

QUESTION SCHRAMM BRANCH BANK RULE

More Than one Branch may Be Opened in any Town, Van Winkle Opinion

Branch banks do not constitute national banks under the Oregon statutes and therefore more than one branch bank can be located in any Oregon city as provided by the 1933 legislature, Attorney General I. H. Van Winkle ruled Saturday.

The question, raised by A. A. Schramm, state superintendent of banks over the situation in The Dalles will also affect other communities now having branch banks established, it was indicated.

In The Dalles the United States National Bank of Portland established a branch bank under permit of the comptroller of currency but not with the approval of the state banking department. The First National Bank of Portland has since filed application with the state banking department for permission to establish a branch bank there.

The particular question raised was whether the presence of a branch bank already at The Dalles eliminated the location of another there under the law stating no branch bank can be located in a city under 50,000 population "where a national or state bank is regularly transacting business." The attorney general ruled that branch banks were not classed as a national or state bank, and therefore a permit could be granted by the First National of Portland.

In a previous opinion the attorney general held state permission must be secured by national banks for establishment of branches in addition to permission of the national comptroller. This opinion was not concurred in by attorneys for some national banks and the issue has not yet been settled and cannot be settled unless courts are resorted to.

RESTRAINING ORDER ASKED, TRUCK FEES

Application for a temporary restraining order to eliminate all fees for carriers engaged in interstate commerce now paid by those operating into Oregon from other states was filed with the Marion county circuit court Saturday by the Consolidated Freight Lines, Inc.

The hearing on the temporary writ will be held here Monday and several state officials were served with summons to appear at that time to show cause why such a permit should not be issued. Hearing on a permanent restraining order would be held later following expected issuance of a temporary injunction.

The plaintiff charges the law is unconstitutional in that it is discriminatory between companies engaged in business between two fixed terminal and those out-of-state firms coming into Oregon without regular schedule or destination. It seeks a restraining order to set aside all fees paid by these carriers.

The law attacked is known as the non-resident law regulating freight carriers as passed by the 1933 legislature. Non-resident operators with fixed terminal are required to pay 50 per cent of the regular fee paid by resident operators, while those non-resident firms not operating between fixed points are not assessed mileage fees.

M'EWEN IS GIVEN PARDON BY MEIER

Lewis G. McEwen, held in the county jail here for some time after being sentenced by Justice Overton of Woodburn for dynamiting fish, was granted a conditional pardon yesterday by Governor Julius L. Meier. His release was dependent on his regular payment in monthly installments, of his \$100 fine.

McEwen claimed he wanted to catch some suckers from the Abiqua river and therefore tied a stick of dynamite to a rock and threw the explosive into the water. The rock came off, the dynamite came to the surface and exploded and was heard by officers many miles away. McEwen said he got no fish.

A factor influencing his release was the fact that McEwen had been trying for months to obtain a job and had just secured employment when the fish incident came up. He has a family to support.

Herbert Hardy, Carl Marcy Back From Jaunt East

Salem visitors Saturday were Carl Marcy and Herbert Hardy, who returned to their homes in Portland and Halsey a week ago after more than a month spent in the eastern and middle-western states.

Marcy and Hardy are Willamette university seniors and planned their recent trip as the ideal vacation. Leaving Salem on the day of commencement they headed for Chicago and the fair. There they spent some time with former Willamette students. In Chicago they bought a car which they succeeded in completely wrecking in New York, but no one was hurt so the loss of their collegiate transportation piece did not prove serious.

"HILL THAT HAS NO END"



Charles Becker, superintendent of the motor testing laboratory at the Avon, California, refinery, where Associated Oil company perfected its new smoother and quieter Flying A gasoline, demonstrates the use of the elaborate dynamometer which, coupled to an ordinary modern automobile motor, can be made to simulate any condition of load from a never ending hill to a smooth highway. By means of this device Associated Oil company engineers developed in the new Flying A a fuel whose performance is claimed to come closer to that of Ethyl gasoline than any other non-premium gasoline on the market. The dynamometer not only produces on the test motor every conceivable condition of motoring, but can be made to simulate even more grueling conditions than are ever met by any car on the road.

\$50,634,947 IN GAS TAXES IS COLLECTED

Oregon, since 1919 when the gasoline tax went into effect has collected \$50,634,947 from this source, of which \$46,015,291 was turned over to the state highway commission for road work, a complete analysis issued by the secretary of state Saturday showed.

During this period, with the tax mounting from one cent a gallon to five last June, oil companies sold 1,554,837, 131 gallons of gasoline and 49,304,999 gallons of distillate. Refunds to farmers out of the more than \$50,000,000 totaled \$3,927,097. Administrative expense was \$118,406, while

a sum of \$574,170 has not yet been turned over to the highway department.

The first year, in 1919, only \$341,534 was collected for more than 10 months of the year while the law was in effect. The peak of the returns was reached in 1931 when the state collected \$6,935,820.

Sales and tax returns for the first six months of this year showed a decrease under the receipts a year ago. The total tax collected up to July 1 was \$3,095,932 or \$68,203 less than a year ago. Decrease in the number of gallons exceeded 2,500,000.

SCOUTS ON CAMP TRIP
LIBERTY, Aug. 5. — Liberty Boy Scout troop No. 16 left here Friday with plenty of camping equipment for a three-days' outing at Thomas creek near Selo. V. D. Leek, scoutmaster, accompanied the boys.

HOLDERS ON VACATION
LIBERTY, Aug. 5. — Mr. and Mrs. Hubert Holder, Frank, Alvin and Catherine Holder and Mr. and Mrs. Leland Scott left here the last of the week for a two weeks' vacation in the hills near Roseburg.

COUNTY ROADS ARE ORDERED SURVEYED

Court Establishes Three of Routes Asked, Orders Two Continued

Five county roads were ordered surveyed, three were established as official county roads and two petitions for roads were continued when the county court acted upon them late Friday.

Petitions and the action by the county court were:

By the Aurora Cemetery association, for a road to the cemetery. Ordered surveyed.

By L. G. Ferschweiler and others, for a road near St. Louis. Ordered surveyed.

By Frank Bernards and others, for a road near St. Paul. Ordered surveyed.

By C. A. Baker and others, for a road in Mission Bottom. Ordered surveyed.

By W. B. Brown and others, for the vacation of a road near Gervais. Ordered surveyed.

By Thomas Winn, Jr., and others, for a road near Marion. Report of viewers approved and road established.

By John A. Reinhardt and others, for a road in the Silver Creek falls district. Report of viewers approved and road established.

By George A. Ramp and others, for a branch road off the Pacific highway near Brooks. Report of viewers approved and road established.

By George Benson and others, for a road in the Silver Creek falls district. Continued to September term.

By Ben Herman and others, for a road near Hubbard to shorten the distance from Wisecross to Hubbard, by going through Geo. Holman place. Protest made by Holman and petition continued to September term.

HOW DOES YOUR GARDEN GROW?

If you have removed out-bloomed annuals and biennials and if you have cut down your perennials which are finished blooming as I suggested last week, you may have several vacancies which worry you. Try seeding some quick-growing annuals. If this is done at once your garden can be lovely through September and October. Annual poppies are among those annuals which give quick results. You may now secure them in rose and salmon and red and bronze, as well as the more familiar orange and lemon shades. However, I rather like the yellow flowers in autumn. Somehow they seem to fit in with the atmosphere better than do the more delicate pinks.



Lillie Madson

Seeds of the Shirley poppy or of the peony-flowered poppies, if planted now will also respond for autumn garden beauty. Geraniums if set out in the vacant spots and given sufficient moisture will brighten any garden until frost. Annual larkspur and marigold seeds will do their part in a hurry.

The autumn crocuses if planted now, will come into flower in six weeks and give considerable autumn color.

If some of your plants such as the dahlias, the sinias, the marigold, the germs or the coreopsis look shabby and have not shown signs of growth for several days, give them lots of water for the

next week, cut back a bit of the branches which have a woody appearance, and watch in surprise at the luxuriant growth which will spring forth. You should conserve moisture during August by careful and proper mulching. Peat moss, straw, or even salt hay are very good. But do not use a mulch of manure, even well-decayed, at this time of the season. If you have fed your plants properly you are apt to get a too heavy nitrogen content in the soil and thus injure your plants permanently if they are of the permanent variety. Be sure to pick your faded flower blooms from the perennial phlox. If this is done and plenty of water given them during the next couple of weeks they will continue to bloom until frost.

Blue Eagle Flaps His Wings, Aurora

AURORA, Aug. 5. — The Blue Eagle is spreading its wings in most of the business houses of Aurora. Business men are enthusiastically rallying to the recovery program of the president.

YOUR FACE

Tells the Story! Eyestrain causes Nervousness, Headaches, Fatigue, Poor Work, More Accidents. Thompson-Glutsch OPTOMETRISTS 333 State St.

2 Couples File Application for Wedding Permit

Marriage applications were filed in the county clerk's office yesterday by two couples. Stephen C. Mergler, Statesman reporter, 570 North Winter street, filed an application to marry Wilma Colleen Ricamore, 124 Franklin boulevard, Pontiac, Mich., a stenographer. Bruce Middleton Campbell, 23, Silverton, a salesman, to Beulah May Cross, 20, Silverton.



We the undersigned Second-Hand and Junk dealers of Salem have approved of the N. I. R. A., code and are back of President Roosevelt 100%.

Starting Monday, August 7, 1933 our opening hours are from 8 a. m., to 6 p. m., every day including Saturdays.

Salem Bargain House Salem Junk Co.

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Hollister Man Relieved of Stomach Trouble

June 12, 1931.

To Whom It May Concern: I suffered with stomach trouble for three years. Five different physicians gave me treatment but with no results. I gained no relief until I came to H. S. Low, Herbalist, of the Sing Herb Company. An operation was necessary. Then one day, a friend recommended H. S. Low to me. I decided to try his herbs. After taking one month's treatment I am happy to say I feel entirely well. I thank H. S. Low heartily for relieving me of my trouble and gladly recommend his herbs. Anyone who would like to see me in regard to his herb treatment is welcome to do so.


FRANK L. SORIA, P. O. Box 234, Hollister, California.

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Now we call to your attention that in this great move of business adjustment and progress, Bishop's stand ready to further the intent of the N. R. A., which is to create more employment and to maintain the American standard of living.

Bishop's will always uphold its characteristic ideal of the personal courteous service which has been given during the past 42 years of continued service to our thousands of customers throughout Willamette valley.

Now Forward America, Salem and Oregon!

Bishop's

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