Held "Futile"

Patton Attorneys State

First Judgment Order

Is Sufficient

capitol reconstruction commis-

sion to have a new judgment en-

tered in the Patton condemnation case, in which the Patton prop-

erty owners were awarded a verdict for \$46,600, are branded "an

eminent example of futility" in

defendants' answering memoran-

dum, filed in circuit court yester-

themselves presented the form of

order to be entered on the verdict

and it was followed with minor variation, Carson & Carson, de-

fense attorneys, assert in their

memorandum. The former have

maintained this order did not

constitute a formal judgment,

that their appeal notice was pre-

mature and that a new judgment

order should be made by the

court. Should they be overruled,

it is understood time for perfect-

The order already entered "is

sufficient and the plaintiff recog-

from it," the defense memoran-

dum continues. "Cnly when this

appeal became abortive did the

The memorandum was accom-

Hits new Record

Not only did the Salem Gen-

Up until the current month

month. On October 12 there

Women's Club to Meet

DAYTON-The county federa-

meeting, to outline an active year,

A full house greeted "Death

Takes the Steering Wheel," a pro-

HOME-RECIPE

HEINZ home SOUPS

Stock Up Now! FALL SOUP SALE!

Second State of the second

local people taking part.

ing appeal will have elapsed.

its self dug hole."

ust 4, 1938.

Attorneys for the commission

Efforts of counsel for the state

Trouble Seen For Hot Goods

Wage-Hour Administrator Says Buyer May Get Into Trouble

WASHINGTON, Oct. 27-(P)-Elmer F. Andrews, wage-hour law administrator, hinted today that buyers might be in for trouble if they knowingly purchased "hot" goods,

By hot goods he meant those produced at standards lower than he law provides and circulated interstate commerce. At a press conference, a re-

porter asked him questions about "collusion" between buyers and sellers. Saying he did not want to work any hardships on persons who made honest mistakes, Andrews added:

"But where there is evidence of collusion, where a person buys with the full knowledge that the goods are manufactured contrary to law, certainly this section (section 15) ought to be taken nto account.'

Makes Sale Unlawful Section 15 of the act makes unlawful to offer for interstate transportation and sale goods produced by workers employed in violation of the minimum hour provisions of the fair abor standards act. The following section prescribes a fine up \$10,000 or six months im-Crisonment.

"I am wondering," Andrews said, "if a gentleman like Mr. Perkins (Fred Perkins, York, Pa., battery manufacturer) who says he is not going to complyam wondering what will happen if his hot batteries get into interstate commerce. Will he be ble to sell them in interstate commerce." Perkins announced last Sun-

ay that he could not afford to bide by the law and would defy it. In 1923 he was convicted federal court of violating the NRA but before his appeal could e decided the supreme court outlawed the blue eagle statute. Certifications Unneeded

Some of Andrews aides said purchasing agents have inquired whether the wage-hour act rethe goods offered for sale were made in compliance with wagehour regulations. The law does not require such certification. The administrator said he had received requests for rulings which would exempt from the wage and hours provisions of the ct employes of the national asociation of band instrumentmanufacturers, Elkhart, Ind., the National Paper Box Manufacturers association, the United States Beet Sugar association, and dried packers on the Pacific

ociation also applied for an exemption ruling, but was turned lown by Andrews general coun-

Transmission Line Clearing Approved

PORTLAND, Ore., Oct. 27.-(AP) Presidential approval of nearly 700,000 for clearing rights of vay for Bonneville transmission lines in Oregon has been granted, the state WPA office said it had learned today.

The money would finance a line Suicide Recluse outh in the Willamette valley to Lane county and east to Wasco

Money has been asked for sim-Har work in Washington but the Oregon office has not been informed whether it was granted.

Sunderman Sale Prices Are Low

WEST STAYTON - The Amos underman sale held Tuesday was well attended but things sold ery cheap. One of the houses on this farm will be occupied by the T. I. Case family.

A weekend trip to Reno by Paul McClellan and Hilbert Hanson nded in bad luck on the return rip Monday. Shortly after leavng Reno for some unknown cause their car left the highway turning over and doing considerble damage to the car. McClelan suffered some bad bruises and ore ribs. Hanson escaped unhurt.

His Only Food



The Rev. Lazar Kirchenkoff, of the Greek Orthodox church of Palmerton, Pa., drinks a cup of tea, his only driver was turning east on Oak

Seattle Man Arrested in Dual Wife Case State Efforts



Accused of leading an amazing double life with two wives, maintain ed unknown to each other in separate households, James B. Sherrill was recently charged with bigamy in Seattle. Complaint was brought against him by his first wife, Mrs, Dorothy Sherrill, mother of a daughter, 3. Miss Lucille Balch, 25, whom Sherrill is charged with bigamously marrying last year, gave birth to twin girls two months ago .- (IIN.)

Foreman Testifies Menuhin Refuses In Baker Hearing

Never Made Men not

to Join Union

BAKER, Ore., Oct. 27-(AP)-Gil-

hearing today that Richard Bol-

ton, president of an AFL union

accusation of treating union men

Ballantyne said the occasion

arose when his automobile was

badly damaged last April and Bol-

ton called union members togeth-

Never Threatened

cause his work was not satisfac-

tory. He said Lewis was employ-

cials, had agreed to recognize the

local Associated Timber and Lum-

ber Workers' union as bargaining

agency in preference to the AFL.

Had Much Money

PORTLAND, Ore., Oct. 27,-(AP)
-Police and Deputy Coroner Roy
Crabtree, investigating what they

said was the apparent suicide of a recluse in a cheap hotel today,

found \$380 in cash, \$400 in a

postal savings account and \$2800

in Portland and Butte, Mont.

books as W. A. Reamer, 71, died

of a shot through the head by

Verdict of \$8049

Given Mary Doran

Verdict for \$8049.50 damages.

the full amount claimed, was re-

turned by the circuit court jury

last night in favor of Mary Doran

and against the Salem Baking

company. The jury was sent to the

jury room at 3 p. m. and returned

The suit was over an automobile collision that occurred on the Wallace road last February 20.

2 Autos in Pique

KLAMATH FALLS, Oct. 27 .-(P)-A 12-year-old fourth-grader, peeved because he was ordered to stay after school, stole a car in Lakeview, drove to Klamath Falis,

picked up another vehicle and was half way home before he ran out of gas, Helen Jones, juvenile

The lad, only 4 feet, 7 inches

tall, could barely see over the steering wheel but made the trip without mishap except for a fender dented when he struck a marker post.

Tomlinson Youth

Injured in Crash

SILVERTON, Oct. 27.—Robert Tomlinson, 12, son of Dr. and Mrs. H. Tomlinson of Silverton,

suffered serious cuts and lacerations when his bicycle was involved in a collision Thursday night with an automobile driven

worker, related today.

4th-Grader Steals

with the verdict at 8:13.

The man identified by bank

bank accounts.

.22 calibre rifle.

revocation of Lewis' parole.

In cross-examination, Ballan-

them were responsible.

could do as they pleased.

men square.

unfairly.

Young Violinist States Ballantyne Says Warnings He Prefers Freedom as Artist

LOS GATOS, Calif., Oct. 27. bert Ballantyne testified in a (P)-Yehudi Menuhin, 21-year-old national labor relations board American born violinist, started today what he described as a fight for his freedom as an artist.

proposed to carry out the con- twins, have been registered this cratic ticket." tract as drawn.

Mrs. Irish, in a letter October were 20 babies in the General

Mrs. Irish commented that it Ballantyne testified that Har- would cost Menuhin "about \$70 vey Lewis, who the AFL claimed to \$75" to join AGMA, Menuhin tion of women's clubs' fall board was discriminated against, was said today it was not a question

Health Nurse Visits

ed because the bishop of his church had asked it to prevent The NLRB counsel sought today to prove that Lyman Hyde and Joseph Stoddard, mill offi-

To Be Guildsman

Boom in Infants

In a letter to Mrs. Lelland eral hospital on October 12 set local, had told local union mem- Atherton Irish, executive vice- a record for the number of babers Ballantyne always treated president of the Los Angeles phil- bies inhabiting a Salem hospital harmonic orchestra, he flatly re- nursery at one time, but the 35 fused to join the American Guild births registered here this Ballantyne, foreman of the of Musical Artists as a prerequithis month has bettered by five Stoddard Lumber company which site for his appearances as a solo- the registration of any previous mired manufacturers to certify; is charged by the NLRB with un- ist with the Philharmonic Novem- month on record. was done in NRA days, that fair labor practices, told of the ber 3 and 4. Menuhin explained incident in answering an NLRB in the letter that when his con- the largest number of births retract for the concerts was signed corded for any one month was nearly a year ago nothing was 30. Already 34 deliveries and nor, and for the men who are assaid about AGMA, and that he 35 births there being one set of

> 25, informed Menuhin the orches nursery, breaking the hospital's failed, he said the administraer to determine whether any of tra had signed a contract with own one-day city record by AGMA requiring that "every art- two. ist appearing on our platform must be a member of that organ- Board of Federation of tyne also testified he had never ization." AGMA is affiliated with warned men that they would be the American Federation of Lafired for joining the union, but bor. had taken the attitude that they

not reemployed after a layoff be- of money.

AIRLIE - The health nurse. Miss Margaret Gillis, visited direction of Hayward H. Johnson ably bad" conditions caused by school Tuesday checking the chil- at the Evangelical church with 20 dren's condition.



Captain Karl Steincke, master of the S. S. Deutschland, who, in a ship-to-shore telephone con-versation lauded the behavior of the passengers after it be-came known the ship was aftre. Captain Steincke said the fire started in No. 2 hold, where a general cargo became ignited. He ordered the entire crew of 392 men to fight the blaze,

Wallace Scores **GOP Farm Plans**

nized it by attempting to appeal Secretary of Agriculture Says Interest of GOP Is "Hollow One"

plaintiff cast about for something upon which to hoist itself from READING, Pa., Oct. 27-(AP)-Henry A. Wallace, secretary of agriculture, charged tonight that panied by an affidavit from Edith interest being shown by republi-Louise Patton stating that the cans in the farm problem was a state took over her property Aug-"hollow one" that would be forgotten "as soon as the votes are

In a speech prepared for delivery before a democratic rally to which Pennsylvania farmers had been invited, he said the "same old republican big-money gang" was trying to return to power in Pennsylvania.

"I don't think you are going to let them fool you." Wallace continued. "I think you are going to take your stand for the kind of sane progress the democratic party, under the leadership of President Roosevelt, has given you. I think you are going to vote for George H. Earle for senator and Alvin Jones for goversociated with them on the demo-

Turning to republican charges that new deal farm policies have tion's program would enable farmers this year to receive an income nearly twice as large as that of 1932, the last full year of the Hoover administration.

At Dayton on Saturday "Clean Rivers" Week Is Urged by Portland Head

PORTLAND, Oct. 27 .- (AP)-Octowill be held Saturday at the home ber 31-November 7 has been desof Miss Lena Stilwell, county ignated "clean the rivers week" by Portland's mayor, Joseph K.

He urged that voters acquaint themselves with the "indescribhibition drama given under the sewage in Willamette river affd Columbia slough during the week.

If you have ever "stayed in" after

school to clean erasers and then

hurried home, chilled and fam-

ished, to discover the old soup

kettle steaming on the stove,

you'll understand the thrill that

folks get when they first taste

Heinz Home-style Soups! Every

one of these 22 creations is

a homey, old-fashioned dish cooked

the painstaking, small-batch way.

And every one is fully prepared.

Serve Heinz Soup soon and see

if it doesn't bring pleasant

memories from 'way-back-when!

Lauds Passengers | Czech Army Talks Of Possible Peace

Meanwhile, Continues to Prepare for Possible Hostilities

KOMAROM, (On the Czechoslovak-Hungarian Border), Oct. 27- sections of a highway leading to bridge and at steel and concrete (AP) - Czechoslovak soldiers and the bridge. New strands of barb- fortifications near Komarom.

of the Hungarian territorial dis- over the bridge. armed conflict.

Steel-helmeted troops patrolled der. the Czechoslovak side of the Dan-On

be river.

High explosives already were soldier. No artillery was visible.

their commanding officers talked ed wire were strung. Czechoslovak tonight of a peaceful settlement soldiers questioned all travelers

pute, but nevertheless made fur- Pall field equipment was availther preparations for possible able to the Czech troops and one big gun pointed toward the bor-On the Hungarian side of the

attached to a large steel bridge Hundreds of Czechoslovak solover the Danube leading into diers were quartered in buildings Hungary and mines were laid on in the immediate vicinity of the



Tender, snow-white candy delight at Fred Meyer thrifty prices. Try them with sweet potatoes. Boil the potatoes, mash them, put in a casserole, top with Dan-Dee Marshmallows and bake in the oven. You'll have a sweet treat that the family will really relish. Top hot chocolate or cocoa with a fluffy marshmallow for added flavor.

Mid-Pacific **Tuna Flakes** 10c

My-Te-Fine PUMPKIN

Pop Corn 2 Lb. 15c

MY-TE-FINE MINCED CLAMS, 101/2 oz. 21c MY-TE-FINE STRINGLES BEANS Vertical Pack 14c SEARCHLIGHT MATCHES, Carton of 6 Boxes 19c P&G LAUNDRY SOAP, Large Bars, 6 for 25c BROWN SUGAR, Pure Cane, 3-lb. Cello. Pkg. 18c SELOX SOAP POWDER, 2 for 25c MORRELL'S HAM PATTIES, 91 Oz. 23c BULK PRESSED DATES, For Stuffing 2-lb. Cello Pkg. 19c Crown Point PLUMS, Fancy Oregon, Large 21/2 Cans 10c ZEE IVORY TISSUE, 4-Roll Pack 17c BURCH SALTINE SODA CRACKERS, 2-lb. Box 23e GROUND CINNAMON, Bulk, 4-oz. Cello. Pkg. 9c RAISIN COOKIES, Family Brand, 15c Size, 2 for 25c VALE PORK and BEANS, Large 21/2 Cans, 3 for 25c LIBBY'S PORK & BEANS, With Tomato Sauce 1s. 2 for 19c MY-TE-FINE ORANGE JUICE, Large 46-oz. Tin 27c PAD O' MAGIC SCOURING PADS, 12-Pad Size, 15c CHB TOMATO JUICE, 46-Oz. Size, 19c BLUE BUNNY TOMATOES, Solid Pack, 10c MY-TE-FINE PEAS and CARROTS, No. 2 can 11c KADOTA FIGS, Sun Gift, 1s, 12c MY-TE-FINE Luscious Pieces PINEAPPLE, tall can 10c DROMEDARY GRAPEFRUIT, No. 2 can 11c



Oregon Walnuts at Their Best

The 1938 Walnut crop is the most bountiful and the highest quality obtainable. Correct weather conditions and fertile Oregon soils matured every one to its very best. Every kernel from the soft thin shell is plump tender sweet meat, dried to perfection to make

Fancy Franquette Walnuts

Franquettes are large, luscious, full meated nuts grown in Oregon. The kernels are sweet and tender. The thin paper-like segments which divide the meat make it easy to break them in two for perfect halves.

Large Franquette Walnuts, 25c lb.
Use these large fancy walnuts for candy or fruit cake.
Dip them in melted chocolate for a healthful candy

Jumbo Brix Nuts Super Filberts 25c Lb. Along with bumper walnut crop came a superior crop of full meated rich filberts for your 1938-39 use.

At Grocery Sections

My-Te-Fine COFFEE

SWEET POTATOES

5 1bs. 15¢

LOCALLY OWNED-OPERATED

THE PHOLES