LOCALS

A petition headed by St. Benedict's abbey and signed by a number of residents along the upper Abiqua asks for further improvement of the road for about two miles above where the market improved it as a market road. This is the road in the vicinity of the Milk ranch owned by the Benedictine fathers and the petition states that the road is in a deplorable condition and badly in need of improvement. No action has been taken on the petition.

Returns on executions have been filed with the county clerk in the following cases: L. S. Lambert vs. Jeanette B. Fischer, property to plaintiff for $2000; Stella Culver vs. D. M. Burnett, property to plaintiff for $1479.27; Robert L. Hayes vs. Charles W. Voreis, property to plaintiff for $3050.73; Randie Melby vs. Gerhard H. Fresken, property to plaintiff for $4352.75; Beaver Investment Co., vs. F. H. Lanphear, property to plaintiff for $1200; L. N. Jones vs. Mary Mae Garrett, property to plaintiff for $411.65.

Crowds & crowds at Big Dance, Crystal, Wed., Sat. Modern, old time. One gate—25c. 138*

The new non-high school tuition law will be discussed at a public meeting to be held at the Auburn school house Wednesday evening beginning at 8 o'clock. All interested are invited to attend.

Dr. Carl Gregg Doney, president of Willamette university, will address the Rotary club luncheon Wednesday noon. His subject will be "What is in Store for the Graduate?"

Big opening dance Macleay Thurs. nite, Footwarmers—25c. 135

Bert Adams has been named executor of the $650 estate of James J. Fairfowl.

The estate of W. T. Holloway has been appraised at $241.77 by A. B. Bates, C. W. Paulus and A. W. Smithers.

Wayne Harding yesterday afternoon was re-elected rural school supervisor for another year by the county educational board. In his capacity as rural school supervisor he assists the county superintendent in examination of schools. He also has charge of the 4-H club work in the county and has been very successful in handling both phases of his work.

Good Eats Cafe, 184 N. Liberty, now operated by Geo. Cotton. 134

Meals to the number of 5388 were served transients during the month of May by the Open Door mission according to a report issued by Earl J. Sechrist, superintendent who details increased activity on the part of the organization. Many families, having no means of transportation, now that the weather has settled somewhat, are out on a hike looking for work and find themselves at evening in Salem without food and shelter Sechrist says. These persons apply at the mission at virtually all hours, whole families registering as late as midnight. The relief work of the mission is made possible through organized action on the part of the churches of Salem. The report shows that 1741 transients received lodging during May, 410 haircuts were given, 52 cases of illness were administered to, 2100 packages checked, 45 pairs of shoes, 41 garments for children and 103 adults' garments disbursed.

Dance every Wed. & Sat. Mellow Moon. Don Woodry's band. 134*

Forty-two students of Leslie junior high school were credited with perfect attendance during the past school year. This group includes students who were neither tardy nor absent during the nine months of school. They are: Curtis Bach, Norma Hodge, Catherine East, Geraldine Frigaard, Marian Zwicker, Gene McLaughlin, Lucretia McClain, Helen Brown, Ruth Kennedy, Barbara Miller, Truia Short, Shirley Thomas, Vera Walker, Richard Croker, Francis Lindsey, Jerry Moore, George Redpath, James Spitler, Hilbert Walker, Melvin Groves, Pauline Barry, Pauline Drager, Audrey Fehler, Lucille Hansen, Marjorie Knox, Junior Bach, Porter McLaughlin, Dean Ellis, Tom Gabriel, Johnnie Howe, Lewis Judson, Alan McCallister, Frank Neiderheiser, Jack Ostlind, Robert Pocan, Charles Straw, Delbert Zwicker, Dorothy Butte, Alice Cunningham, Jean Doege, Bernice Munkers, Tsuuko Usui.

To our patrons:—We are not opening any new stores, nor are we moving from our present location. We shall always be glad to serve you here with shoes, ready-to-wear, yard goods, clothing and haberdashery, where we have served you for 5 years. Bloch's Golden Rule store. 134*

Fred W. Mears, formerly of Medford, and who recently moved to Salem, is opening law offices in the Oregon building.

The class in swimming for boys and girls under nine who are receiving their first instruction, started in the Y.M.C.A. pool Tuesday morning with Dwight Adams in charge. The boys' classes will be held at 10 o'clock Tuesday and Thursday of each week while the girls will be instructed at 10:45 of the same days. A fee is charged for membership in these classes. The "learn to swim campaign," which is open to all boys and girls above nine years of age, regardless of membership in the Y, was started Monday. There is no fee charged for participation in these classes which are open to all boys and girls of public school age.

"Highway Safety," moving pictures shown by Edwin D. Lindburg, will be a feature of the Lions club luncheon at the Gray Belle Thursday. Following the luncheon William Hammond, of the state license examination department, will have two men handy to give the necessary examination for renewals. This will be the last day at the 50-cent fee. The club will not meet next week, but its members will join a caravan from Portland which is accompanying Charles Hutton, international president, and will continue to Corvallis for a joint luncheon. Hutton is on his way to Roseburg for the state convention June 15 to 17 inclusive.

J. E. Austin George Arndt and Harry Arndt were before Justice of the Peace Hayden Tuesday on a charge of fishing without licenses. All pleaded guilty and each was fined $25 and costs. The fines were remitted and they were paroled for a year.

Drunkeness caused O. F. Martin of Broadacres today to threaten to kill his wife with an ax and a butcher knife, according to allegations in a complaint filed in justice court. Martin was arrested on a charge of threatening to commit a felony and is in the county jail awaiting arraignment. An affidavit signed by Ray Ebner states that on May 30 Martin returned to Broadacres in a drunken condition and stated that there were four or five persons in the neighborhood that he wanted to kill. Ebner swore in the affidavit that he considered Martin dangerous.

Marriage licenses mave been issued at Portland to Gilbert J. Wagner of Salem, and Loy Hughes, of Portland, and to Harry M. Wilson, Mt. Angel, and Alice Jane Davis, Portland.

A roof fire occurred last night at 1595 North Cottage street. Damage was slight, firemen reported.

In the case of Richard Groening, administrator, against O. F. Johnson, application has been filed to have a motion argued in circuit court.

John Marr, who was injured Monday when he was struck by a truck, was taken to the Salem General hospital and was still there Tuesday. It was thought, however, that he would be released in a day or two.

Motor vehicle accidents reported overnight were: M. E. Van Horn, Portland, and an unidentified driver, on Chemeketa between High and Church. A. H. Wiebe, 687 North Front, and Tommy Oguda, Brooks, at Liberty and Marion. Delbert Patterson, 445 South 16th, and Emil Jorgenson, 167 South Commercial, on Trade between Church and Cottage. Leo Schwab, Willamina, and Clifford Lovett, Silverton.

Alvin Seyler and James Logan, Chemawa Indian lads, were committed to the juvenile court Tuesday when they appeared in justice court on a charge of stealing an automobile belonging to Lewis Elliott. The boys were returned from Seattle Monday by Officers George Edwards and O. G. Coffey.

Ralph and Clifford Harper, brothers, were haled into justice court Tuesday on a charge of stealing two automobile wheels and tires from Vernon Sackett. Clifford pleaded guilty and was sentenced to 90 days in jail, but the sentence was suspened and he was paroled to Sergeant W. J. Mulkey of the state police. The other lad was certified to juvenile court.

Marriage licenses have been issued as follows: To Loren D. Davidson, 26, teacher, 544 Center, and Doris Reimann, 18, student, Pendleton; Angelo De Roia, 23, crane hooker, Wilark, Ore., and Teresa Richter, 23, housekeeper, Mt. Angel; Ned V. McCoy, legal, contractor, 1362 Plaza St., and Ruth M. Armstrong, legal, domestic science teacher, both Salem.

Order was entered in probate in connection with the estate of James G. Heltzel naming John Heltzel as trustee under the will of Charles A. Holmstrom to succeed James G. Heltzel. John Heltzel is to act as trustee for house and household goods and other property to the widow of Charles A. Holmstrom. Clara A. Heltzel is named trustee of $1000 left for Charles A. Heltzel and to be held in trust until he attains the age of 30 years.

Default divorce cases were heard by Circuit Judge Lewelling this afternoon, the following cases being docketed: R. E. Denny vs. Ethel Denny, Myrtle Carson vs. L. C. Carson, Helen Van Nortwick vs. Walter Van Nortwick, Lulu M. Surridge vs. George D. Surridge and Gertrude E. Parkhill vs. Robert N. Parkhill.

While circuit Judge Lewelling today ruled that a "depression defense" to a mortgage foreclosure is not a legal defense and stuck it out in the case of F. J. Dowe against Guseppe Endrigo and wife, he did announce he would withhold signing of the decree of 90 days. This is to give the defendants a chance to come under any home loan or farm loan act the federal government may work out for relief of small owners. This delay is given to offer opportunity to the defendants providing it develops that their property is such that its refinancing is made available uder the law. The defendants in their defese set up that they had taken good care of the place, put it under cultivation, made improvements and handled it in a husbandmanlike manner throughout, but because of the depression and failure of markets they were unable to meet payments.

Complaint for foreclosure has been filed by Ole C. Iverson against D. E. Miller.

Order has been granted by Judge Lewelling to pay E. L. Crawford $75 attorney's fees in connection with liquidation proceedings of the Scotts Mills bank.

Decree of foreclosure has been granted in the case of Intermountain Building & Loan association against Levi M. Butler.

ASK REMOVAL OF APPRAISER FOR FARM LOANS

Roseburg, Ore., June 6 (AP)—Claiming "gross discrimination," and a lack of knowledge concerning agricultural conditions in Douglas county, the Roseburg National Farm Loan association, by resolution, is asking the transfer of James R. Brown of Eugene, as federal appraiser for federal farm loans in Douglas county. The resolution last night was also given the unanimous endorsement of the Roseburg chamber of commerce.

The resolution points out that during the past year only 13 loans were allowed out of a total of 54 applications despite the fact that during the 10 years the farm loan association has operated there has never been a foreclosure of a federal loan within the county, and that the diversified type of agriculture and climatic and soil conditions make the risk of foreclosure a minimum factor.

"This association feels there has been gross discrimination in the handling of applications," the resolution states, "not only to the detriment of the farmers who made the applications which were disallowed but to agriculture of the county generally; to the local banks endeavoring to promote agriculture, and to the development of the community as a whole."

Local banks, it is claimed, are desirous of exchangng farm mortgages for the new federal farm loan bonds in order to secure money to assist farmers in harvesting this year's anticipated bumper crops in the Umpqua valley, but are unable to do so because of the allegedly unfair appraisals.

ROSE FESTIVAL BUTTONS SOLD

Rose Festival buttons to help raise money to pay for the transportation of the Cherrian-American Legion special Southern Pacific special to Portland Friday were placed on sale Tuesday with booths to be maintained Wednesday and Thursday. Purchasers of the buttons, at 50 cents each, are accorded seats in the stadium for the two big Rose Festival parades and also to the rose show at the auditorium. Any additional information about the special or the rose festival may be obtained by calling the chamber of commerce.

Only the official escorts for the float which is being entered in the Friday parade and the color bearers will be recognized as Cherrians, the remainder of the marching group and the band appearing in an entirely new garb—white flannel trousers, tuxedos and stiff-brim straw hats.

Special tickets, interchangeable for railroad tickets, are now available, the round trip price being only one dollar, with the ticket honored on any regular train, the special Friday night or any train Saturday or Sunday. The special will leave Trade and Commercial streets Friday morning at 9:30 o'clock with the hour of return to be decided later. In addition to the Cherrians and the Salem band, the special will carry the national championship drum corps of Capital Post No. 9 and the Haywire orchestra in addition to whatever Salem people who care to make the trip at this time as the general public is invited to join the party. Four coaches, an observation car and baggage car are already scheduled for the special and further accomodations are available if needed.

FISHERMEN BACK UPON COLUMBIA

Astoria, Ore., June (AP)—About 1,500 gillnet boats were on the lower Columbia rvier today as happy fishermen prepared to work hard and long after having missed one month of fishing because of a strike called by union leaders. They were assured they would be paid 8 cents a pound for their catches, packers having finally agreed to meet this demand. The packers offered only 6 cents a pound when the season opened May 1.

After a brief celebration of their victory, Oregon ad Washington gillnetters yesterday were busily engaged preparing their gear and boats, many loading their nets in anticipation of the formal 6 o'clock opening today.

Many of the fishermen said that even taking into account the one month's idleness, they expect to make more money than if they had started the season at 6 cents a pound. The packers agreed to pay 8 cents until August 1, and 4 cents a pound from that date until the end of the season.

In order to meet the needs of families of moderate means, the board of trustees of the Lakeside school, Seattle, recently granted six tuition scholarships amounting to $500 each, to boys of outstanding ability and moral standards in the states of Washington Oregon, Idaho and Montana. Applicants should be between the ages of 10 and 13 years. Applications for one of these scholarships should be made to Charles K. Bliss The Lakeside School, Seattle, Washington.

Clifford Wiseman and J. W. Setak pleaded not guilty before United States Commissioner Lars R. Bergsvik Tuesday and will have a preliminary hearing next Thursday afternoon at 3 o'clock on a charge of unlawful possession and transportation of intoxicating liquor.

Claude McKinney was chosen general chairman of a Fourth of July celebration committee at a meeting of the executive committee of Capital Post No. 9, American Legion, following the regular post meeting Monday night. He will name the other members of his committee. Under present plans a down-town celebration and an old-fashioned Fourth of July program will be staged.

BASEBALL

AMERICAN LEAGUE

First game:

Boston	0	11	1
New York	4	8	0

H. Johnson and Ferrell; Pennock and Dickey.

Washington	4	11	2
Philadelphia	8	10	1

Stewart, McAfee, Burke and Sewell; Mahaffey and Cochrane.

Second game:

Boston	4	9	1
New York	8	10	1

Rhodes, Welland and Ferrell; Brennan and Dickey.

NATIONAL LEAGUE

New York	7	9	0
Brooklyn	2	8	1

Hubbell and Mancuso; Carroll, Mungo, Thurston and Lopez.

SHARP GAIN IN BANK DEBITS IN MAY OVER APRIL

San Francisco, June 6 (AP)—Another sign of advancing business in the far west came to light today when the federal reserve bank of San Francisco reported bank debits—widely recognized barometer of total business transactions—made a sharp gain in May over April, with several western cities bettering last year's showing.

The figures revealed that total charges to all checking accounts in 27 cities of the seven westernmost states gained 6.4 per cent for the month, and lacked only about 3.5 per cent of reaching the level of May last year.

May debits totaled $1,745,301,000, compared with $1,642,748,000 in April. In May last year the total checks were $1,805,794,000.

Five cities eclipsed last year's marks—San Francisco, Oakland and Bakersfield, Calif., Ogden, Utah; and Portland, Ore.

San Francisco made the largest gain — about $15,600,000, which amounted to 2.8 per cent.

Bakersfield led the percentage increase, with a gain of 12.5 per cent, Oakland being next with an upturn of 8.6 per cent. Ogden's gain over May last year was about 8.1 per cent, and Portland's 4.1.

All these cities except Oakland showed May increases over April, with virtually all the others joining. May gains over April included Los Angeles, Boise, Idaho; Eugene, Ore., and Bellingham, Everett, Seattle, Spokane, Tacoma and Yakima Wash.

Total debits for the 27 cities for the first five months of this year were $8,328,659,000 compared with $10,405,738,000 in the 1932 period.

NOMINATIONS FOR LEGION DELEGATES

Just as soon as 13 more delinquent members step up with their dues, Capital Post No 9, American Legion, will be entitled to six delegates at the state convention to be held in Klamath Falls August 10 to 12 inclusive. When the convention was held here three years ago the post was entitled to 14 delegates the voting strength of the posts being determined on the basis of one vote for each 100 members. Nominations, which were opened for the first time at the post meeting Monday night, brought forth seven names, Commander Allan G. Carson; Adjutant William Bliven; Irl McSherry, and Carl Gabrielson, past commanders; H. R. (Rufe) White, vice commander; J. T. Delaney, state drum corps chairman and C. V. Richardson, chairman of the membership committee. Nominations will be continued at the next meeting.

Though there was no program, the meeting was the largest attended in months, members being invited to tell what they thought wrong with certain proceedings and to make constructive criticism. Each member was pledged to bring another with him at the next meeting. No decision was reached relative to the observance of the Fourth of July and the matter was left to the executive committee. Three proposals were made, that it assist the grounds over the holiday; that it rodeo to be given at the fair merely sponsor the patriotic observance of the day and that a county-wide all-Legion picnic be held on the Santiam river.

Continuation Of—
Bond Issue
—From Page One

ity to issue the required bonds for security is already contained in the charter amendment now in litigation in the courts.

The council cannot incur any obligation in excess of $20,000 without a vote of the people.

Worry is the biggest ain in business today and maintaining an equilibrium the hardest thing to do, Glen Holmes, of Albany college told the Kiwanis club Tuesday noon. Prof. Holmes illustrated the action and reaction theory several times in the course of his address. The fundamental law of the theory applies to science, spiritual, social and business affairs and is that for every action there is an equal and opposite reaction. The nation should not strive for prosperity stages but try to keep normal times, he said.

A report of the district Kiwanis convention held in McMinnville was given to the Kiwanis club Tuesday noon by Willis Clark, president. Plans were made for the annual observance of All-Kiwanis night June 26 with William P. Ellis named head of the committee on arrangements.

William Pfaw was fined $2 and costs when he pleaded guilty in justice court Tuesday to operating a motor vehicle with improper lights. He was unable to pay the fine and is in jail.

HOWE DENIES MIX-UP WITH KIT PURCHASES

Washington, June 6 (AP)— Louis McHenry Howe, President Roosevelt's secretary, told the senate military committee today he never "directly nor indirectly attempted to influence any decision" in the purchase of 200,000 toilet kits from Be-Vier and Co., Inc., of New York for reforestation camp workers.

Testifying the second time in the inquiry, the witness was sworn at the request of Senator Carey, republican of Wyoming.

Howe appeared last week at his own request, saying it was to "clear up" an impression that he had instructed Robert Fechner, director of the conservation program, to buy the kits.

Army officials have testified that in their opinion, the kits—ordered at $1.40 each—could be duplicated for from 75 to 85 cents apiece.

Senator Duffy, Wisconsin democrat as the hearing began today, obtained permission to recall Major John L. DeWitt, quartermaster general, for questioning about this.

The president's secretary, reading calmly from a prepared statement after announcing he was ready for questioning, reiterated that he felt the claims of Richard B. BeVier that he could supply better kits for less than the army, had been investigated by F. W. Lowery, assistant to the budget director, Lewis Douglas.

In explanation of a statement that he did not know at the time who sent BeVier to his office May 15, when the kits were ordered, Howe said a letter of introduction to him which BeVier had from Basil O'Connor was taken by his secretary and he not told at the time.

"When he appeared, I had no knowledge that he came on with any introduction whatever," Howe said, "nor did I know this until I looked up the letter in the files after reading the newspapers stating that he (BeVier) had come with a letter of introduction from Mr. O'Connor."

He had the letter with him. It was dated May 11, and signed "Doc" which BeVier previously had told the committee was O'Connor's nickname in identifying him as a former law partner of President Roosevelt.

LESLIE PUPILS RECEIVE AWARDS

For superior scholarship and citizenship 16 students of Leslie junior high school were awarded the highest honors during the second semester of the school year, LaMone Clark, principal announced today. To receive the highest honors the student cannot fall below the grade of A in citizenship. A large number of other students were placed on the honor roll. Students eligible for the second list cannot go below the grade of B in any subject during the semester.

Those receiving the highest honors included: Mary Esther Pemberton, Virginia Martin, Betty Simmons, Hume Downs, Patricia Schramm, Jack Powers, Audrey Shay, Dorothy Butte, Shirley Cronemiller, Marion Hultenberg, Margaret Upjohn, Isabel McGilchrist, Dorothy Williams and Dean Ellis.

Students placed on the honor roll were: Richard Barton, Adelbert Henderson Virginia Butte, Marian Lutz, Jeanne Lois Victor, Irene Wolff, Dorothy Browning, June Earle, Catherine East, Geraldine Frigaard, Anna Mae Grabenhorst, Lucille Kittson, Marjorie McCallister, Jean Moore, Carol Potter, Myrtle Scott, Jere Simmons, Rowena Upjohn, Billy Evans, Lee McCallister, Bob Pound, Pauline Craven, Sally McLellan, Frances Parsons, Josephine Hayes, Delores Nets, Jean Pound Clifford Foster, Barbara Miller, Atlee Pearcy, Birdie Hebel, Marjorie Knox, LaVerne Kieper, Pauline Drager Charles Delzell, Porter McLaughlin, Jean Bartlett, Helen Condra, Eva Crinklaw, Alice Cunningham, Frances French, Barbara Pierce, Thelma Rose, Marjory Spitler, Alan McCallister, Stephen Stone and Earl Warren.

SEEK DRY REPEAL PLACED ON BALLOT

Arguments on the original mandamus proceedings to compict the secretary of state to place upon the ballot for the July 21 election the initiative proposal calling for the repeal of the two state constitutional prohibition amendments were heard by the supreme court today.

The petitions calling for the initiative were filed by George Bylander and completed within the legal time, but an opinion by the attorney general held the law calling for the special election did not include vote upon initiative measures.

John J. Beckman representing the petitioners, in his argument held the title of the act included initiative measures for vote, although the body of the act did not mention initiatives. He claimed the intent of the law should be found in the title. Attorney General I. H. Van Winkle represented the secretary of state in upholding his own opinion previously rendered.

Lloyd L. Hockett of Salem was appointed by Governor Julius L. Meier today as a member of the state board of chiropractic examiners for a three year term. He will succeed Dr. W. Boyd Whyte of Pendleton whose term expired. L. Jouannault of Stanfield was appointed justice of peace of the Stanfield district in Umatilla county. He will fill a vacancy. Reappointments announced today by the governor included A. R. Sawtell and P. W. Janney, both of Portland, to the state board of accountancy.

Application has been filed in circuit court to have the case of Fred John against industrial accident commissioner.

Quietly And Quickly Aldermen Legalize Sale of Beer In City

Without a word of argument on either side, and without demonstration of any kind, the Fuhrer-Needham bill to legalize the sale of 3.2 per cent beer in Salem passed the city council last night. Eight members, or a majority of one vote, put the measure over. Mayor Douglas McKay immediately signed it and the act becomes effective June 15.

The vote was:

For—Armpriest, Boatwright, Fuhrer, Hendricks, Hughes, Kuhn, Needham, Olson.

Against — Henderson, Townsend, Vandevort, Wilkinson.

Absent—Daue, O'Hara.

The doubtful votes won over were Hughes and Olson.

It didn't take much over two minutes for the bill to be read in full by the clerk and for the roll to be called. The absence of a fight was considerably to the disappointment of a large gallery attendance of both wets and drys, both of whom wanted victory, but wanted it to come with a fight, just as a sporting proposition. Quite a lot of them sauntered languidly from the council chamber as soon as the vote was announced.

How the council was going to line up was supposed to be much in doubt all day yesterday, but the beer proponents knew when the hour of convening the council arrived that they had the situation in hand. The other side also knew how it was

(Concluded on page 9, column 6)

FULL TICKETS UPON REPEAL

Marion county's roster of candidates for election as delegates at the July 21 special election to the constitutional convention which is to ratify or reject for Oregon the proposal to repeal the 18th amendment to the federal constitution was completed this morning when the names of anti-repeal candidates were filed with the secretary of state by the Marion County Dry committee.

The county is to be represented in the convention by seven delegates, the largest number from any county outside of Multnomah with its erpresentation of 34, and there are now in the field complete slates of "wets" and "drys" in this county.

The candidates placed in nomination by the "dry" committee this morning are Frank E. Brown, E. S. Hammond and S. B. Laughlin, of Salem; E. W. Coulson, Scotts Mills; H. S. Bond, Turner; Glen E. McClellan, West Stayton, and Walter T. Shrock, Hubbard.

Opposing them as candidates pledged to repeal are T. A. Livesley, Edward Rostein, Mrs. W. Carlton Smith and Warren Pohle, of Salem; P. N. Smith, Mt. Angel; Harry Humphries, Stayton, and Ray Glatt of Woodburn.

3 COUNTIES FAIL TO PAY STATE TAX

Only three counties in the state have failed to remit any of their first half state tax to the treasurer, it was revealed today. Eight others have sent in partial payments while 25 have completed payments.

A total of $1,356,705 has been remitted to the state treasurer, leaving a balance of $131,213 remaining unpaid.

The three counties yet to submit complete taxes for the first half, which were due to the state treasurer June 1 are Umatilla $59,989; Deschutes $17,420 and Jefferson $6811.

Counties having balance to pay include Washington $22,450, Tillamook $15,476; Columbia $6897; Curry $2366; Crook $3627; Grant $7984; Wallowa $6176 and Wheeler $2012.

ARSON INDICTMENT ATTACKED IN COURT

Before Judge McMahan today O. W. Emmons, local attorney, launched an attack on the joint indictment against William C. and Mary Rodgers which charges them with burning a dwelling house with intent to defraud an insurer. It is charged that $700 in insurance was carried on the dwelling and household furniture.

Emmons in his attack on the indictment alleged that it was not signed by the district attorney either when acted on by the grand jury, when presented to the court for a bench warrant and to fixe bail or when it was filed in the county clerk's office. He says the district attorney did sign it about two days after it had been placed on file. He averred that the indictment by lack of such signature was without effect and should be quashed.

Judge McMahan after hearing arguments by Emmons and Deputy District Attorney Page asked for briefs from each before making his decision.

Rogers and his wife were in court and entered pleas of not guilty.

Music for the Kiwanis club luncheon Tuesday noon consisted of two vocal selections by Mary Elizabeth Kells, accompanied by Miss Evelyn Griggs. Miss Kells, in a field of 18 contestants, was the winner of first place for girls' low voice at the high school state contests held in Forest Grove last April. She sang her winning selection.

Agreement has been reached in the case of Clarence Donnelly vs. industrial accident commission to submit the matter to the court without a jury.

Ione Hickerson has filed suit for divorce in circuit court against H. J. Hickerson charging cruel and inhuman treatment. They were married in Salem in June, 1915. The wife asks custody of three minor children.

BEAUTY SHOP STUNG FOR $515 FOR HAIR WAVE

The award of the circuit court of $515 to Mary Jones of Baker county for personal injuries received in a beauty machine treatment was upheld by the Oregon supreme court in one of three written opinions handedr down today.

Plaintiff in the case brought suit against the Howe-Thompson, incorporated, for damages alleging defendant negligently performed a permanent wave treatment upon her hair. The opinion showed that on May 14, 1931, Mary Jones called at the Lucille Colvard beauty shop for a permanent wave.

B. G. Thompson, manager of the defendant company was installing a new machine and offered to demonstrate the new electric machine upon the plaintiff. In so doing the complaint states the girl's hair, scalp and neck were burned within eight minutes.

The opinion, written by Justice George Rossman, upheld the damages awarded by the circuit court of Baker county over which Judge C. H. McColloch presided. Contentions of defendant in answer to complaint were found by the opinion to be without merit.

Petition for a rehearing in the case of Seeck Manufacturing company against the American Trust company, appellant, in an appeal from Marion county, was denied in an opinion by Justice J. U. Campbell. The original opinion held for the plaintiff in the case charging defendant corporation had obtained possesion of money from the plaintiff by fraudulent representations.

In the third written opinion the court affirmed Judge E. C. Latourette of Multnomah county in the case of Ervin Kraul against the F. A. Cook Motor company, appellant. The case involved suit for damages for alleged fraud and deceit in the sale of an automobile. The lower court found for the plaintiff. The opinion was written by Justice Bailey.

Oral opinions handed down today included.

Petitions for rehearing denied in Mutual Life Insurance company vs. Muckler and Hesse vs. United States Fidelity and Guaranty company.

Motion to make permanent the temporary restraining order to require defendants in the case of Robinson vs. Oregon City Sand and Gravel company to surrender to Della U. Jones the sheriff's certificate of title to two lots in Portland was denied and the temporary order of June 28, 1932 dissolved.

Motions to dismiss appeals in Olsen vs. Rasmussen and Seitz vs. Blanchard.

BANK LIQUIDATION ORDERS IN COURT

Numerous bank liquidation orders were signed by Circuit Judge Lewelling today.

In connection with the Bank of Stayton he approved a statement of the bank superintendent as to receipts and disbursements. The statement showed resources as of May 15 as totaling $422,166.25. Ordinary claims against the commercial department were $213,191.66 and against the savings department $110,493.25. Against the same bank he allowed attorney's fees of $170 to Custer E. Ross. He also signed an order allowing A. M. Dozler to satisfy a judgment by payment of $109.

In Bank of Hubbard liquidation he approved sale of furniture and fixtures remaining. Allowed a compromise of the J. J. Hershberger note by assignment of a 3-7 interest in C. C. Page property and paymnet of $389.30 in cash. Allowed compromise of the Jing Yet note for $950 by payment of $1520 in cash.

He also approved a sale of furniture and fixtures of the Aurora State bank.

Stanley and Manuel Hogate entered pleas of not guilty Monday when they appeared in justice court on a charge of assault and battery. Hearing will be held later in the month.

Order to sell personal property of the estate of Irene St. Helen has been granted to G. E. Terwilliger, executor.

Martin Jensen, executor of the estate of Chris Nelson, has given notice he intends to sell real property of the estate.

The forcible entry and detainer action of Brown vs. Plank was dismissed by Judge Lewelling today who held that the plaintiff's remedy was foreclosure. Action was instituted to eject defendants from real property. They set up a defense that there was a balance due them and that a quit claim deed was granted them and an option given for repurchase which the court held constituted a mortgage.

The case of Ernest H. Bliven against state industrial accident commission was dismissed on agreement by Judge Lewelling today.

Permanent Waves $2 And Up
Expert Ladies' Haircutting
Children's Haircutting 25c
Capital Beauty Shoppe
223 N. High — Phone 6666

PRESIDENT TO TAKE VACATION TRIP NEXT WEEK

Washington, June 6 (UP)—Seemingly confident that the administration forces will overcome the opposition to his budget-balancing program, President Roosevelt today planned to leave next week on his first vacation.

The veterans' economy fight ruined his hopes for adjournment of congress this Saturday. Mr. Roosevelt had threatened to hold congress in session all summer if necessary to win adoption of his program of levying additional taxes.

But apparently believing his organization was strong enough to meet the challenges to his leadership, the president was planning to depart from Washington in time to attend the graduation exercises June 16 at his old preparatory school at Groton, Mass His son, Franklin, Jr., will be graduated.

From Groton, Mr. Roosevelt wants to motor to Marblehead, Mass., for a few days cruising Buzzard's bay before heading north on a schooner for Camp Bello, Ma., with Franklin, Jr., and John, the youngest of the Roosevelt children.

The president and his two sons will cruise in Maine waters for several days and then Mr. Roosevelt will board the new cruiser Indianapolis for a speed run down the Atlantic coast.

INSURANCE RATE BRINGS ATTACK

The recent sharp increase in fire insurance rates in Salem has created something of a furore among business men, with the result that an investigation as to the reason for the increase is being made and a report on the inquiry is expected shortly.

This information came out at last night's meeting of the city council when the subject was drawn to the fore by ex-Alderman Hal D. Patton.

The former alderman had been invited to sit in the council circle, and a little later Alderman V. E. Kuhn moved that Patton be given the privilege of the floor. Patton called attention to the heavy increase in rates, in some cases as high as 40 per cent or more, amounting to many thousands of dollars a year to the business men. Patton said he had taken the matter up with the state insurance commissioner's office and had been informed that responsibility for the increase lay with the board of fire underwriters in Portland.

"Not many years ago," Patton reminded the councilmen, "we were told that if we would establish the two-platoon system in the fire department our rates would be lowered. Again we were told that if we would add to our fire protection equipment the rates would be lowered. We did both, the latter by voting a special tax, and instead of lower rates we get higher rates. I am asking the council to confer with the board of underwriters and find out the reason for this."

Alderman O. A. Olson replied that he had already taken the matter up with the insurance office, which in turn had taken it up with the underwriters and that a report would be forthcoming shortly. He said the underwriter representatives were willing to come to Salem at any time and appear before the business men of the city.

FLEETWOOD DROPS DEAD ON STREET

Herbert T. Fleetwood, 64 years old, died suddenly while walking on the street at North Commercial and Belmont about 8:30 o'clock this morning. His home was at 849 Market street.

Mr. Fleetwood was preparing to go to Mill City to cut wood. It was believed he suffered a heart attack. The Golden ambulance, members of the fire department with an inhalator and a physician went to his assistance, but were unable to revive him.

Mr. Fleetwood is survived by his widow, Mrs. Augusta Fleetwood; his mother, Mrs. Anne Fleetwood of Michigan; a sister, Mrs. Cora Brown of Michigan; a brother, Perry Fleetwood of California; a son, F. W. Fleetwood of Mill City; and two daughters, Mrs. Wilma Weatherill and Mrs. Hazel Perd of Silverton. Funeral arrangements are to be made.

The advisory council of the Open Door Mission will meet Friday, June 9 at 7:30 p. m. in the Y. M. C. A. den to make final preparations for the benefit concert which is being sponsored by the mission. The concert will be given in the armory on the night of June 23. The big feature of the program will be a mass chorus of 200 voices, representing the combined choirs of 25 Salem churches. Added attractions will be the Willamette Philharmonic choir, solo, trio and reading numbers. Ticket sale will open in a few days.

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