

Supreme Court Refuses Act On Appeal by Mrs. Garner; Present Residence Unknown

WASHINGTON, May 25—(AP)—Refusal of the supreme court to act on an appeal of Mrs. Myrtle Garner from a four-year prison term because no women were on her trial jury apparently ended Monday the 62-year-old Curry county rancher's fight for freedom.

Her conviction of livestock larceny in October, 1939, was upheld by the Oregon supreme court, but six months later a circuit court ruled that she had been denied her constitutional rights on grounds that no women were on the jury list.

The state supreme court's overruling of the lower court order remains in effect by today's high tribunal decision not to act.

Mrs. Myrtle A. Garner, Curry county, under four years penitentiary sentence for larceny of livestock, will be returned to the institution to serve out her term, provided officials are able to find out where she is living.

This announcement by Prison Warden George Alexander followed reports from Washington, DC, that the United States supreme court had refused to review Mrs. Garner's case. Responsibility for returning Mrs. Garner rests with the prison officials.

Mrs. Garner entered the penitentiary October 28, 1939, but was released on bail November 10, the same year, when she appealed to the state supreme court. When the state supreme court later affirmed her conviction in Curry county she was returned to the prison on March 8, 1941. She afterward launched habeas corpus proceedings in the Marion county circuit court on the ground that the Curry county jury panel contained no women jurors.

Circuit Judge L. H. McMahan upheld Mrs. Garner's contention and on June 7, 1941, freed her from the prison.

When Judge McMahan ordered Mrs. Garner's release, no bail was required.

The state supreme court later reversed Judge McMahan's decision in the habeas corpus proceedings and Mrs. Garner then appealed to the United States supreme court.

Officials said she would be eligible for parole after serving 16 months. She already has served four months.

Guild Plans Lawn Party

SILVERTON—The Junior Guild of the Immanuel Lutheran church is planning a lawn party for June 17 at the home of Mrs. Esther Jenkins with Mrs. Roy Larsen, Mrs. Fred Schar, and Mrs. Cecil Humphrey as assisting hostesses. During the summer months the group will meet only once a month instead of the usual two meetings.

Gervais Scouts Attend Camporee

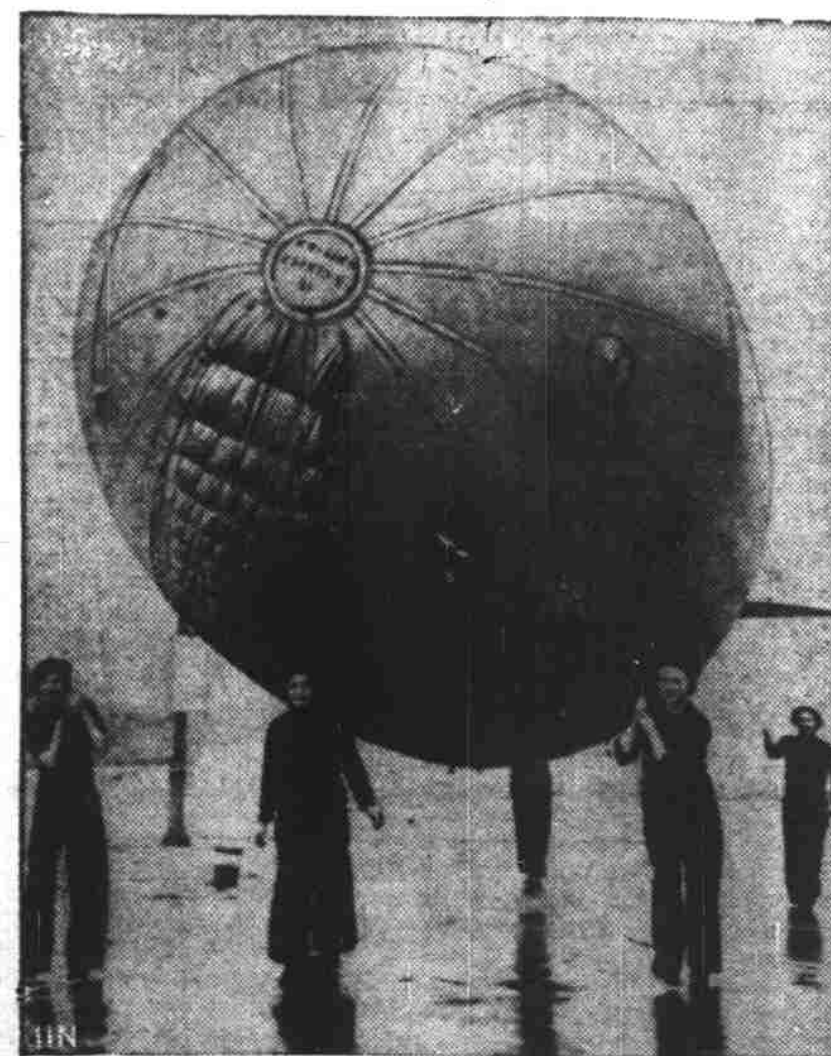
GERVAIS — Senior Patrol Leader Dean Booster, Lloyd Dale Brown, Carl Jorgenson, Lon Rose, James Forest, Gary Sutsforth and Milton St. John, members of the Gervais troop Boy Scouts, attended the camporee held at Lebanon May 15, 16 and 17.

Governor Nominee Confers in Salem

Lew Wallace, Portland, democratic nominee for governor at the November election, spent part of Monday in Salem conferring with state officials.

Wallace said he intended to conduct a vigorous campaign and would visit every part of the state.

Wrens Tackle a New Job



Members of the Women's Reserve Naval Service in Britain, these women are the first to be trained as balloon operatives. The women are seen walking a big gas bag from its hangar after completing their training. Note that the "Wrens" wear the bell-bottom trousers of the regular British tar.

Stowaway



Pvt. George F. Duval, Jr. (above), 29, of Chelsea, Mass., was a stowaway aboard the newly-arrived contingent of American troops in northern Ireland. He was discovered after the convoy was well out to sea. Duval, who served a hitch in the army before he was drafted, said: "I wanted action, and that was the best way I could figure out to get it quickly."

\$600 Spent By Tazwell

George Tazwell, for judge of the circuit court, 4th judicial district, Multnomah county, department No. 7 (probate), expended \$600 in conducting his primary election campaign, according to his expense statement filed in the state department here Monday.

A. C. Callan, secretary-treasurer of the Tazwell committee, expended an additional \$454.13.

The "Hilton for judge committee," of which Frank G. Smith was treasurer, expended on behalf of Frank H. Hilton, candidate for judge of the circuit court, 4th district, department 8, Multnomah county, the amount of \$585.54.

John Ferguson, treasurer Marshallfield "Snell for governor committee," in behalf of Earl Snell, republican candidate for governor, reported expenses of \$328.25.

Employees Sign To Buy Bonds

MONMOUTH—Through a bond-purchasing arrangement, employees of the local Cooperative Creamery and Warehouse association here have signed up for individual war bond buying of all members, using the payroll deduction system, totaling more than 10 per cent of salaries.

Polk county's quota for war bond sales in May is \$39,800. Other employment organizations throughout the county include: the Wiernert sawmill at Airline; Van den Bosch mill, Pedee; Loren Cooper mill, Fall City; Barnhart mill near Kings Valley; Simpson mill, Kings Valley.

Starr Makes No Comment, Knopf

C. L. Starr, Portland, acting president of the Willamette university board of trustees, declined to comment while in Salem Monday on the board's investigation of an American Legion complaint concerning the selective service registration of Dr. Carl Sumner Knopf, president of the institution. Dr. Knopf reportedly protested when a selective service registrar declined to permit him to inscribe the words "conscientious objector" on his registration card.

Annual meeting of the Willamette trustees is to be held here late this week preceding commencement day, Sunday.

Dr. Pennington Gates Speaker

GATES — Graduation exercises were held for the Gates high school students Thursday night at the auditorium. Dr. Levi Pennington of Pacific college, Newberg, delivered the address. Diplomas were awarded to Betty Kerry, Henry Bock and Richard Knutson.

Heavy Hail Storm Hits Rogue Valley

MEDFORD, May 25—(AP)—Pear orchardists said Monday that the Rogue river valley suffered its worst hailstorm in 20 years last week. Loss probably will amount to 10 per cent of the 1942 crop.

In some of the orchards the loss will run as high as 60 per cent, said C. B. Cordy, Jackson county horticulturist.

Legion Confab Short

PORTLAND, May 25—(AP)—Joseph K. Carson, Jr., Oregon American Legion commander, said Monday the annual state convention at Eugene July 25-28 will be limited to business sessions with parades and the drum corps contest eliminated.

77 Are Graduated

PORTLAND, May 25—(AP)—University of Portland held its annual graduation exercises Sunday, conferring degrees on 77 students.

Service Men

Charles F. Randall, son of Mr. and Mrs. B. M. Randall, 1840 West Nob Hill street, Salem, has been promoted to corporal in the US army medical corps at Paine Field, Wash., according to word received by his parents. He won top honors among 650 soldiers in recent examinations.

Mrs. R. H. Dobell, 825 North 15th street, has received a letter from her son, Roy Dobell, Jr., dated April 5, four days before the fall of Bataan and a month before the final surrender of Corregidor.

Roy was at Clark field in Manila when it was bombed by the Japs and at the time he wrote was located on the island of Mindanao. He reported they were living primitively and were frequently strafed by the Japs.

The letter received this week by his mother was the first since February 28. All of the letters written to him have been returned.

Richard D. Pauther, son of Mr. Wilburn Pauther of 202 Silverton road, was recently advanced to aviation machinist's mate third class at the naval air station at Pensacola, Fla., according to an announcement from the public relations office that station.

Pauther enlisted in the navy at the Corvallis recruiting office in April, 1939, and was sent to the training station at San Diego, Calif. He was transferred to the station there in September and in August of the following year was sent to Pearl Harbor.

He reported to Pensacola in February of this year and was assigned to duty with the ground crews of one of the flying squadrons.

Pvt. Robert L. Rulifson who recently graduated from the air corps technical school, Sheppard Field, Texas, is now stationed with a bomber squadron at Boise, Idaho. He is the son of E. M. Rulifson, 1340 Chemeketa, Salem.

Pvt. Reg Saunders, son of Mr. and Mrs. D. A. Saunders, 1175 E street arrived in Salem Saturday for a ten-day furlough. He is with the air corps stationed at Enid, Okla.

Mr. and Mrs. Ben Larkins have received word from their sons, Sergeants Marvin and Melvin and Corporal Howard Larkins, that they are well and have landed safely in Australia.

Enlistment of Mark O. Hatfield, Robert E. Albert and Howard L. Nyseth, all of Salem, and Harry C. Miller, Jr., of Lebanon was announced Monday by the navy recruiting office in Portland.

Sgt. Loys Young, son of Mr. and Mrs. R. J. Carson, stopped over with his parents Sunday, enroute from Akron, Ohio, to Ft. Lewis.

Where They Are What They're Doing

He studied airplane engines in Ohio and will continue his work as student instructor at Ft. Lewis.

AUMSVILLE—Mr. and Mrs. Roy Porter received a cable Thursday from their son, Harold Porter, stating he had arrived safely in Australia. Harold is in the army.

GATES—Mrs. Ruby Winters has received word from her son, Darrell Hayward, that he has been transferred from Edgewood arsenal, Maryland, to Fort Sam Houston, Texas. He is with the chemical depot.

Robert Henry Ruch, 19, route 3, Salem, son of Mr. and Mrs. Homer Bryan Ruch, and William Everett Hoaglund, 18, and Harold Hobart Hoaglund, 20, sons of Mr. and Mrs. Hobart William Hoag-

lund, Scio, enlisted in the army recently at the Salem recruiting station and have been sent to an air corps replacement training center.

William M. Blackley is visiting his parents here on a 15-day furlough. He has just graduated from the Columbus army flying school, Columbus Miss., and is going to a cadet school.

AUMSVILLE—William U. McKee, in training at Norfolk, W. Va., is visiting his mother, Mrs. S. J. McKee here. He is training with a possible opportunity for admission to the Annapolis naval academy.

ABIQUA—Mr. and Mrs. Otto A. Dahl have received a cablegram from their son, Lt. Fred Dahl, stating he has arrived safely in Australia.

Observation Post Need to Be Discussed

WEST SALEM — A meeting will be held at the West Salem city hall at 8 p. m. Friday, under the direction of Lt. Robert L. Clark, ground observation officer of the fourth interceptor command, Elmer Cook, county chairman, presiding.

Lt. Clark will explain the purpose and necessity of maintaining the observation posts, and all citizens of the eastern end of Polk county are urged to attend, especially those of the Summit, Mt. View, Brush College and West Salem districts.

Salem Firm Wins

OREGON CITY, May 25—(AP) The Clackamas county housing

authority announced Monday award of a \$1,756,000 contract for construction of a 600-unit federal defense housing project north of Milwaukie to Viesko & Hanneman, Salem.

Hodge to Speak, Geology Society

The Salem Geological society has extended to all Chemeketa, through the president, Dr. George E. Lewis, an invitation to attend the special lecture at Collins hall, Willamette university, tonight at 8 o'clock, by Dr. Edwin T. Hodge, department of geology, Oregon State college.

Dr. Hodge's subject will be "Geology of Mt. Jefferson," tracing the mountain from its beginning to its present mature, sleeping volcanic-like state.



The Victory Trains come first!

Maybe you've been on an S. P. train recently and the train was late. Or maybe your freight shipment wasn't delivered as early as our normal service warranted. The reason in your case was probably that trains of troops and equipment or freights carrying vital war materials were given precedence. For the "limiteds" and the "hot shot" freights are queens of the rails no longer. War trains—Victory Trains—come first!

Not that we're using the war as an alibi for shortcomings. We're only human and we do make errors. But the armed forces and war industries must have first call upon transportation. Not only must troop trains be given the right of way, but also the many freight trains carrying materials and supplies must be handled with the same dispatch as the forces themselves, so guns, tanks, ammunition and planes may be available where needed. As Donald Nelson, head of the War Production Board, has said:

"Those boys can't stop planes and tanks with their bare hands. They can't get where they have to go without what it takes to get there."



Transportation is a vital factor in our war effort, and the railroads have the biggest part of this big transportation job. How are they doing? "In all the world no job is being better done today than by the American railroads," says the Hon. Clarence F. Lea, Chairman of the House Committee on Interstate and Foreign Commerce.

Among the railroads who share this basic transportation task in national defense, none is more strategically situated than Southern Pacific, particularly with respect to the Pacific Coast. Take a look at the map of our lines and you'll see why. Consequently, we have an extraordinary responsibility. Commendations we have received indicate we are meeting that responsibility. And when a general says "Good work" to us, we feel just the same as a soldier who gets the D.S.M.



It's taken a lot of locomotives and cars and men to do this first-class job for Uncle Sam. We've had to conserve equipment and manpower, and a number of passenger trains, some popular and profitable ones, have been discontinued for this reason, and to clear the tracks for war traffic. The public attitude in these cases and where regular passenger or freight service has been delayed has, for the most part, been friendly and understanding. We of Southern Pacific appreciate this. So thanks to all of you!



There is one factor in our present situation and our ability to do a good job in time of war that deserves some comment. In the ten years from 1932 to 1941, many of them years of depression and low earnings, we spent \$145,000,000 for equipment additions and betterments to our properties. In the two years ending with Pearl Harbor, we ordered over \$64,000,000 worth of cars and locomotives. Any business man, whether he be a garage man, a grocer or a manufacturer, will admit that to go ahead borrowing and spending money for improvements when operating at a loss involves difficult problems and takes courage. The tremendous sums we have spent for improvements and equipment now stand Southern Pacific and the Pacific Coast in good stead, when locomotives and cars and trackage are so important in the successful prosecution of the war.



The growing tide of traffic on Southern Pacific is fine evidence that our country's war production is in high gear. There will be still greater production and still greater increases in the load we must handle, particularly on the Pacific Coast, the springboard for our offensive in the Pacific. But... the Victory Trains are rolling, and you may be sure we railroaders will do our very best to "keep 'em rolling."

We promise you that we will continue to do everything in our power to give prompt, efficient and courteous service to our regular freight and passenger customers.

A. T. MERCIER, President Southern Pacific Company



The Friendly Southern Pacific