

Supreme Court Reverses Case

Latourette Overruled in Suit to Recover Fund From Closed Bank

The state supreme court yesterday reversed Judge Latourette of the Marion county circuit court in a suit brought by the State Savings and Loan association to recover approximately \$39,309 from C. C. Bryant, as receiver of the First National bank of Salem, an insolvent national banking association.

The lower court held for the receiver whereupon the savings and loan association appealed.

The supreme court held that the savings and loan association was entitled to \$33,350, less an uncontroverted counterclaim of \$2239.

The case grew out of the sale of the Guardian building lease here, after the First National bank had taken over the old Salem Bank of Commerce. When the First National bank became insolvent the savings and loan association claimed that it had a balance of \$30,330.88 in the bank's funds. The bank in turn alleged that checks covering this amount had been issued and honored.

Fraud Charged
The loan association charged that the bank had perpetrated a fraudulent scheme on it to divert the balance to the bank's benefit, and that issuance of the checks was illegal.

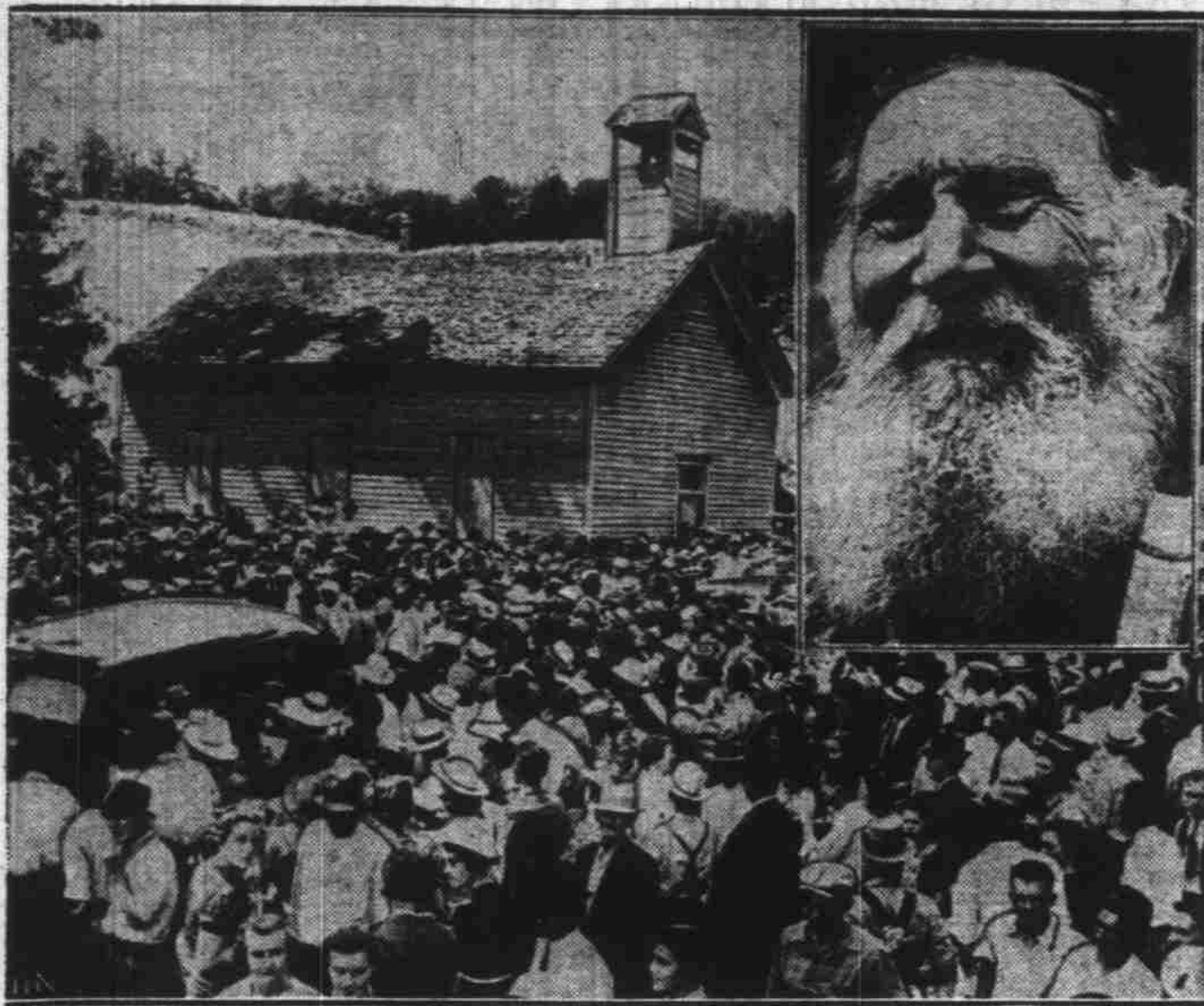
The court affirmed Circuit Judge Norton in a suit brought by Mary Messinger against Ernest Woodcock, for a decree declaring the plaintiff entitled to the use of all water arising from Messinger springs and flowing in Messinger creek upon plaintiff's farm in Josephine county.

The lower court held against the plaintiff.
Other opinions:
John H. Hendrickson and Elsie M. Hendrickson, appellants, vs. W. L. Bloom and others. Appeal from Lincoln county. Suit involving suit claim deed. Opinion by Justice Belt, Judge Carl E. Wimberly affirmed.

Opinion Affirmed
Mary E. Cary and Dennis McCarty, guardian for Mary E. Cary, vs. Leo J. Cary, appellant. Appeal from Coos county. Suit involving establishment of a trust. Opinion by Justice Lusk, Judge James T. Brand affirmed.

Northwestern Ice & Cold Storage company vs. Henry Wemme fund, and others, defendants and appellants. Appeal from Multnomah county. Suit to obtain declaratory judgment. Opinion by

Uncle Bush Is Pleased With His Own Funeral



"Finest funeral I ever had," was the opinion of Uncle Felix (Bush) Breaux, aged patriarch of eastern Tennessee, as he attended last rites for himself at a little rural church near Knoxville. The ceremony was a huge success with "mourners" attending from miles around, hawkers vending peaches and popcorn, and all paying tribute to Uncle Bush. Rev. Charles E. Jackson of Paris, Ill., who preached the sermon, opined that it wasn't a bad idea since "a lot of roughnecks would improve their way of living if they heard their funeral before they died."

Justice Kelly, Judge Alfred P. Dobson affirmed.

John Lester McFarland, administrator of the estate of Lola C. Ownbey, vs. W. M. Ellingsworth and Cora Ellingsworth, defendants, and W. N. Ellingsworth, appellant. Appeal from Marion county. Suit involving cancellation of deed. Opinion by Justice Rossman, Judge L. G. Lewelling reversed.

F. G. Holmes and J. F. Reece, appellants, vs. David F. Graham and other Malheur county officials. Appeal from Malheur county. Suit to set aside deed for land. Opinion by Chief Justice Bean, Judge Charles W. Ellis affirmed.

Fulton vs. Kueck, petition for rehearing denied.

Vanderbilts Parents
HONOLULU, July 6.—(P)—A six-pound daughter was born today to Mr. and Mrs. George Vanderbilt of New York. The mother, the former Lucille Parsons, and daughter both were doing well.

Nehalem Project For Rural Power Given Allotment

WASHINGTON, July 6.—(P)—The rural electrification administration began its participation in the new lending-spending program today by allotting \$11,229,200 for 66 rural power projects. The projects are in 18 states. Congress voted \$40,000,000 for this fiscal year in the lending-spending bill.

The sponsoring organizations, the allotments and customers to be served included:

Oregon—Nehalem Valley Cooperative Electric association, Jewell, \$17,000 to defray certain expenses connected with initial operations of the project which cannot be covered by the construction loan. The project previously has been allotted \$65,000 for 50.5

miles serving 276 in Clatsop county.

'Wise Guy' Kicked By Buddy Rogers

HOLLYWOOD, July 6.—(P)—Buddy Rogers doesn't like hecklers, but he isn't aroused to a fighting pitch until one of them tries to muss him up. The details of a one-sided fight at a San Luis Obispo, Calif., dance pavilion, where Rogers' orchestra was playing last Saturday, became known in Hollywood today.

Rogers was signing autographs during an intermission when a "some wise guy," so goes the story, drenched him with a siphon bottle. Buddy jumped down from the platform and floored the offender with four blows.

The 2,000 dancers formed a circle, expecting a fight, but the floored one cried "enough."

Umatilla Project Lacking Approval

Uncertainty of Finishing by June 1940 one of Objections Made

PORTLAND, July 6.—(P)—The Journal was advised today the president had informed Senator McNary he could not approve an allocation of funds for construction of the Umatilla dam on the Columbia river at this time because of the high cost of the project and a lack of feasibility under the PWA. The estimated cost is \$24,000,000.

The president included in his rejection mention of the series of locks and dams on the Snake river. The Journal said it was assumed the president also had rejected the proposition of constructing only the dam at Umatilla rapids.

"I am advised that it is preferable to start construction of the Umatilla dam, estimated to cost \$23,700,000, before undertaking the remaining work suggested by you," the president's letter to McNary was quoted. "Moreover there is no certainty that this work could be completed by June 30, 1940, the time limit prescribed by the public works appropriation act."

"Under the foregoing circumstances, I do not feel that at this time I can approve the work proposed by you and Congressman Pierce, particularly in view of the fact that over \$23,000,000 of the \$200,000,000 (for federal projects) has already been allocated to projects in the Pacific Northwest."

Reception Friday For ME Minister

SILVERTON—Rev. and Mrs. D. Lester Fields will be honored Friday night at a reception at the Methodist church. The affair is arranged in compliment to the Fields' return to the local pastorate for the fourth year. The aid society is planning the affair with Mrs. F. A. Moores, president as general chairman. Receiving will be Rev. and Mrs. D. Lester Fields, Mrs. E. R. Adams, Mrs. Albert Grant, Mrs. E. G. Morrison. Pouring will be Mrs. H. J. Iverson and Mrs. Edith Schroeder.

Englishman Hopes To Rip Own Mark

SALT LAKE CITY, July 6.—(P)—Capt. George E. T. Eyston came back to Utah today in the hopes of increasing his world's automobile speed record to five and a half miles per minute.

The tall, shy Englishman arrived by airplane in advance of his monster machine, the seven-ton Thunderbolt, in which he aims at driving 350 miles per hour on the Bonneville salt flats 130 miles west of here.

Wax Bush Bean Harvest Starts at West Stayton

WEST STAYTON—Gene Lee has started the picking of his wax bush beans this week. The cooler weather of the past few days has been of much benefit to bean crops.

Larry Goss is under the doctor's care with a seriously sprained ankle.

Principal Adams Arrives at Post

SILVERTON—Mr. and Mrs. H. W. Adams have taken up their residence at 403 East Main street. Mr. Adams, new superintendent of Silverton schools, is still teaching at Corvallis but is driving forth and back to Silverton and is here occasionally during an afternoon. He expects to be here for regular office hours before so very long.

With his work as superintendent, he also became clerk of the Silverton school district as that position follows the superintendency.

Mr. and Mrs. Adams have two sons, both in high school.

Enjoy Picnic Dinner

WHEATLAND—Mr. and Mrs. Dale Fowler, Mr. and Mrs. Fred Finnicum, Mr. and Mrs. Elwyn Mandigo, Mr. and Mrs. R. K. Rockhill, Mr. and Mrs. Worth

Wiley, Mr. and Mrs. George Westfall and their children, Mrs. W. B. Magnus, Evelyn and Tessie, Miss Doris Braat, John Westfall, Jr., and Robert Terry, enjoyed a picnic dinner and supper at Wheatland Sunday.

Confessed Slayer Butte Found Sane

SEATTLE, July 6.—(P)—Prof. B. Gray Warner said tonight a psychiatrist who examined Charles Felix Butte, 55, was told the once wealthy San Francisco clubman was "ready to take his medicine" for the admitted slaying of his second wife here last Friday.

Warner said Dr. Nathan K. Rickles and Dr. Edward D. Hoedemaker, who made separate mental tests of Butte at Warner's request, both expressed the opinion Butte now is entirely sane and sane was equally rational at the time of the fatal beating.

STATEMENT OF CONDITION LADD & BUSH, Bankers SALEM, OREGON

At the close of business June 30, 1938

ASSETS		LIABILITIES	
Loans	\$ 5,027,236.19	Capital	\$ 500,000.00
Banking House and Fixtures	238,130.90	Surplus	350,000.00
Other Resources	131,679.17	Undivided Profits	109,180.69
Customers Liability under L/C Drafts and Acceptances	7,534.75	Reserves	92,990.50
Other Bonds, Warrants, and Stocks	401,109.63	Letters of Credit	4,800.00
Cash	\$3,062,481.55	Domestic and Foreign Drafts and Acceptances Sold	2,734.75
U. S. Bonds	2,781,350.00	Deposits	10,589,816.25
	\$11,649,522.19		\$11,649,522.19

Officers and Directors

- A. N. BUSH, President
 W. S. WALTON, Vice President
 GEO. H. RICHES, Cashier
 ROY NELSON, Asst. Vice President
 J. FUHRER, Asst. Cashier
 ROY BURTON, Asst. Cashier
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JULY CLEARANCE SALE!

DRESSES \$3.95

A Beautiful Array of Silk Prints, Chiffons and Crepes in Summer's Gayest Colors — Values to \$19.50.

A Special Group of Dresses — Sport Jackets \$5.00

Going on a vacation, girls? You will want to take along one of these plaid sports jackets for those cool evenings, and they will go wonderfully well with that extra skirt... The dresses are all new summer stock in a multitude of styles and colors. Each one is worth at least double. So be early.

Hose 3 pr. \$2.

For your vacation or for work. Yes, and they are nice enough for dress, too. In semi or sheer chiffon in the season's wanted shades. Yes, we will sell you one pair for 79c.

Extra Special

A new shipment of Gibson Girl Swing Skirt Gowns. In beautiful pastel satins.

\$2.95

A Filmy, Luscious Selection of Satin Lingerie

PAJAMAS • GOWNS SLIPS •

\$2.95

These Are Wonderful Values and Must Be Seen to Be Appreciated

Kayser Gloves

Our stock of spring and summer fabric gloves. Beautiful colors and styles—\$1.00 and \$1.50 values. To close out at

69c

Arehart & Aldrich

CUSTOM CORSET MAKERS

A beautiful custom-made garment. It's made for you, so it will be comfortable. From our regular \$11.95 material, for this sale only

\$8.95

COMPLETES •

A beautiful tea rose, two-way stretch garments. Regularly \$3.95.

\$1.95

BRASSIERES •

A beautiful selection in white or tea rose; mesh, lace and tailored styles. Now

59c

GIRDLES •

Panty girdles, two-way stretch in white or tea rose. A real bargain for

95c

COMPLETE LINE OF KELLOGG HEALTH BELTS

We must clean house on our entire summer stock, and in order to do so we realize we must sacrifice our profit. Look these prices over and join the throng...

All Sales Final — No Exchanges — No Refunds

Shoes A Special Group of

Selby Arch Preservers

The Nation's Number One Arch Shoe... If you are looking for genuine comfort, combined with sensible style, you will want a pair of these \$10.00 and \$10.75 values for only...

\$7.95

Black... Brown... Blue

SPORT SHOES

Now! is the time to save money on your vacation shoes, without sacrificing quality or style.

Brown and white spectator pumps. These are Selby Tru-Poise and sold regularly for \$10.75. Now only a few left at \$7.95

White or tan and white leather-soled slacks oxfords. These were made to sell at \$4.95, and they are comfortable. Now \$3.95

Buckaroo sport oxfords in white or colors. Were \$8.95. Now \$6.95

Selby white buck ghillie ties. These sold for \$7.95. They're yours for \$4.95

Blue and white or tan and white softie mudguard oxfords. They're unlined and very flexible. They sold for \$6.85. To close out at \$4.95

STYLE SHOES

A wonderful assortment of the ultimate in spring shoe styles in all colors and styles. These regularly sold for \$8.75 and \$10.00. To close out for

\$4.95 & \$6.95

All Sizes... All Widths All Patterns

Slips

A beautiful assortment of satin slips, semi-bias cut and tailored styles. Many with imported lace or embroidery trim. These would ordinarily sell for at least \$2.95. But we can not have any odds and ends in stock, so take your pick at only...

\$1.69

Tea Rose or White—\$2 to 44 2 for \$3.00

Gowns

A wonderful assortment of satin gowns, both lace-trimmed and tailored styles. Mostly tea rose; a few patterns and other colors; 15, 16, 17 sizes. These are a gift.

\$1.95

Price Shoe Co.

135 N. LIBERTY ST.

PHONE 9121

A Choice Selection of

DRESSES

—and silk suits in a multitude of the season's newest colors... A gay array of sports and street dresses to rival the cities' finest shops. We are sure we have the one that will please you at only

\$10.00

DRESSES

A Special Group of High Grade, Pure Dye Silk Prints, Sheers and Pastel Sport Dresses Reduced for This Event to Only

\$12.95

HOUSE COATS

A beautiful selection of cotton print House Coats. In the newest of summer colors. All sizes and several styles to pick from.

\$2.95 & \$3.95

Bradley KNITS

For vacationing, travel, street or dress you can't beat a knit dress. We have a large group to pick from in pastels or darker colors in all manner of novelty knits. We can fit you and at a wonderful saving. Think of it, \$19.50 to \$35.00 values, to close out for

\$10.00

Scarfs

A wonderful selection of chiffon, silks and wool sheers; beautiful patterns and colors—\$1.00 values.

69c

BAGS

Our entire collection of odds and ends of better bags. All colors in the lot including white. These are at least \$2.95 values. So shop early.

\$1.95

HATS

Every Hat in Stock Drastically Reduced A Special Group at

\$1.00