon which the plat was surveyed." Meaning the board of trustees of the Oregon Institute; and Bancroft shows that at the time Rev. David Leslie was president of the board of trustees of the institution—that became by change of name Willamette university. (Continued tomorrow.)

Women Will Give Program Friday For Grange Group

MACLEAY, May 3 .- The annual home economies program will be put on by the women at the regular grange meeting Friday night, and will include a play of four scenes. Mrs. M. M. Magee is the present city of Tacoma. Chloe H. E. chairman and Mrs. J. Amort is in charge of the play, "How

Mrs. H. Tooker and Mrs. J. Am-

"MARY FAITH" By

The OREGON STATESMAN, Salem, Oregon, Thursday Morning, May 4, 1933 AND PROPERTY OF THE PROPERT

he arrived. "Bad case of it, too. I

thought I told you to keep this fellow in the house for a few days, Mrs. Farrell. Mary Faith wrung her hands. "He would go out yesterday. He started out for the office after lunch when

the sun was shining-no one would have dreamed that it was going to "He was out half the night," Aunt Ella's voice came from the doorway of the room. "I heard him come in, and it was long after twelve o'clock. I suppose he'd been out eating and

drinking with some of his cronies." "I'll bet it was some woman he to watch the effect of her words on was with," she said sharply to Mary Mary Faith. Faith when the doctor had left. "He's his beautiful father all over repeated, a puzzled look coming into Amelia was up against all the years Dr. Thatcher's car?"

little room across the hall Mary through the hills. . . . Don't stare so, He had been drinking. She knew Faith could see the baby, perched Mary Faith. I know that I'm just it as she leaned close to him and felt up in his bed like a little bird, watch- an old grandmother to you, but it his warm breath on her face, and ing her with his bright blue eyes. seems that I'm still an attractive she drew back without touching him. He laughed when he saw her look woman to men of my own age!" She went out to the back porch to at him and waved his small hands. She waved back at him. "If I bed with an extra layer of cold cream again, it must mean—well, what did never teach him anything else," she on her face and kid curlers in her it mean? Did it mean that he was promised herself solemnly, "I'll gray-blonde hair; and the next bored once more with the quiet de-

the window of his room, sewing or of her new hat. reading, hovering over him with medicine or the thermometer. One got married, wouldn't it?" Kim all he didn't stay out all evening." night when his fever was very high mused, as the doctor's car purred Presently she got up, locked the he had a touch of delirium and called rhythmically out of sight. "They've doors of the flat, and crept quietly

square.

"No-no-I want to talk to Mary you know." Faith," he said thickly, beating back

in his mind," she told herself, "no around. She insisted upon handling

cold. She insisted that it was a bad fumed soap that cost a quarter a bar, attack of hay fever and announced, when she knew that both Mary it and the green gardens and orafter seeing Dr. Thatcher, that she Faith and Kim preferred scentless chards and fields stretching out like needed a change of air.

Garrettsville for a few weeks," Mary ing home some nonsensical-and un-Faith heard her tell Kim. "But I necessary-toy to the baby. decided that the dust in the country bad for me, so I'm going to visit mind herself. Cousin Lucy Starke."

wondered, as she helped Mrs. Far- this.

rell pack, just what Cousin Lucy's And then, during the last two or state of mind would be when her three days of that extraordinarily that after she had taken one look at guest began to throw burnt matches hot dry month of July, she noticed when she began to leave empty lessness in Kim "Pleurisy," he said gravely when coffee cups around the house, when

> endless small talk. Mary Faith had a shamed feeling his tardiness and he hardly touched of relief when she saw that Mrs. Far- the fried chicken and hot biscuit rell intended to stay at Hampden that Mary Faith had had ready to Ledges for a long time. Four suitcases, a big leather hatbox, and a little brown valise were packed.

"I'd have taken my trunk, instead of all these bags," she said to Mary Faith the night before her departure, "but I thought that it would be almost impossible to get it into the back of the doctor's car. These can be arranged without any trouble." Having said that, she stood back

"The doctor's car?" Mary Faith

Through the open door of the miles, and it's a beautiful drive, him.

teach him to be honest and to be morning-a hot, rainy Sunday-she cent life he had been leading? Or For ten days Kim lay in bed. And gay and almost young, her eyes had met some friends and had taken day after day Mary Faith sat by shining happily from under the brim a drink with them?

thinks of and wants 'way down deep a very irritating person to have up in Mary Faith's heart. the Golden Pheasant or up to had no idea of economy. She bought Claire's flat-" And the thought veal steak at sixty cents a pound comforted her and sustained her when veal chops at forty-two would self thinking of the most magnificent through the anxiety of the next few have done just as well. She ordered house she had ever been in-Mark Then Mrs. Farrell caught a little of season and she bought pink per- would be lovely at this time of the

"But she loves Kim and she's roads and the hay fields would be loyal to him," Mary Faith would re-

Lucy Starke was Mrs. Farrell's home early every afternoon. Mary Club, with an electric fan in his second cousin, an elderly spinster Faith would make a cup of tea for room and a waiter bringing him who taught school in Hampden him, and then he would lie on the Ledges, a little town among the hills old sofa and read or sleep until in the southern part of the state. dinner was ready. He seemed to letic Club, Kim?" Mary Faith had never seen her, but enjoy the peace and quiet of the flat, she had sent a hand-made dress and the uneventful hours that he spent a friendly little note when the baby listening to the radio or sitting on Detroit to visit some friends, and came. After reading the note, Mary the front steps with Mary Faith. He he's living at the club until she Faith felt that she knew Lucy. Such would tell her that she was the love- comes home, so he says. I gather neat, cramped handwriting could be- liest thing and much, much too good that they've had some kind of a row. long only to a person whose life was for him. Mary Faith was very grate- I wouldn't be surprised if she didn't calm and well-ordered. She knew ful for all her happiness. She told that Cousin Lucy lived alone, and herself that it had always been writshe pictured her as occupying a ten in the stars that her life with small house on a side street. She Kim should turn out to be just like

on the floor of the neat little kitchen, with growing concern, a certain rest-

One evening Kim did not come she asked foolish questions and made home for his dinner until half past seven. He offered no excuses for

serve at six o'clock. He soon went to bed, and Mary Faith found herself thinking o something Mrs. Farrell had said about him long ago. Her bitter words seemed to fill the hot little

"This is the sort of thing you'll have to learn to expect if you marry Kimberley," Mrs. Farrell had said. "Meals spoiled because he's not here to eat them on time! Whole dinners put away untouched sometimes be-

cause he doesn't show up at all!" Kim was asleep when Mary Faith again!-This is just the sort of thing her wide, serene eyes. "You mean turned out the kitchen light and went into the bedroom. The light she lived with that beautiful duck! "Yes. I forgot to tell you that above the bed gleamed on his blond -'Like father, like son,' as they he's going to drive me down to hair, and he looked as innocent as Hampden Ledges. It's only eight a child when Mary Faith bent to kiss

> She went out to the back porch to That night Mrs. Farrell went to think. If Kim had begun to drink drove away with the doctor, looking did it mean nothing except that he

"That's probably all there was to "It'd be funny if the two of them it," she comforted herself, "and after for her even when she was sitting on known each other for years and- into the big walnut bed beside Kim. well, stranger things have happened, Through all the gray veils of sleep

he must have known that she was The mere thought that stranger there, for he murmured drowsily the hands with which she tried to things had happened lifted Mary and stretched out his arm toward quiet him. "I must talk to Mary Faith's spirits wonderfully. She had her. And at his touch, sheer love a certain affection for Kim's mother, for him-for his weaknesses and his "So after all I'm the person he but there was no doubt that she was faults as well as his virtues-welled She would rather be here, she told matter how many times he goes to the housekeeping money, and she herself, in this hot little room than

in the most magnificent house in the world. . . . And then she found heralligator pears when they were out Nesbit's house in Blue Valley. It year, with the trees rustling around white soap for less than half the magic patchwork on every side. She "I thought first of going down to money. And she was forever bring- had never regretted that house any more than she had regretted Mark Nesbit. She did not regret it now. Kim stirred in his sleep and awoke.

"It's stifling in this room," he murmured. "I sure did envy Jack Mal-For the next few weeks Kim came don tonight, living at the Athletic racked ice every third drink. "What's Jack doing at the Ath-

> "Oh, he's been there for a week. Didn't you know it? Claire went to

come home at all." (To Be Continued) Copyright, 1931, by Beatrice Burton Distributed by King Features Syndicate, Inc.

ACHIEVEMENT DAY Editorial Comment

From Other Papers

BRAVING THE SURF Those thousands of Astorians who have bathed in the surf at Seaside in summer time will appreciate how much courage it took for two coast guardsmen to dash into an unusually heavy surf, with yards out to sea to bring back a swim at all on an ebb tide, let alone bring back an unconscious fisherman. These two men, Roy Mills and Lynn Clapp of the Point Adams station, lived up to the best traditions of the coast guard. -Astorian-Budget.

SERIOUS CONDITION

WALDO HILLS, May 3. - Mr. and Mrs. B. B. Ray and family who for the past eight years have been tenants on the W. J. Haberly farm, are moving this week to Spokane where they own a city is indebted entirely to the home. Mr. and Mrs. Ferd Rue have taken the Rays' place on the Haberly farm and moved Monday. The Rues have two small sons. Homer and Jerome.

The Willard Women's club was well represented at the federation meeting at Union Hill Thursday. Those attending were Mrs. Miles Ottoway and daughter, Beryl, Ferne Davenport, Mrs. D. F. Hillman, Vera and Olive Ottoway. Miss Beryl Ottoway gave a violin solo accompanied by Ferne Davenport and Mrs. Hillman gave a report on education.

Mrs. Charles Riches, who has been ill for the past 11 months but was improving, was taken suddenly much worse late Saturday and is now unconscious and much concern is felt for her. Her two sons, Frank and John, have been called home from Yakima.

BOY TO DOWNINGS

MILL CITY, May 3 .- Mr. and ly, and was married there to Dr. ort will serve refreshments and Mrs. Roy Downing are the par-Neighborhood athletic clubs in City in 1842, and to "The Mills" are in charge of decorations. The Jr., born at their home here Mon-

PROGRAM IS HELD

EAST WOODBURN, May 2. -The achievement program of the the county exhibit in Salem May Snappy Snippers 4-H sewing club 4 to 6. was held at the McKee schoolhouse Friday. Taking part in the program were Jesse Owre, Max jor operation as soon as his Murphy, Anna Stenger, Max Murphy, Max Murphy, Virginia Willson, Jesse Owre, Max Murphy, Tilfisherman from almost certain lie and Barbara Schneider, Jesse Owre, Virginia Willson, Rhuey the house.

Senter, Max Murphy, Tillio Schneider and Bruce and Rhuey Senter. The club's exhibit was judged

by Mrs. Clyde Willson and Mrs. Albert Albin. In handiwork, Myrtilla Bliven was first, in bachelor sewing Max Murphy was first, in sewing II Barbara Schneider was first. All of the pupils who placed first will have their exhibits at

Jacob Scheider has been taken to the Deaconess hospital in Salem where he will undergo a mastrength will permit.

P. W. Owre has traded his house and three acres at McKee for 20 acres south of Gervais. Mr. death. Few would attempt to Owre, Bruce Senter, Joseph Vis- and Mrs. Bert Senter and five chiltica and Junior Johnson, Jesse dren of Portland have moved into

35 Years Ago SPANISH FLEET SUNK BY DEWEY'S SQUADRON



From the Nation's News Files, Hong Kong, China, May 4, 1898 The McCullough of the squadron arrived here to send a cable from Admiral George Dewey that he had destroyed the Spanish fleet under Admiral Montojo at Manila.

There are very many details to be handled in conducting a service. These are arranged in a quiet manner, by our experienced professional men.

W.T. RIGDONESON FUNERALS SINCE 1891 SALEM OREGON