

Beer Garden's Appeal Denied

Rathskeller Presumed to Be Orderly; Verdict in Gillis Case Upheld

A guest or patron of a rathskeller or such establishment has a right to rely on the belief that he or she is in an orderly house, and that the operator, personally or by his delegated representative, is exercising care to the end that the dealings in the house are orderly.

This was held in an opinion of the state supreme court Tuesday in a damage suit filed by Helen H. Peck against Fred A. Gerber and Robert E. Bell, doing business under the title of "The Rathskeller" in Portland.

The opinion affirmed the decree of Judge James P. Stapleton of Multnomah county who awarded the plaintiff a judgment of approximately \$4000 for personal injuries.

The plaintiff alleged that during a fight between two men in the rathskeller operated by the defendants she was knocked over and suffered serious injuries necessitated a long series of treatments. The woman was a patron of the place at the time.

Gillis Verdict Upheld

The conviction of John Gillis, now under two 10 year penitentiary sentences for assault with a dangerous weapon upon Alfred Ertman, Portland woodsawyer, and Elizabeth Ferguson, his landlady, was affirmed by the supreme court.

The opinion was written by Justice Bell and affirmed the decree of Judge Louis P. Hewitt of Multnomah county.

Indicted jointly with Gillis were Willis and Curt Billingham and Jay Lowell. The Billingham brothers were first tried and convicted on both charges. They also

Ford Factory In Portland Reopens



J. J. Hague has been named manager of the Portland branch of Ford Motor company. Closed since 1932, this branch was reopened Tuesday to serve Ford dealers and their customers in Oregon and southern Washington.

received sentences of 10 years each on the two counts. Lowell later pleaded guilty to both charges and thereafter offered evidence on behalf of the state. The crime was alleged to have occurred August 27, 1935.

The prosecution contended that Gillis, then secretary-treasurer and business agent of the woodsawyers union, had waged warfare against non-union woodsawyers who had reduced their prices below the union scale. Ertman was said to have dropped out of the union because of being unable to pay dues.

The supreme court held that while there was no testimony that Gillis was present at the time of the assaults there was ample evidence showing his connection therewith.

"It is the theory of the state, supported by the record," the opinion read, "that Gillis employed the accomplices above mentioned to make these assaults on non-union woodsawyers for the purpose of compelling them to join the union."

Main Line Defined

A "main line" within the meaning of the Oregon full crew act would be a line which would develop sufficient traffic, either freight or passenger, to necessitate more than one train being operated in the same or opposite directions at any one time within division terminals. Chief Justice Campbell of the state supreme court decided.

The decree of the circuit court of Clatsop county in the suit by the O. C. & E. Ry., for a judicial interpretation of the term, and the cause remained with instructions to enter a decree not inconsistent therewith.

Other opinions:

Fred Landis, plaintiff-respondent, vs J. J. Wick, defendant-appellant. Appeal from Yamhill county. Suit for damages. Opinion by Justice Rosman. Petition for rehearing denied.

Hibernia Securities company, plaintiff-respondent, vs United Manufacturing company, appellant, and H. A. Brown et al, defendants. Appeal from Multnomah county. Suit to recover on promissory note. Opinion by Justice Rosman. Judge Louis P. Hewitt affirmed.

William Beckman vs Doernbecker Manufacturing company, appellant appeal from Clackamas county. Suit for damages. Opinion by Justice Kelly. Judge Earl C. Latourette affirmed.

Perceval L. McCall, appellant, vs Interharbor Navigation company. Appeal from Multnomah county. Suit to recover damages for personal injuries. Opinion by Justice Rand. Judge John P. Winter reversed.

Arcade Hotel, Inc., appellant, vs Maurice Peterson. Appeal from Lake county. Appeal dismissed in opinion of the court.

In the matter of the estate of Thomas Traaen, deceased. Appeal from Multnomah county. Suit involving disposition of estate. Opinion by Chief Justice Campbell. Judge George Taxwell affirmed.

Rufus C. Holman, as state treasurer, appellant, vs G. W. Mays, executrix of last will and testament of E. P. Mays, deceased, et al. Appeal from Wasco county. Appeal from determination of inheritance tax. Opinion by Justice Bean. Judge Hall S. Lusk reversed and case remanded.

Petitions for rehearing denied in state vs Fitzgerald and Saltzman vs Saltzman.

Workers Insured By Private Firm

Members of the state industrial accident commission admitted yesterday that a number of Oregon employers had obtained protection in Lloyd's of London, instead of contributing to the state workmen's compensation act.

Albert Hunter, chairman of the commission, said most of these employers were logging operators included in what is known as the heavy penalty class. Employers in this class of risks are compelled to pay penalties ranging as high as 30 per cent above the base rate, Hunter said.

Hunter declared that while he could give no definite reason for these operators rejecting the workman's compensation act, he presumed it was because of them expected to be reinstated at the base rate.

Ford's Portland Branch Reopened

Phillips and Wallace of Agency Here Present at Dealer Meet

W. L. Phillips and Paul Wallace of Valley Motor company were in Portland Tuesday attending the dealer meeting held in connection with the reopening of Ford Motor company's Portland branch.

At this meeting Tuesday, H. W. Wilcox, manager of the Seattle branch, formally turned over the territory to be served by Portland to J. J. Hague, newly appointed Portland manager. This territory includes all of the state of Oregon and the southern tier of counties in Washington.

When the Portland branch was closed in 1932, its principal activities were transferred to Seattle, Southern Oregon points, formerly in the region served by the San Francisco branch, are now in the Portland district.

The remarkable improvement in conditions throughout the territory influenced the Ford Motor company's decision to reopen the Portland branch and to put back into active service its three-story building on the west side at S. E. 11th and Division.

In commenting on the move, Hague said, "Our company's prime purpose in opening the Portland branch is to provide better service in this district for Ford dealers and their customers. The accessibility of Portland to all points in the territory will be of considerable advantage to our customers."

and 2,835 respectively. Alpha Xi Delta, Women's Co-op and Pi Beta Phi, women's groups, ranked third, fourth and fifth.

Women's organizations topped the list in averages, with 2,174, compared with 2,329 for men. Women not associated with organizations averaged 2,575 and unaffiliated men 2,505.

County Assessor 'Gets the Point' And It's No Joke

It's mighty hard to get under the skin of a tax assessor, but yesterday Roscoe "Tad" Shelton, Marion county assessor, got a pencil under his skin and well under at that.

While figuring out just what some of the farmers of the county would be paying in taxes next year, Shelton dropped his pencil. Attempting an acrobatic stunt of catching it, as the pencil fell, Tad caught up with the sharp point of the writing instrument just as the top hit the floor.

His hand failed to stop as quickly as the pencil did, upon hitting the floor, with the result that the sharp end dug into "Tad's" arm for about an inch.

Efforts by the injured assessor failed to bring the lead out of the wrist where it lodged, so with pencil protruding from his arm, Shelton visited a physician's office where an operation removed the pencil. Outside of a heavily bandaged arm, Shelton showed no ill effects of the accident yesterday afternoon.

Travel Picking Up as Vacation Activity For Valley Residents Now

Travel has greatly increased as a vacation activity for Williamette valley residents this year, according to K. B. Kugel, local travel agent. Kugel said the upturn in bookings for boat trips over last year was sharp. Alaska continued to hold first place in interest for most travelers by boat, Kugel said.

Townsend on Radio

NEW YORK, July 14. (AP)—The address of Dr. F. E. Townsend before the national convention of the Townsend old age pension clubs at Cleveland is to be broadcast at 2:30 p. m. (EST) Wednesday by WABC-CBS. (Time is 11:30 p. m. in Salem.)

Alpha Hall Holds Scholastic Lead

EUGENE, July 14. (AP)—Men's organizations at the University of Oregon walked away with first and second scholastic honors for the spring term, the registrar's office said today.

In the first two places were Alpha Hall and Pi Kappa Alpha with scholastic averages of 2.175

and 2.175 respectively. Alpha Xi Delta, Women's Co-op and Pi Beta Phi, women's groups, ranked third, fourth and fifth.

Women's organizations topped the list in averages, with 2,174, compared with 2,329 for men. Women not associated with organizations averaged 2,575 and unaffiliated men 2,505.

REPORT FILED ON CITY COURT FINES

City Recorder A. Warren Jones last month took in \$641.64 in fines and miscellaneous fees, according to a turnover he has made to the city treasurer. His turnover was segregated as follows:

Fines and forfeitures, \$351.95; liquor license endorsement fees, \$10; circuit court fee, \$10; refund on acting treasurer's bond, \$140.84; paid by State Construction company for city labor and materials on reservoir job, \$29.75.

A Home Owned Theater HOLLYWOOD

Family Nights

TODAY AND THURSDAY MOM, POP AND UNMARRIED KIDS 30c

TWO BIG FEATURES

THE VOICE OF BUGLE ANN

Screen hit from the bestselling book!

Barrymore

O'SULLIVAN

Eric LINDEN

Garden Murder Case

Edmund Lowe

Virginia Bruce

CAPITOL 500 Seats 15c

Last Times Today

Richard Dix in "SPECIAL INVESTIGATOR"

Louise Fazenda in "Doughnuts and Society"

SPECIAL TONITE 75 THRILLS

THURSDAY — FRIDAY — SATURDAY

TWO SMASH FEATURES

A Steady Downpour Of Laifs And Fun.

Francis Lederer

ONE RAINY AFTERNOON

IDA LUPINO HUGH HERBERT ROLAND YOUNG

A Headline Hunter Braving Hot Lead for Hot News...

MYSTERY...ROMANCE EXCITEMENT...

Bill Boyd

GO-GET-EM HAINES

EL SINORE 500 Seats 25c

TODAY — THURSDAY — FRIDAY

TWO ACE FEATURES

THE ACTRESS-OF-THE-YEAR!

BETTE DAVIS

The Golden Arrow

GEORGE BRENT

AND 2ND HIT

SOMETHING TO SHOUT ABOUT

THE BIG NOISE

GUY KIBBEE WARREN HULL

ALMA LLOYD DICK FORAN

ADDED CARTOON NOVELTY

SPECIAL TONITE 75 THRILLS

The Call Board

- GRAND
 - Today—Robert Kent in "The Crime of Dr. Forbes."
 - Saturday—"High Tension" Norman Foster.
- HOLLYWOOD
 - Today—Double bill, "The Voice of Bugle Ann" with Lionel Barrymore and "The Garden Murder Case" with Edmund Lowe.
 - Friday—Double bill, Buck Jones in "For the Service" and Lew Ayres in "Panic on the Air."
- EL SINORE
 - Today—Two features, Bette Davis in "Golden Arrow" and Guy Kibbe in "The Big Noise."
 - Saturday—Clark Gable in "San Francisco."
- CAPITOL
 - Today — Double bill, Richard Dix in "Special Investigator" and "Doughnuts and Society" with Polly Moran.
 - Thursday—Double bill, "One Rainy Afternoon" with Francis Lederer and Bill Boyd in "Go Get 'Em Haines."
- STATE
 - Today—Sylvia Sydney in "The Trail of the Lonesome Pine" plus Walt Disney's "Through the Mirror."
 - Thursday—Double bill, Jack Haley in "F Man" and Gertrude Michael in "Woman Trap."
 - Saturday only—Big Boy Williams in "Gun Play."

Bette Davis, who won the Academy of Motion Picture Arts and Sciences award for the best performances by any actress in 1935, is coming to the Elsinore theatre today in the first national production "The Golden Arrow."

The picture is based on the play by Michael Arlen, noted English playwright, and is a story of love in high society, set in a background of luxurious yachts and resort hotels.

Miss Davis plays the part of a girl who is reputed to be fabulously wealthy and who is surrounded by fortune hunters of high and low degree.

George Brent has the role of a young reporter, largely a comedy part. Carol Hughes, a vivacious Irish brunette, plays the part of the oil heiress, who hates her rival because all the foreign nobles desert her when the lovely blonde appears on the scene.

STATE 15c KIDDIES A DIME BETTER PICTURES PERFECT SOUND

LAST DAY TODAY!

all in NATURAL COLOR!

SYLVIA SIDNEY

HENRY FONDA

FRED M. MURRAY

THE TRAIL OF THE LONESOME PINE

Maybe I was a little hasty Henry...

They Satisfy

-Anyway there's no argument about that...

Chesterfield CIGARETTES

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