

Teeth of Law Are Extracted

Section Limiting Union
Fees to Needs Is
Untouched

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court limited its decisions to the right to publicize the facts of a labor dispute. The prohibition of the statute under review clearly includes picketing, in bona fide labor controversies.

"If we are to go into the matter whether a statute has had the effect claimed for it, a dangerous field of inquiry where constitutional questions are at issue, it is recent history, known to all, and of which this court takes judicial knowledge. Its own records being a part of that history, that an aroused public opinion and vigorous enforcement of the criminal law, resulting in the prosecution and punishment of scores of labor malfactors, had at least something to do with the cessation of these evils.

**Peaceful Picketing
Admitted Lawful**

"The argument which we are discussing concedes that peaceful picketing is a lawful means for the dissemination of information, and, as such, is protected by the federal constitution. It has not been disputed by any party to this case, either plaintiffs or defendants, in fact, it is expressly conceded, that the prohibitions of the challenged statute extend to peaceful picketing.

"The argument, therefore, comes to this—that a man may be deprived of a fundamental constitutional right because other men in the past have abused the right, committed unlawful acts, and worked injury to the state and may do so again.

"It has been determined by the highest court, as we read its decisions, that a law of this kind, so broad and sweeping in its provisions, cannot stand against the guarantee of freedom and speech in the federal constitution. Chief Justice Brandeis, in dissenting, wrote:

"It follows that, since the state may prohibit the formation of picket lines at a place or places where violence and breach of the peace would result therefrom, it may permit picketing at such a place by a majority and deny to a minority without making the statute unconstitutional and without denying to the minority any constitutional right, upon the theory that there would be less liability to violence and breach of the peace where the picketing was done by a majority rather than by a minority.

"Whether like other legislative acts, the making of this decision was wise was a legislative question, with the wisdom of which the courts are not concerned."

Hayden Is Owner, Lebanon Express

ALBANY, Oct. 22 (AP)—Robert M. Hayden is now the sole owner of the Lebanon Express. It was revealed today when the dissolution of partnership between him and Harry W. Fox was recorded at the courthouse.

Hayden and Fox had purchased the Express, a weekly publication, four years ago from T. R. MacMillan.

News Vendor Killed

PORTLAND, Oct. 22 (AP)—Death this morning of W. M. Hoover, 55, a newspaper vendor, raised Portland's 1940 traffic death toll to 45. He was struck by an automobile on a downtown intersection Sunday.

ELSMORE

Starts Today

The Screen's Most
Unusual Picture

... told in a way new to motion pictures... yet warm and glowing as life itself. Screen entertainment even greater than the stirring play that inspired it!

The Pulitzer Prize Play
by THORNTON WILDER

OUR TOWN

STARRING
WILLIAM HOLDEN
MARTHA SCOTT

WITH
Fay Bainter - Evelyn Bondi
Thomas Mitchell - Guy Kibbee - Stuart Erwin - Frank Craven.

DIRECTED BY
Sam Wood
(Goodbye Mr. Chips)

Companion Feature
"NOBODY'S CHILDREN"
with Edith Fellows
Billy Lee - Lois Wilson

Nazi Bomb Levels Hotel



This is what remained after a Nazi bomb struck a London corner hotel during the continued air attacks on Britain, leveling the five story building.

German Airmen Fall Into British Hands



All German pilots, and their planes, do not make it back home after strafing England. Here, banded up, is Werner Voigt, unlucky German pilot after being hauled out of the water off the English coast.

Sentence May Be Lessened, Dodge

PORTLAND, Oct. 22 (AP)—Municipal Judge Julius Cohn said today he would lessen a 130-day jail sentence and \$500 fine imposed on a man charged with draft dodging if draft authorities decided the man was not a willful dodger.

A local draft board has recommended modification of the penalty against Henry F. Barbur, 31. The board opined he failed to register because of negligence and "over indulgence in liquor."

Good Roads Promoter Dies Tuesday, Spokane

SPOKANE, Oct. 22 (AP)—Frank W. Gullbert, for many years a leading figure in the northwest road improvement picture, died today.

He was long the president of the Spokane County and Eastern Washington Good Roads associations and a member of the state associations executive board.

Rues Have Granddaughter

WALDO HILLS — Mr. and Mrs. K. O. Rue are reporting the birth of a granddaughter, Joyce Ann, born to Mr. and Mrs. Ferdinand Rue at Woodburn October 13.

Start Fund for Guard

PORTLAND, Oct. 22 (AP)—A campaign was started here today to raise a \$5000 emergency fund for Portland national guard units at Camp Murray, Wash. Former mayor George L. Baker is chairman.

CAPITOL

Starts Tonight - Two Hits

Well, we can guarantee that you'll have a swell time. That's the kind of picture this is. Chockful of gaiety, youth, melody and laughs.

Olivia DeHAVILLAND
Jeffrey LYNN

"My Love
Came Back"

Companion Feature
"NOBODY'S CHILDREN"
with Edith Fellows
Billy Lee - Lois Wilson

"Tear Gas Squad"
with Dennis Morgan
John Payne - Gloria Dickson

Call Board

GRAND

Today—Cary Grant, Martha Scott in "The Howards of Virginia."

STATE

Today—"One Million, B.C." with John Hubbard and Carole Landis; "Some Like It Hot" with Bob Hope, Shirley Ross, and Gene Krupa.

LIBERTY

Today—"Hidden Power," with Jack Holt; "Murder on the Yukon" with Renfrew.

HOLLYWOOD

Today—"If I Had My Way," with Bing Crosby, Gloria Jean; "Sandy Is a Lady," with Baby Sandy, Nan Grey, Tom Brown.

Thursday—"Carolina Moon," with Smiley Burnette, Texas Cowboys; "Wolf of New York," with Edmund Lowe, Rose Hobart; Flash Gordon.

ELSMORE

Today—"Our Town" with William Holden, Martha Scott; "Nobody's Child" with Edith Fellows, Lois Wilson.

CAPITOL

Today—"Cherokee Strip," with Richard Dix, Florence Rice; "Girl from Havana," with Dennis O'Keefe, Claire Carleton.

Thursday—"My Love Came Back," with Olivia DeHavilland, Jeffrey Lynn; "Tear Gas Squad," with Dennis Morgan, Gloria Dickson.

Saturday—"Rangers of Fortune," with Fred MacMurray, Patricia Morrison; "Drama of the Desert," with Ralph Byrd, Lorna Gray.

Halsey Youth Is First
In National Competition

NEWBERG, Ore., Oct. 22 (AP)—One Oregon boy and two Washington youths won the first three places in a national farm youth foundation tractor contest here yesterday. The winners were, in order, LeRoy Nicewood, Halsey, Ore.; Harry Parker, Vancouver, Wash.; and Buford E. Kroff, Colfax, Wash.

HOLLYWOOD 15

Last Times Tonight

Bing Crosby
Gloria Jean
in "If I Had My Way"

"Sandy Is a Lady"

Baby Sandy

Axis Seeking To Get Fleet

Laval and Hitler Confer
in French Territory
on Peace Terms

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Haw" in a broadcast picked up in the United States by CBS.

Haw called it "a miserable little effort" said Churchill's was "a mean little character," declared it was "fresh proof of abject weakness on the part of Britain."

Axis Powers Offer

"Easy" Peace Bait

Swiss reports said, moreover, that—despite the opposition of French Chief of State Petain—the axis powers are trying to persuade France to declare war on the British and are offering "easy" peace terms as bait.

In Vichy today, French Foreign Minister Paul Baudouin said he hoped for "frank and total" collaboration between France and Germany after a "just" peace is signed.

After the recent Hitler-Mussolini-Brenner pass conference, authorized sources here and in Rome gave out assurances that a decision had been made to hit England "in her most vital spot." This indicated the axis would try an invasion of Britain, at long last, or seek British capitulation in the Mediterranean, either by driving off or destroying the British fleet in that vital empire pathway.

Since observers long have speculated on axis reasons for waiting so long for a landing operation, prospects for a turn into a better winter operations sector appear greater. (The British say the Germans did start an invasion embarkation on Sept. 16, but that the troops were bombed out of their ships before they could start.)

Just now the British fleet in the Mediterranean seems eager for a shoulder-to-shoulder slugfest with Italy's main naval forces. But, should the Italians' four battleships and strong lighter forces be augmented by available French naval units, the picture would be different.

Plans Expansion, Fish Experiments

PORTLAND, Oct. 22 (AP)—Fred J. Foster predicted closer cooperation between federal and state authorities in propagation and protection of fish on his arrival here today to become assistant regional director of the new fish and wildlife service.

He came here from Seattle where he was western head of the division of fish culture of the bureau of fisheries, merged with the fish and wildlife service. Foster said he planned to expand experimental work on fish diseases at the Clackamas station. Fewer hatchings there will be balanced by increases at Delph Creek hatchery near Estacada and the Fallis hatchery near Medford.

Monmouth Stadium Dedicated

MONMOUTH — The new football stadium at Oregon College of Education was dedicated between halves of the football game here Saturday afternoon as a homecoming feature. Dr. C. A. Howard and Henry Massall, president of the Associated Students, were the speakers. Tribute was paid to P. M. Schweizer, H. W. Morlan and other local men who promoted the idea of a stadium and assisted in getting a stadium toward securing WPA funds to build it.

Mascot who Jumped Ship Heads Back Toward Home

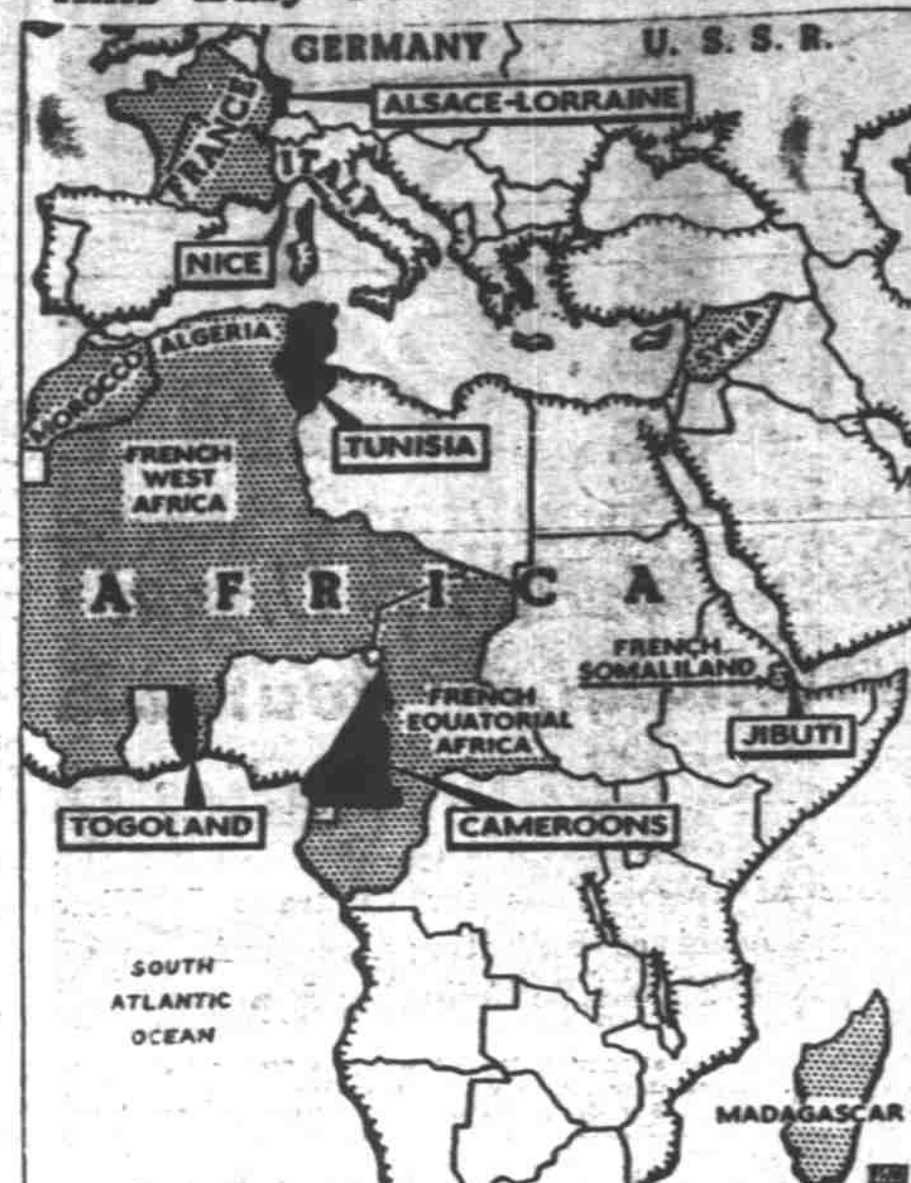
PORTLAND, Ore., Oct. 22 (AP)—Smokey, vagrant mascot of the US Vireo, was en route back to his ship today.

The little colie, who "jumped ship" in Portland, was placed on board a Hawaiian-bound freighter at St. Helens this morning.

Jetty Bids Asked

PORTLAND, Oct. 22 (AP)—Bids for reconstruction of the north jetty at the mouth of the Umpqua river were invited by the United States engineers today.

Axis "Easy" Peace Plan Reported



Map shows France and its possessions (dotted areas) and territory in the empire (black areas) which France would have to yield up to the axis powers under a reported "easy" peace agreement if France will declare war on its former ally, Britain. According to Swiss reports, France would be permitted to keep all her present territories except Alsace-Lorraine, Nice, Tunisia, Jibuti and German colonies she acquired in the World war, the Cameroons and Togoland.

Stassen Asserts Willkie "Smeared"

LINCOLN, Neb., Oct. 22 (AP)—Gov. Harold Stassen of Minnesota charged tonight "The smoothest propaganda smear campaign this side of Europe has been turned loose with devilish cunning."

The 33 year old governor, floor leader for Willkie at the republican national convention, said in his prepared address the nominee has been opposed by "the most powerful bureaucracy and the most ruthless political machine of our country's history, captained by the cleverest political leader and the ablest radio orator of our time. All of the advantages of the expenditure of millions of dollars of governmental funds have been used against him."

Figures Over 4000 Won't Worry Here

Any numbers over 4000 drawn in the selective service lottery next Tuesday in Washington, D.C., will not affect Oregon registrants for the reason that the state's largest board area contains only about 4000 registrants, selective service headquarters here declared yesterday.

The largest board probably will be the Klamath county board No. 2. No figures will be available for several days.

Juries Selected for Price Determination, Land to Be Flooded

PORTLAND, Oct. 22 (AP)—Juries were selected in federal district court here yesterday to determine the price the government must pay for two tracts of land to be flooded by the Fern Ridge dam northwest of Eugene. The dam is a unit of the Willamette valley project.

South America on Short End, Trade

SPOKANE, Oct. 22 (AP)—South America is "on the short end of a very unfavorable trade balance" in the western hemisphere, the Spokane chamber of commerce was told today by Armando de Arruda Pereira of Brazil, president of Rotary International.

The United States wishes to build trade with us, but purchases rubber from the Dutch East Indies and manganese from Russia," he pointed out.

The tendency of United States business men to buy elsewhere and expect to sell in South America was a sore spot with the Latin continent, Pereira explained.

The Pan-American union, he said, was the great hope of the America's for friendship and increased trade.

Top Navy Admiral Is in Bremerton

BREMERTON, Oct. 22 (AP)—Puget Sound was figuratively the home waters of the navy today, with Admiral James O. Richardson, five battleships, an aircraft carrier, and an estimated 7000 bluejackets in this navy yard port. The US fleet's commanding officer came here with his temporary flagship, the New Mexico.

The regular flagship, the Pennsylvania, also is in the navy yard for an overhaul.

Rear Admiral C. S. Freeman, commander of the 13th naval district, said he did not know how long the admiral would remain, but that the New Mexico probably would carry him to sea again in about a week.

Other battleships here are the Idaho, Mississippi and Arizona and the aircraft carrier Lexington.

Slaying of Woman Admitted by Maid

NEW YORK, Oct. 22 (AP)—The brutal slaying of her mistress because of "constant nagging" about her services was admitted tonight by a 19-year-old housemaid, Chief Assistant District Attorney Sylvester Ryan of the Bronx announced.

Ryan said the maid, Betty Kiemp, confessed to bludgeoning to death Mrs. Lash Rubin, 35-year-old mother of two children, in her Bronx apartment last Tuesday during a heated argument.

The body of the victim—wife of Dr. Eli H. Rubin, a tuberculosis specialist—was so mutilated about the face that she was all but unrecognizable.

The maid, who was questioned the day of the murder and released, later was held in \$30,000 bail as a material witness. The reported confession came after several days of questioning.

Dallas Man Is Fined

TILLAMOOK, Ore., Oct. 22 (AP)—Kermit Courter, 35, Dallas, Ore., was fined \$100 in justice court today on a charge of "spot lighting" a deer Sunday night on the Hebo-Valley Junction Highway.

SALEM'S NEWEST THEATRE

LIBERTY

TODAY and THURSDAY

ELECTRIFYING THRILLS

JACK HOLT
HIDDEN
POWER

Plus: And His

Rentree
ROYAL MOUNTED
MURDER
YUKON

Plus
Cartoon
News

15c 10c

ONE OF THE MOST MEMORABLE SCREEN
ADVENTURES OF OUR GENERATION!

Obviously filmed from
the exciting pages of
a truly great novel...
"The Howards of Virginia!"

CARY GRANT
MARTHA SCOTT

THE HOWARDS OF VIRGINIA

Grand

30c
40c
(incl. tax)