

In writing their opinions judges as a rule confine their quotations and references to previous decisions of the courts in cases that are parallel to the one being decided. Precedent is powerful in law, and the more decisions which can be cited in support of a proposition the better chance there is for it to stand. Sometimes judges go farther afield in their muster of fact or of logic to sustain their views of the law. But until Federal Judge T. Whitfield Davidson of Texas made his decision in the case of Esquire magazine against the postmaster general no judge, so far as is known, used William McGuffey and McGuffey's readers to bolster up his views of the law.

The case is one that has had considerable prominence in recent months. Postmaster General Walker first charged Esquire with obscenity and ordered it to defend itself before a postoffice board. When this charge did not hold the postmaster general asserted that Esquire did not disseminate public information nor devote itself to literature or the useful arts, and so was not entitled to mailing at the second-class rate. His own board exonerated the magazine but the postmaster general overruled the board and revoked the magazine's second-class mailing privilege on the ground that it did not make a special contribution to public welfare.

Fuddy-duddy Judge Davidson upholds the ruling of the postmaster general, and in doing so tries to analyze the thought processes in the minds of congressmen in 1879 when the law covering second-class mailing rates was (Continued on Edit. page)

8th Army Held To Small but Vital Gains

ROME, July 31-(AP)—Desperately resisting German troops have held their eighth army veterans to "small but important gains" outside Florence in the past 24 hours, an allied communique reported today amid growing indication that the Nazi commanders were making a last-ditch stand before the great art center in hopes of convincing Hitler of their loyalty.

A field dispatch from Lynn Heinzerling of the Associated Press said New Zealand troops late today were fighting their way grimly up a 1000-foot ridge six miles southwest of Florence and were within a few hundred yards of getting their first sight of the city.

The Germans defending Florence showed a surprising resurgence of strength over the weekend, throwing concentrations of armor and infantry into fierce counterattacks against the British, Indian, New Zealand and South African forces slugging forward within five to seven miles of the city.

The situation at Pisa, historic city near the west coast, was tense. German and American troops still faced each other across the Arno river there, the Yanks holding all of the city on the south bank and the Nazis strongly entrenched in its northern section, which contains the leaning tower and other cultural monuments.

Motorists Use More Gasoline

Oregon motorists used three percent more gasoline the first six months of 1944 than during the same period of 1943.

Gasoline consumption the first half of this year totaled 106,950,877, the state department announced here Monday, while that for the first six months of 1943 was 105,290,797 gallons.

Taxes on gasoline were \$5,447,543.95 from January through June of this year, compared with \$5,282,545.00 the first half of 1943.



Americans Overrun Avranches

Warsaw Battle Begs

Russians Sweep Within 15 Miles Of East Prussia

LONDON, Tuesday, Aug. 1-(AP)—Red armies in another series of sensational victories yesterday began the battle of Warsaw in Poland from a broad siege arc eight to 13 miles east of the city, swept to within 15 miles of German East Prussia proper, and probably trapped scores of thousands of axis troops in the north by seizing the key rail junction of Jelgava in Latvia.

Berlin said Praga, east bank suburb of Warsaw was under soviet attack, and the nazi high command also announced the loss of Kaunas, pre-war Lithuanian capital, to the storming Russians, whose tank-tipped spearheads were nearing the border of East Prussia, cradle of German militarism, after smashing into its annexed Suwalki triangle area Sunday.

Half-Way House

Warsaw, half-way house on the road to Berlin, is the first United Nations capital to hear the sound of a liberating allied army.

Moscow announced the capture of more than 500 cities, towns and villages east of Warsaw, including Wolomin, eight miles northeast of the Warsaw suburb of Praga. Otwock, 13 miles southwest of Warsaw's outskirts, also was captured, as well as Raszyn, 11 miles northeast of Praga.

The powerful first White Russian army was directed by Marshal Konstantin K. Rokossovsky, son of a Warsaw cobbler and a Stalingrad hero. Participating units (Continued on Page 2)

Polish Chiefs Reach Moscow For Meetings

MOSCOW, July 31-(AP)—Premier Stanislaw Mikolajczyk and Foreign Minister Tadeusz Romer of the Polish government-in-exile arrived in Moscow today.

Here for talks with soviet officials, the Poles conferred with US Ambassador W. Averell Harriman and British Ambassador Sir Archibald Clark Kerr.

The soviet press published nothing of the nature of their visit, but observers saw in their trip from London encouraging signs concerning the entire Russian-Polish question.

Romer was the last Polish ambassador to the soviet union, and when relations were suspended it was known that the soviets had nothing against him personally.

The Russians never have expressed themselves on Mikolajczyk, but it is believed here is not unacceptable to them, and both men may find some place in a new Polish set-up.

Albany Ministers Appeal For 1000 Bean Pickers

ALBANY, July 31-(AP)—Albany ministers appealed Sunday to their congregations to help save this area's bean crop. County Agricultural Agent O. E. Mikesell says 1000 pickers are needed.

Dewey Says New Deal Has Not Planned for Reconversion

PITTSBURGH, July 31-(AP)—On the first sortie of the 1944 campaign, Gov. Thomas E. Dewey came today to the center of America's steel industry and plummeted into what he termed "the too-long delayed preparation for reconversion."

The republican presidential candidate took over a top floor of a downtown hotel and swung swiftly through a series of conferences with Pennsylvania politicians, Republican National Committee member Walter Hallahan of West Virginia, and representatives of labor, business, agriculture and veterans.

He echoed the republican platform pledge to give organized labor a cabinet job, told businessmen

Nazis Display Another New Weapon, a Rocket Fighter Capable of Terrific Speed

SUPREME HEADQUARTERS ALLIED EXPEDITIONARY FORCE, July 31-(AP)—Germany has brought another new weapon against the allies—a rocket-propelled fighter plane capable of terrific speed, it was disclosed officially tonight.

The US air force announced that heavy allied bombers and their escorts had encountered five of the new rocket planes Friday on their way over Germany and one on the return trip.

Little was disclosed about the speed or design of the rocket plane which has been designated Me-163, and no announcement was made as to its effectiveness.

Some idea of the speed, however, is contained in a description by Col. Alvin P. Tacon, Jr., Mobile, Ala., leader of a Mustang formation, who said he was unable to get his sights on two of the Me-163's he tried to catch. A Mustang can do better than 400 miles an hour.

Col. Tacon was leading a Mustang formation when he spied five of the Me-163's. "Two made a dive turn to the left in good close formation," he said, "and started a pass at the bombers from dead astern. We started a head-on overhead pass at them, getting between them and the rear of the bombers. Did Not Attack."

"When they still were about 300 yards from the bombers they saw us and made a slight turn to the left. They did not attack. "Although I had seen them start (Continued on Page 2)

US Navy Launches Huge Rocket Building Spree

WASHINGTON, July 31-(AP)—A tremendous expansion in the navy's rocket projectile program was indicated today in an announcement that ammunition procurement would be doubled, with rockets apparently accounting for almost the entire increase.

The navy said in a statement announcing a step-up in munitions making that it "needs rockets—rockets to fire from planes and ships—and it is impossible to get too many of them."

It reported that the service now procures about \$100,000,000 worth of ammunition a month and added that "when the rocket program reaches its peak it will amount to an additional \$100,000,000 per month."

The announcement came in the wake of accounts from battle zones showing that rockets are becoming more and more important in reducing enemy strong points, strafing air fields, clearing invasion beachheads and dealing with surface and subsurface craft. Rocket firing planes and rocket launchers mounted on surface vessels are being employed extensively against the Japanese in the Pacific.

Noting that this war requires unprecedented amounts of heavy ammunition, the navy said that production schedules of bombardment ammunition had been increased more than 300 percent since 1942 and still "we are barely keeping our nose above water."

As an example of the ammunition expenditure, the navy reported it has fired more than 41,000 tons of shells into Japanese and German shore fortifications alone.

Passes E Bond Quota

PORTLAND, Ore., July 31-(AP)—Multnomah county surpassed its E bond quota today, last day of the drive, by nearly \$1,000,000.

W. H. Steiwer of Fossil, acting governor of Oregon during the absence from the state of Gov. Earl Snell, will not come to Salem unless an emergency requiring his attention here should arise, it was said in executive offices at the state capital Monday.

Snell and Mrs. Snell left the state early Sunday morning for St. Louis, where the Oregon governor will be one of 26 republican state executives conferring on the presidential campaign of Gov. Thomas E. Dewey of New York.

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Yankees Cut Guam In Half

Surprise Sweep Gives US Control Of Chief Town

US PACIFIC FLEET HEADQUARTERS, Pearl Harbor, July 31-(AP)—Yankee troops have seized the entire southern half of Guam in a surprise sweep, and battle lines show their control has been extended through the principal town of Agaña.

Adm. Chester W. Nimitz, Pacific commander, announced in a communique this afternoon that American forces cut the island in half with a swift surge on Sunday.

"Patrols sent out to reconnoiter the southern half of the island have encountered only sporadic resistance," the communique said.

Amazing Sweep This was the clue to the amazing sweep which added nearly 100 square miles to reconquered American territory.

The American line now extends from Agaña bay, a mile north of Agaña town on the west coast, (Continued on Page 2)

Yankees Make New Landing In New Guinea

ADVANCED ALLIED HEADQUARTERS, New Guinea, Tuesday, Aug. 1-(AP)—Gen. Douglas MacArthur's amphibian juggernaut rolled onto the beaches of New Guinea's Vogelkop peninsula 60 miles northeast of Sorong early Sunday, headquarters announced today.

The landing in the bleak morning hours caught the enemy so completely by surprise that the beachhead and two islands off the coast were secured by mid-morning.

In their 200-mile hop up the Dutch New Guinea coast to the little Dutch village of Sansapor, the Americans bypassed Manokwari, isolating a Japanese garrison of 15,000 there.

"This is the last operation of the New Guinea campaign," a headquarters spokesman said. "We control the entire north coast. It isn't necessary to go ahead and take Sorong. We have no need of it."

Sansapor and the mile-long offshore islands of Amsterdam and Middelburg, also occupied, are 60 miles north and east of Sorong, one-time major Japanese base which has been largely neutralized by recent bombings. The new landing point is almost 150 miles west of Manokwari.

Bean Picking In Full Swing

The warm weather of last week brought about a rapid increase in bean production and over 1500 pickers will be needed for fields in this vicinity by the end of the week, according to the Salem bureau of the farm labor office.

Buses and trucks report to the farm labor office at 316 Chemsick street each morning between 6 and 7 o'clock. Persons with their own transportation are advised to call the farm labor office for assignment to fields. Gasoline will be provided those persons who can show evidence of full loads both to and from the harvest fields.

Frank Loesch Dies At 92 in Chicago

COOPERSTOWN, N.Y., July 31-(AP)—Frank Joseph Loesch, 92, Chicago lawyer who served on the Wickersham commission and who coined the term "public enemy," died tonight at the Mary Imogene Bassett hospital here.

Senior member of the firm of Loesch, Scofield, Loesch and Burke, he was born in Buffalo, April 9, 1852. He was appointed a member of the national commission on law observance and endorsement by former President Herbert Hoover in 1925.

Coming Home



Rear Adm. Thomas Gatch, naval hero who is now judge advocate general, will receive an honorary degree here August 14 from Willamette university. Gatch spent much of his boyhood in Salem, where his grandfather was president of the university.

Admiral Gatch Coming 'Home' For WU Honor

Rear Adm. Thomas Gatch, former resident of Salem who is now judge advocate general of the US navy, will come "home" August 14 to receive from Willamette university the honorary degree of doctor of laws.

The ceremony will be held at 3 o'clock in the afternoon in the First Presbyterian church, President G. Herbert Smith of Willamette announced following receipt Monday of a letter from Gatch confirming the date.

A reception for Admiral and Mrs. Gatch will follow. Admission to the ceremony will be by invitation card, available through university offices until capacity is reached.

Turkey May Declare War

The likelihood that Turkey was about to declare war against Germany, or at least break diplomatic relations, was suggested strongly by various European broadcasts last night.

The Berlin radio said Franz von Papen, German ambassador to Turkey, had called on Turkish Premier Sukru Saracoglu to discuss the reported intention of Turkey to break with the axis.

The German account said von Papen told Saracoglu such a course "under British pressure" would "definitely deprive Turkey of her freedom of action" and entail serious consequences.

Those Who Can Fruit To Sell Will Get Sugar

PORTLAND, Ore., July 31-(AP)—Householders who can fruit and jam to sell will be allotted sufficient sugar to produce as large a pack as they put up in 1941, Willard Case, district OPA food rationing executive, announced today. The new ruling, effective Aug. 5, supplants a previous allowance of 250 pounds for this season, he said.

Navy Trims Its Sub Program Because of Light Losses

WASHINGTON, July 31-(AP)—The good fortune and fighting qualities of American submarines in the Pacific, coupled with the urgent need for other weapons, resulted today in a navy decision to trim its undersea production program.

The cutback in submarine production is the second major shift in the navy's building program. A drastic curtailment of the destroyer escort program began last fall. As in the case of the submarines, the destroyer escort cutback resulted from changing war needs—

In announcing the revision of the submarine building plans, the navy disclosed no details other than to say that it would be accomplished by not starting construction of a number of submarines "scheduled for completion toward the end of the building program."

The navy hastened to say that the reduction does not mean that the overall ship building program is declining, but that, on the other hand, it will increase at least until the first quarter of next year.

Fast Moving Yanks Gain 18 Miles in Day

SUPREME HEADQUARTERS ALLIED EXPEDITIONARY FORCE, Tuesday, Aug. 1-(AP) US tank and infantry burst out of Normandy yesterday with a might drive that swept over the prize city of Avranches and beyond, engulfing remnants of a battered German army still unable to rally for a stand against the American tide rolling down the coast of France.

Gaining well over 18 miles in one day, with a speed that gave the Germans a sample of the American brand of lightning war, the doughboys stormed across the formidable See river at Avranches and turned the western flank of the enemy's line.

The Americans now were free to strike across Brittany's Brest peninsula or east toward Paris, 160 miles away.

Planes Lead Way Paced by swarms of fighters and dive bombers which turned the highways into death-traps for the disorganized enemy, the American columns roared on today with no sign of slowing, although the Germans to the northwest fought back fiercely below St. Lo and Caumont.

The armored spurt of 16 to 18 miles merely to Avranches, carried the Americans more than 40 miles south of their jump-off point of Lesay and by-passed unknown numbers of enemy troops, some of whom were overhauled at Avranches.

The allied midnight communique said islands of resistance were being mopped up in a triangle formed by the newly-captured Atlantic port of Granville, Erehal, six miles to the northeast, and (Continued on page 2)

Emergency action involving the inauguration of special bus service for Salem cannery workers was taken by Mayor I. M. Doughton and Councilman A. H. Gille late Monday.

Gille, chairman of the public utilities committee, and Doughton, agreed that immediate action temporarily authorizing the extension of some city bus lines for cannery workers—and at heretofore unscheduled hours of the early morning—was a necessity for food processing workers, and that council approval will be sought at the next regular session of that body.

Requested by food processing operators through Clay Cochran, secretary-manager of the Salem Chamber of Commerce, the additional bus schedules for early morning workers going to the plants, and night shift crews returning home after midnight, has the backing of the United States employment service of the war manpower commission.

V. D. Leek, Oregon motor stages (Continued on Page 2)

Chinese Gain At Myitkyina

SOUTHEAST ASIA COMMAND HEADQUARTERS, July 31-(AP) Chinese troops have made new, sharp gains in the fighting at Myitkyina, both in the western and southern sectors of the besieged city, last remaining base of the Japanese in North Burma, a communique said tonight.

Stabbing from the south, one group advanced 500 yards and took an objective; from the southeast other units south of the Myitkina railway took another 250 yards, and in the west the Chinese-American lines were straightened out by small gains.

Clare Luce Will Run

GREENWICH, Conn., July 31-(AP)—Representative Clare Booth Luce (R-Conn.) tonight announced that she would run for reelection to congress.

Thumbnail Of War!

By the Associated Press

Invasion Front — American first army bursts out of Normandy peninsula in 18-mile wide advance past prize city of Avranches that turns German west flank; British gain ground around Caumont.

Tactics — Yanks sweep completely across Guam to capture southern half; General MacArthur's forces hop 200 miles up Dutch New Guinea coast to within 600 miles of Philippines; Japanese lose ground in North Burma and India but break into Chinese rail city of Hengyang.

Russian-Soviets lay siege to Warsaw, sweep to within 15 miles of German East Prussia proper, trap thousands of axis troops in north by seizing Jelgava in Latvia.

Allies register small gains before Florence. Aerial — Germans introduce rocket-propelled fighter planes as 3400 allied bombers and escorts hammer Germany, France and Romania.

Weather

Maximum temperature Monday 77 degrees; minimum 50; no rainfall; river—3 ft. 8 in.

Clear Tuesday and Wednesday, clouds on coast and few scattered thunder storms over the east of Cascades. Warmer except on coast.