

COURT UPSET OF NRA DIMS LIBERAL ISSUE

Washington (AP)—New Deal legislation devoted to recovery and reform was based on belief that the present supreme court was a more liberal tribunal than any in recent years. Leaders based their whole line of assault on the problems of the depression on the theory that many old legal theories had been so discredited that the court would discard them.

To bolster that reasoning they pointed to the picture of the nation prostrate industrially, with the welfare of every state affected by the plight of its neighbors. They argued that with the actual display of their problem visible on every side, convincing evidence would force the court to accept their viewpoint.

The court had given recognition to changed economic conditions even before the New Deal was visualized and long before President Roosevelt took office.

In the Appalachian Coals case the court either had to forbid cooperative action which coal producers in the Appalachian fields had taken to save their industry or it had to revise to some extent its previous rigid interpretation of the anti-trust laws.

Chief Justice Charles Evans Hughes wrote the opinion in which judicial notice first was given the depression. He decided that, since prohibitions of the combination would tend to destroy commerce entirely and since safeguards were present to maintain a degree of Appalachian producers could be permitted to continue.

More important than the immediate effect was the liberal attitude taken by Hughes and other members of the court.

WAYS HAVE VISITORS
Central Howell—Mr. and Mrs. Frank Way and family of this district have been enjoying a visit from their cousins, Miss Louise Adams and her sister, Miss Helen Adams.

AMUSING FILM OFFERED



"They Scrap but Love." Heather Angel and Roger Pryor, in "Headline Woman," which comes to the State theater Sunday do not actually have a love scene of any consequence until towards the end of the picture—most of the time they are scrapping—she hiding her away from other reporters and she wanting to get home. The picture is crammed with amusing situations.

of Hoquiam, Wash., who has spent the past week here and in Salem visiting at the home of Mr. and Mrs. E. S. Adams. They will leave shortly for Camas, Wash., where they will stop for several days before leaving for their home.

Mill City—Walter Blentz motored to Westfir Wednesday where he will be employed.

Formality of Trial For Water Deal Held Before Federal Judge

The last formality, prior to handing over the money and receiving title to the Salem water works, was enacted in the Salem water deal yesterday when Federal Judge James Alger Fee in Portland decreed the purchase price of the property at \$1,000,000. This simply followed an agreement between the city and the Oregon-Washington Water Service company, in settlement of a condemnation suit, whereby the city offered that price and the company accepted.

Only two witnesses were called to carry out the formality of a trial. They were John W. Cunningham, engineer, and H. K. Griffin, vice-president of the water company.

The city has yet to determine what fee it shall pay its special attorneys in the case, Walter C. Wins-

low, Cluser Ross, and Roy Shields, the latter of Portland. Judge Fee would not take the responsibility. He suggested that Estes Snedecor, who was appointed by the court to serve as referee-auditor in event the condemnation suit went to actual trial, could be called upon to settle the matter. For a time the city had a contract with Winslow whereby he was to be paid \$50 a day for office work on the case and \$100 a day when in court. This contract was later cancelled. The special water committee of the council will decide on a way to settle the fee question.

If Mr. Snedecor asks for pay for his appointment as referee-auditor the court will decide the amount, and the water company and the city will pay it in equal parts.

The water works will be transferred to the city August 1 and payment of the \$1,000,000 will be made in the presence of either Federal Judge John H. McNary or Judge Fee.

Both Cunningham and Griffin appeared as witnesses for the city. Attorneys representing the city were Winslow, Ross, Shields and City Attorney Chris J. Kowitz.

By stipulation collection of back water rents will be a duty of the city. If the parties are unable to agree on the value of improvements made and supplies purchased since September 27 last the matter will be settled by arbitration. Other stipulations are intended to forestall suits by the Oregon Pulp & Paper company and the Portland General Electric company over their interests in the mill race that generates electric power for these industries, and by the Minto interests from whom the present intake site was acquired.

For a final legal opinion on the \$1,000,000 water bonds sold by the city for acquisition of the plant City Recorder A. Warren Jones yesterday took bond No. 1 to Portland for the scrutiny of bond attorneys. The bonds will be delivered to the purchasers next week, or as soon as the legal opinion has been obtained and the bonds signed by the mayor and the recorder.

HONOR ROLL LIST NAMED AT RICKEY

Rickey—The honor roll for the entire school year of 1934 and '35 has been announced as follows by the Rickey school teachers, Mrs. Minnie Jockett and Mrs. Carrie Branch, both of whom will return to resume their duties next fall:

Johnnie Carothers, Robert Gesser, Robert Gilbert, Donna Moe Gruchan, Ola Benegar, Fritz Carothers, Aileen Courtner, Bobbie Mahrt, August Mahrt, John Burtin, Edward Burton, and Lloyd Crabb.

BERNARDS TAKES NORTH SALEM POST

The Rev. T. J. Bernards, pastor of St. Joseph's church, has been assigned by Archbishop Howard to the parish of St. Vincent de Paul. He will act as administrator until such time as a resident pastor is appointed. He will take over the administration of St. Vincent de Paul parish Sunday, July 14 at which time he will speak at the 8 and 10:30 masses.

Rev. Bernards will retain his former charges as pastor of St. Joseph's parish, Salem, St. Patrick's mission, Independence, and chaplain of the state institutions. He will be assisted in his extensive field of labors by the Rev. Robert Neugebauer who for the past 10 months has been assistant at St. Joseph's and acting chaplain of the state institutions. The Rev. John Reedy who was raised to the priesthood June 9, has also been assigned as assistant at St. Joseph's, Salem. The clergy will all reside at 731 Chemeketa street.

SERVICE STATION TO REPLACE HOME

The old William Brown home, 500 State street, years ago one of the finest homes in Salem, is being torn down, and the site will be the location of a service station to be built by the Union Oil company. The building has been sold to Jack Henningsen for wrecking purposes, which, it is estimated, will take about three weeks. The house contains 18 rooms.

Another old home belonging to Jim Brown, adjacent to the present structure, was torn down some months ago.

West Stayton—Mrs. O. Snider was surprised when her friends gathered at her home to remain for another birthday anniversary. There were 56 guests present.

They've All Gone Spanish



Over the border, into the sun-kissed Mexican paradise of girls, laughter and song, go Dolores Del Rio, Pat O'Brien, Edward Everett Horton and a score more of Hollywood favorites in "In Caliente," musical film coming to the Elsinore theater Sunday. In addition there will be a comedy film, cartoon special and news reel.

WILL DISPLAY NEW PACKARDS

Salem is classed as a metropolitan city as far as the Packard Motor company is concerned. Such is the supposition when it was learned today that the State Motors, distributors here for the Packard motor cars, will be awarding a complete showing of the new Packard "120" line next Monday and Tuesday. This will be the largest showing of Packard motor cars ever attempted in this territory and will comprise all models of the "120" line together with the super 8.

"We were indeed gratified," said Mr. L. Lambeth, "to learn the factory had included Salem in this mammoth showing. It is a compliment to the people of this district—a recognition that we know and approve of quality merchandise."

There will be a factory representative at the show to answer all questions about Packard and all present owners as well as others are urged to take advantage of his knowledge of the line.

Motor pictures of the large Packard factory will also be shown.

The display will be open Monday afternoon and evening July 15th and Tuesday morning, afternoon and evening of July 16th at the State Motors, corner of High and Chemeketa streets.

ELSINORE STARTS SUNDAY!

Cooler Spot in Town

MIDNITE SHOW TONITE 11:30
MUSICAL HEAT WAVE!
Seething with señoritas! . . . Flaming with rhythm! . . . Ablaze with the tropical glory of Mexico's hot spot for big shots!



Join All These Famous Stars
IN
CALIENTE
PAT O'BRIEN
DOLORES DEL RIO
Edw. Everett HORTON
GLENDA FARRELL
LEO CARRILLO
The DE MARCOS

A new and different kind of musical... that transports you joyously to Hollywood's holiday playground... where the stars of the screen rival the stars in the sky!
100's OF GIRLS . . . 4 SONG SPECTACLES

LAST TIMES TODAY
Kay Francis
George Brent in
"STRANDED"

Heads Parade of Beauties



Miss America, beauty contest winner of 1933, is billed to head a parade of beauties on the stage at the Grand theater starting Monday. This feature will be offered in conjunction with the showing of the special screen attraction, "Married Love," and a lecture by Prof. J. Francis Freeman.

Van Trump Leaves

On a three weeks inspection trip S. H. Van Trump, county horticultural inspector, left yesterday for Washington and Idaho where he will look over orchards and agricultural developments. During his absence the county court and County Treasurer D. G. Drayer will handle a considerable share of the work and the balance will be handled from the state department.

Cow Causes Crash

Central Howell—Perle Wood lost a cow recently, when an autoist hit the animal, which had strayed out onto the road, after a gate had been left open. Other animals that had also gotten out were not injured. The cow was grazing on the side of the road and the car apparently was out on the main road when the accident happened. One window in the car was broken and other minor repairs were necessary but the driver was not injured.

Minister Departs

Monmouth—Rev. and Mrs. M. C. Brown who have occupied their residence on North Knox street for the past year, have left for Dufur where Rev. Brown has been assigned to a pastorate. Just prior to their departure Rev. and Mrs. Brown were entertained with a dinner by Mrs. Howell and Mrs. Charles Stanton.

Central Howell—Mr. and Mrs. Alphonso Natziger have had as their house guest for some time Bob Morehead of Chicago, Ill. He is a brother of Mrs. Natziger and numerous trips to various points of interest have been taken, including a trip to the coast and to Silver Creek Falls. Tuesday Mrs. Natziger and Morehead went to Lebanon where they will be guests at the home of their sister's family. Morehead is connected with the government in the Customs department at the Port of Chicago.

STATE THEATRE

EXTRA! EXTRA ENTERTAINMENT!

amixer
Starts
SUNDAY!
Midnight Show
Tonight 11:15 p.m.
First Run in Salem
ROGER PRYOR
HEATHER ANGEL
FORD STERLING
CONWAY TEARLE
JACK LA RUE
—in—

"HEADLINE WOMAN"

It's a Bang-Up Good
Comedy-Mystery Romance

--ADDED--
LAUREL & HARDY
COMEDY!
First Run
Color Cartoon
Universal
News Reel

DOORS OPEN SUNDAY 12:45
Continuous 'Til 11 P. M.
Washed Air Ventilation!

TODAY ONLY!
JOHN WAYNE
—in—
"Trail Beyond"
—and—
"Phantom Empire"
Chapter 2

CAPITOL STARTS SUNDAY
MIDNITE SHOW TONITE
2 SMASH HITS!
6 DAFFY LAFF STARS
IN A HOWLING HIT!
DON'T BET ON BLONDES
Warner Bros. Rollback Film
with WARREN WILLIAM • GUY KIBBE
CLAIRE DODD • WILLIAM GAROAN
VINCE BARNETT • HOBART CAVANAUGH
And Second Feature
COMMANDER DYOTT'S TRUE STORY
OF AN AMAZING ADVENTURE WITH
THE SAVAGE HEADHUNTERS OF THE
AMAZON—INTREPID WHITE MEN IN A
LAND OF A MILLION DANGERS
SAVAGE GOLD
15c
Till Five
LAST TIMES TODAY — TWO FEATURES
EDGAR ALLEN POE'S
THRILLER
"THE RAVEN"
SKEETS GALLAGHER
in
"IN THE MONEY"

YOUR VACATION COMPANION!
Don't get out of touch with the "doins" back home . . . while you're on your vacation.
LET THE
CAPITAL JOURNAL
FOLLOW WHEREVER YOU GO
TWO WEEKS 25c