# COUNTY COURT NOT SHYING MANDAMUS

### Determination of Legality of Old Age Pension Tax is Desired, Said

Indications that the county court would welcome mandamus action, talked here, to force an additional levy for the payment of old age pensions was aparent yesterday. Failure of the special session of the state legislature just closed to make provision for the payment of the new pension, created by state law but to be paid by the counties, has left the court in the same precarious position it held at the time the budget was drawn up this fall, members feel. The discussed mandamus action would bring the matter into the open and make action one way or another necessary.

County Commissioners J. E. Smith and Roy Melson both indicated their attitude in the matter when they pointed out that the Marion county court is only one of many such groups which held up levying an extra tax because they felt the special session should deal with the recently acquired old age pension as an emergency matter.

Marion, already carrying a heavy burden of tax delinquencies, would probably be unable to collect a substantial additional sum even though the levy were raised considerably, was the view of the court at the time the tax levy was laid, Smith said. The plight of the old, afflicted and poverty stricken is a serious affair, he believes, but under present conditions payment of the full pension is said to be absolutely impossible.

The court hesitates, on its own initiative, to lay an additional tax levy, while, should the rumored mandamus action be taken, the responsibility to a considerable degree would be lifted from its shoulders, and possibilities of the declaring illegal any tax levied at this late date removed.

# BUS-TRUCK CODE IS IMPROVED, AVERRED

Substantial improvements in the bus and truck code were made by the special session of the legislature although mileage and license fees for the smaller operator are still too high, Representative Otto K. Paulus of this county, told the Salem Kiwanis club Tuesday noon. Paulus, substituting for Jack Dempsey, who was unable to keep a speaking engagement with the club, sketched briefly the session's accomplishments which he held were quite satisfactory.

He said he was opposed to the sales tax as a means of school relief. Had the Abrams - Paulus bill increasing the interest on back school taxes to 12 per cent and adding a 3 per cent penalty been passed, schools would not be in distress, Paulus opined. He pointed out that the tax which went through the legislature was certain to be referended and even if approved by the voters, would probably meet court test. The result will be little revenue until next fall, Paulus declared.

He said the Knox bill for liquor control seemed good legislation because it would assure the public of good liquor and also would probably encourage the use of light wines and beers in lieu of more detrimental hard liquors.

# MEIER URGES SPEED ON BRIDGE REQUEST

Governor Meier Monday sent a telegram to Senator McNary urging that he do everything within his power to obtain immediate allocation of federal funds for the construction of the five bridges which it is proposed to construct on the Oregon coast highway.

"The legislature, in special session, has done everything asked by the federal authorities towards securing construction of the coast highway bridges," the telegram read. "We stand ready to do anything needed to get early and favorable consideration at Washington. The highway commission has passed the necessary resolutions and these are now in the hands of the public works administrator.

"These bridges could be under actual construction within 30 days once the money was definitely available. I earnestly hope that you will do everything within your power to secure immediate allocation of this extremely worthwhile undertaking.

"I would appreciate any suggestions as to what we can do to get early action."

# VACATION STARTS 20TH, WILLAMETTE

A shorter vacation than usual will be afforded Willamette university students over the holidays, Dean Frank M. Erickson announced Tuesday. Classes will end for the year Wednesday afternoon, December 20. Instruction is to be resumed Tuesday, January 2. An exodus of students for their homes is expected the closing day before the holiday season.

Dean Erickson expressed himself yesterday as well pleased with the progress of the school for the year to date. He expects shortly to announce Willamette's standing in comparison to a number of universities throughout the nation whose students this fall took standard knowledge and intelligence tests. Preliminary reports on the survey have already been received.

# *Wants Witness To Help Obtain Naturalization*

On the request of Oscar Levine of Del Loma, Calif., who is seeking to obtain naturalization papers, Sheriff A. C. Burk is trying to locate R. Anandson, who Olofson believes lives at or near Silverton. Anandson, Olofson writes, accompanied the latter by automobile from Mobile, Ala., to California some years ago whereupon Anandson said he was going to Silverton.

Olofson needs to locate Anandson because the latter and his brother can give depositions as to Olofson's character needed for the naturalization papers. Olofson lost a suitcase in California containing this information, which he must now replace.

# *637 Men Placed On Jobs in Week*

The federal re-employment agency here placed 637 men at work last week, 597 of them on relief jobs, Office Manager D. D. Dotson announced yesterday. During the week registration of job seekers amounted to 4173, an increase of 602.

**HIBBS ARE PARENTS**

DAYTON, Dec. 12. — Mr. and Mrs. Royal Hibbs are the parents of a 10 pound son born Saturday afternoon, December 9, at the M. E. Reitzel hospital in McMinnville. This is their second child but the first son.

# HIGH COURT UPHOLDS DAVIS TRUSTEESHIP

### Effort to Throw Out Will is Failure; Turner Church To Handle Big Trust

The state supreme court Tuesday upheld the appointment of the First Christian church of Turner as trustee to carry out the provisions of the will of the late Cornelia A. Davis. Property which has an estimated value of from $100,000 to $150,000 was left by Mrs. Davis in trust to found a home for the needy.

The appointment of the church as trustee was made by Judge L. G. Lewelling. Opponents of the appointment and appellants to the supreme court contended Mrs. Davis intended to name the trustee before her death and held the court could not name the trustee. The will provided only that "some orthodox denomination be appointed."

The court went at length into the rights of the lower court to name such a trustee. It pointed out in its decision yesterday that Mrs. Davis had been a life-long member of the Turner Christian church and had contributed to it liberally. Failure to name the trustee did not invalidate the bequest, the court held.

The court test was precipated by a suit filed by remote heirs of Mrs. Davis, seeking to break the trust and to claim her property as theirs.

The First Christian church of Turner has been incorporated and has qualified to carry out the trust.

# INSANE FUND TO GO INTO SURPLUS, 1934

Counties which have already levied for payment to the state for care of non-violent insane for the year 1934, will carry that sum to the surplus fund and credit against the following year's levy, it was the opinion of members of the state tax commission Tuesday.

The section of the law requiring counties to pay the state for the care of non-violent was repealed when the legislature passed a 1933 bill over the veto of the governor and relieving counties of this responsibility. The state as a result will lose its greatest revenue for care of insane, as collections from relatives or estate the past year fell far below that spent by the counties.

No law was passed by the legislature this season to take care of this money if already levied. It will therefore follow the usual procedure of going into the surplus fund to offset budget items under emergency for which no levy had been made or to be credited against the levy the following year. The new act becomes effective March 9.

# BLINDNESS ENDING FOR DONALD SMITH

### Operation Restoring Sight Lost in Accident 15 Years Ago, Word

A new world—one of visual objects—is opening up to Donald Smith, Portlander who formerly lived near Silverton. He is now beginning to see after 15 years' blindness.

When Smith was a boy, that long ago, he lost one eye and the sight of the other as a result of the explosion of a dynamite cap he was using in playing soldier. He had not since seen anything until recently a Salem physician performed an operation on his remaining orb. Since the bandages were removed not quite a month ago, Smith has gradually been regaining his sight. He can now readily distinguish most colors and within a few weeks will be able to read, he is told.

Most objects seem smaller than he had remembered them, Smith says, and everything seems unexpectedly close at hand.

"Outside I can see an object a block away but it looks as if it were right under my nose," he explains.

Neon electric signs amaze him, Smith says, to such an extent he could enjoy looking at them for hours. He finds automobiles different than he had thought them to be, somewhat disappointing and altogether too swift.

Smith is the son of Mr. and Mrs. Walter D. Smith of Beaverton. He attended the state school for the blind after the accident and in 1927 entered University of Oregon. Majoring there in languages and literature he earned a Phi Beta Kappa key. A year ago he married Miss Grace Ferris.

Establishment of a Braille library for the blind at the state library was in part due to Smith's advocacy. For several years he was a proofreader on books transcribed into Braille at Eugene.

# *Legislators Get $23,103, Clerks Receive $13,816*

The clerk hire, per diem cost and mileage for members of the legislature aggregated $23,103, according to a tabulation prepared by the secretary of state. The total expenses probably will not be determined for several weeks. An appropriation of $43,500 was authorized for the session.

The cost of clerk hire aggregated $13,816, of which amount $9000 was charged to the house. The per diem of senators and representatives totalled $5453, with mileage cost of $3834.

AIRLIE, Dec. 12.—The bazaar held Saturday night was well attended. About $15 was taken in on the supper while a good share of the fancy work was also sold.


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469 STATE STREET

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*Choose Your Gifts Now. Take Advantage of Our*
CHRISTMAS SPECIALS

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Our stock of Christmas merchandise must be sold. We have made especially low prices on items for the Holidays. Here is a chance to make real saving on your Christmas needs. It will pay you to look them over.

GIVE HIM A TIE
Each One in a Christmas Box

All regular $1.50 Silk Ties Special 95c
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BROADCLOTH PAJAMAS
with fancy trimming, made in coat or slipover style. Values to $3.50.
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HOSE
of silk and rayon, pure silk or silk and wool. Values to 75c. Special .. 23c to 50c

SWEATERS
Heavy brushed wool slipover sweaters, with sleeves. Regular $5.00 value. Special ..... $3.95

Our Entire Line of SCARFS
and squares to be sold at one price, value to $2.50 Special ..... $1.15

CASTLE HATS
in all of the best colors and styles, including the new scratch mixtures.
$2.95 to $4.95

SUSPENDERS
Narrow or wide silk web suspenders, individually packed. Special prices .. 69c and 79c

*He Can Always Use More*
SHIRTS

Fine Broadcloth Shirts with woven silk stripes or plain. Values to $3.50. Special $2.45

Plain or fancy weaves in good broadcloth shirts. Values to $2.50. Special $1.65

Broadcloth shirts in small woven figures or printed stripes and checks. Values to $1.95. Special $1.49

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Aluminum Set for Doll Teas. Durable! . 35c

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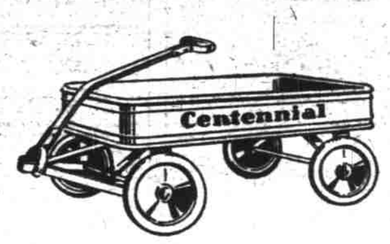


Rubber Tired Pedal Bike
Cadmium Plate Bars
8½-in. Wheel. Bright Red..... $1.49

Ring Toss — Ever Popular. Only .... 29c

Electric range Really cooks. Only .. $1.19

Movie Machine — $6.50 Value! . $3.98

Laundry Set—Reel, Tub and Bench . $1.19

A Typewriter for Tots! — A Value! . $1.79

Strong Enough for Ten Boys!
*All-Steel Coaster*
Good-looking. Balloon tires on roller bearing wheels. Cherry red enamel body. Bright nickeled hub caps.... $3.49

Treasure Cloth 25c yd.
36-inch width in new dark patterns. Looks like wool challis!

Coffee Table

$4.95
A grand gift for mother! Duncan Phyfe style. Piano finish!

Kid Gloves
For Women

$1.69 pr.
Capeskin fancy cuff gloves. In black or brown.

*Be Sensible and Give Him One!*
Men's Suede Cloth Cossack Jackets

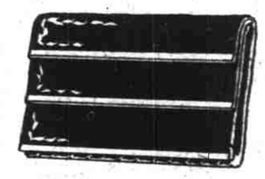
$2.39
Practical, yes, but warm and good-looking, too! Golden brown suede cloth, with 7-button front and 2 patch pockets. Popular Cossack style, adjustable take-in strap. 34 to 46.

*You'd expect to pay $5.00!*
Dinner Service for Six Persons

$3.95
32 pieces. New in shape, delightfully decorated with floral sprays. Semi-porcelain with a rich cream ivory glaze. A value!

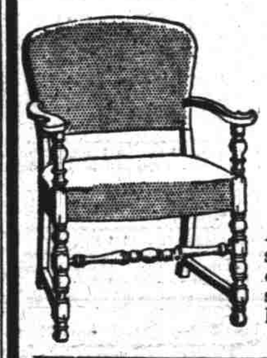
*See the Low Price!*
Slips of Silk Crepe
$1.29
No better gift investment at this low price. Women can have slips they need. Firm weighted silk, dark imported laces, adjustable straps. Bodice or California tops. Flesh, Tea Rose. Sizes 34 to 44.

*A Smart, Sensible Gift!*
Stunning Handbag

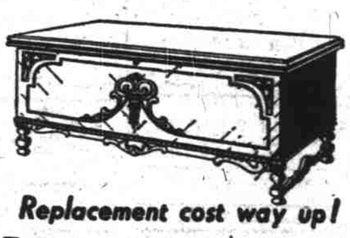


Simulated silk grain calf, lizard grain, mandrucca grain—beautiful bags she can use the whole year! 59c
12 New Styles!

Occasional Chair



$4.95
Attractive Occasional Chair with comfortable sag seat. Durable upholstery.



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Big! 40 by 17 by 18 inches!

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