

### Rogers Loses Suits Against Jobless Board

Circuit Judge L. G. Lewelling today sustained a demurrer in the case of state on relation of Emmet Rogers vs. Earl Snell, secretary of state, and ordered the complaint dismissed. In a companion case of state on relation of Emmet Rogers vs. the state unemployment commission he sustained a motion to strike and said from the bench that this case too would have to be eventually dismissed.

He based his rulings on the fact that according to evidence before the court by deposition the things asked to be done in the complaint, particularly an audit of the state unemployment commission's funds from 1935 to March 29, 1939, had been done and that now the matters involved in the complaint became merely a moot question. The court said that the case against the unemployment commission directly in which he sustained a motion to strike today had not reached a stage where dismissal could be ordered but it eventually would have to be dismissed, as in sustaining the motion to strike parts of the complaint, the entire meat had been eliminated from the complaint.

Rogers in his complaint against the secretary of state sought a writ of mandamus to force the division of audits to audit the accounts of the commission from 1935 through March of 1939. He also sought to require the setting up of a separate reserve account for each employer and to credit to such the amount of contributions paid by each employer on his own behalf in excess of one-half of 1 per cent of his annual payroll and also to charge all benefits paid to employees against each employer's reserve fund account. In his proceeding against the unemployment commission directly he sought an order directing the commission to set up accounts so that the employers' rates could be determined on a basis of experience.

### Cooties Going to Silver Creek Falls

Because Marion Post 661, Veterans of Foreign Wars members are going to trek to Silver Creek Falls Wednesday night, May 22, and present new colors to Oregon Post 337 at that mountain resort. Carry-On Post No. 6 Military Order of the Cooties, has postponed its regular second meeting, scheduled for that date, to Thursday night, May 23. The meeting will be held at Eagles hall on the latter date, at which time much business of importance will be considered.

Chief among the items on the agenda will be a decision upon date and place for the next Cootie dance, when a special committee on arrangements, composed of Cooties Dale L. Brooks, Frank Muhs and Frank L. Prince, will make its report and recommendations. If and when a dance is to be put on, says Sam Squirrel G. Gullion, the Cooties will stretch out and put on a gala affair from the standpoint of pleasure, entertainment and color. The first regular meeting of June will be held at Silverton, at the Chamber of Commerce rooms, in acceptance of an invitation extended by Mayor Zetta Schlador, who served as judge of the whiskey contest at the last Cootie dance in the armory.

### Monmouth Baptists Name New Officers

Monmouth—Officers for the fiscal year have been chosen by the Baptist church as follows: Mrs. Deane Bowersox, church clerk; Mrs. Hester Sheen, chairman of board of trustees; Paul Walker, treasurer; Ed Fleischman, deacon; Miss Edith Clark, Sunday school superintendent; Mrs. A. B. Morlan, deaconess; Fred Clegg, chorister; members elected to serve on the board of trustees included, James C. Wilson and Ed Fleischman. Members of the board of deacons include Adolph Aebi and John Scott, life members; Ben Aebi elected for three years and Gus Fleischmann elected for two years.

In the year's budget are several building improvements. Committees in charge were appointed by the pastor, Rev. David Walker. Various department reports indicate an increase in the interest and scope of activity.

### Robert A. Kletzing Victim of Auto

Injuries suffered Sunday night when he was struck by an automobile at Northeast Union avenue and Jessup street in Portland caused the death yesterday of Robert A. Kletzing, 82, who was the father of Ralph H. Kletzing, publisher of the Independence Enterprise. The automobile was driven by M. P. Kneeland of Portland.

Mr. Kletzing was apparently returning to the home of his son, Lewis N. Kletzing, at the time of the accident.

He was a native of Pittsburgh, Pa., followed the teaching profession many years and had lived in Portland for the last 23 years.

Graveside services will be held at Belcrest Memorial park in Salem with the Smith-Baum mortuary of Independence in charge.

**ARTHRITIS**  
"For 14 years I suffered from Arthritis. I took treatments and medicines of all kinds, but they did not relieve my case in the least. Then my druggist recommended Casey's Compound. After a bottle, I was completely well." Signed: Mrs. A. A. Curran, 3229 S. E. Francis St., Portland, Oregon. For additional testimonials, write J. H. Casey, P. O. Box 721, Portland, Oregon.—At all leading druggists.



U. S. Plane Builders Urged To Speed Output—Aviation industry leaders shown above in Washington heard federal officials urge speed, efficiency and economy in production of warplanes for the nation's defense. Left to right: Lawrence Bell of Bell Aircraft Corp., Buffalo; Glenn L. Martin of Martin Corp., Baltimore; Philip Johnson of Boeing Aircraft, Seattle; Guy Vaughan, president, Curtiss-Wright Corp. of Buffalo. — Associated Press Photo.



FOR THE HONORED DEAD—May 30, 1940, will find Seth M. Flint, 93, of Worcester, N. Y., almost as fringed a bugler as he was 75 years ago, during the Civil war. He served in Union army, was at Appomattox when General Lee surrendered. Flint enlisted when he was 15 years old and was a bugler in the 5th U. S. Cavalry.

**Manolis Demands Cash**  
Silverton—On the records of justice court Monday, May 20, George Manolis had demanded money from George Al Fielder in the sum of \$22.50 with interest at 6 percent from

December 17, 1937, and \$15 attorney's fees.

Costa Rica is shipping to the United States nearly all the coffee that normally would go to Germany.

## BISHOP'S offer the season's Smartest Florsheim's



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### Court Denies Reynold's Plea For Rehearing

Hugh Reynolds, Eugene labor leader convicted of perjury in his own trial, was today denied a rehearing before the supreme court and must immediately begin a three year sentence in the penitentiary.

Reynolds, an official in the teamsters' union, was originally convicted of "goon" activities, a conviction which was thrown out by the supreme court. The second action, charging perjury in the first, was then started and he was convicted on the second count.

The supreme court some months ago upheld the conviction, and the denial of a rehearing came today in an oral order.

There were four other opinions today, all of them reversals.

They were: Alice Johnson vs. Mathews-Moran Amusement Co., Inc., The Dalles. Mrs. Johnson, an elderly lady, stumbled in the balcony of a theatre. She sued for \$2000 damages which was granted by Circuit Judge Fred W. Wilson. That opinion was reversed by Justice Harry H. Bell today, who said the theatre was not negligent.

William McPherson vs. Oregon Trunk Railway, McPherson, a track walker for the railroad, was set to guarding a dangerous bit of track after excavation work. He himself was struck by a falling rock, and sued for \$15,000. He was granted \$10,000 damages by Circuit Judge T. E. J. Duffy. Chief Justice Rand reversed that decision today.

E. B. Woodruff vs. State Industrial Accident Commission, appeal from Lincoln county. Suit for personal injury. In an earlier opinion Woodruff was given damages. After a rehearing the earlier opinion was reversed and the accident commission upheld in an opinion by Justice Hall S. Lusk, with Justice Kelly dissenting.

Max Wilson vs. D. Boone Hendricks, appeal from Willowa county. Action for recovery of compensation for services as executor. Circuit Judge R. J. Green reversed in an opinion by Justice Lusk.

**Section Foreman III**  
Independence—John Cox, foreman on the section of the V & S railway between Independence and Hoskins, was taken to the hospital in Salem Saturday for an operation for appendicitis. His place is being taken on the section by Dave Haley of Independence.

### Allies in Precarious Position in War Area

The German claim of having smashed through the allied front and reached the vicinity of the English channel at Abbeville means, if it is substantiated, that the allies are in a precarious position. It doesn't mean, however, that the allies have been crushed.

It is almost folly to discuss this wholly confused situation as it now stands. We need much more information before we shall be able to pass judgment, and for that reason we should hold steady until we get that information.

However, there can be no harm in speculating on what the development may mean.

The Germans say they have crushed the French ninth army and captured the general staff with the commander, General Giraud.

It isn't wholly clear just where the ninth was holding at the moment of the crash, but it would seem that it had been blocking the route into the valley of the Somme, near Peronne, which is a famous military route to the coast.

The nazis claim to have smashed on and captured Amiens and Abbeville. This would mean that they have achieved in at least some measure what the Kaiser's forces attempted in the spring of 1918 when they all but won the war.

What the Germans don't make clear is the strength of the forces employed in this thrust. We must assure that a comparatively small mechanized spearhead has been jammed through to the coast, to be followed by supporting troops.

In order to make this breakthrough stick, the nazis must pour strong support through the gap in the allied line, else they will have merely tossed some mechanized contingents out into the blue to wander about on their own.

If it proves that the Germans have broken through in force, then what does it mean?

To my mind the worst aspect of the situation would be that the large allied forces in Belgium would be severed from the French armies to the south in France.

The armies in Belgium would be surrounded on three sides by the enemy. The possibilities are pretty nasty. We can at least say that it would take masterful allied general-ship to save a disaster.

The German break-through also Paris and we can expect that the nazis drive toward the capital, which had lost some of its momentum, now will be increased again.

### Leslie to Repeat Gym Production

A repeat performance of "Third Class Passage" is scheduled for 8 o'clock Wednesday night in the gymnasium of Leslie Junior high school. Decision to present the performance again was reached after many persons who had been unable to attend last Friday night, had requested it.

"First Class Passage" is a production of the girls physical education department of Leslie. The setting, the script, the theme and some of the dance routines are original and the spontaneous interpretation given the numbers by the girls make the performance unique.

The presentation will be under the direction of Miss Esther Arnold of the girls physical ed department.

**Take Over Station**  
Rickreall—Mr. and Mrs. C. W. Peltier of Yakima, Wash., the new proprietors of Grobert's service station, took possession of the place last week, having purchased the business from the R. F. Groberts. Mr. and Mrs. Peltier are living in Independence until their apartment in the Masonic building is vacated by the Groberts, whose plans for the future are indefinite.

## Graduation Gifts

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### New Officers for National Guard

Appointment of three officers and promotion of two others, all five living in Klamath Falls and being assigned to the 249th coast artillery units stationed there, were announced by the national guard today.

First Lt. George D. Powell was promoted to captain and assigned to command Battery C, organized last month. Second Lt. John P. Olin was promoted to first lieutenant and assigned to Battery B. All three new officers are former non-commissioned officers of Battery A, and have been appointed second lieutenants. They are: William A. Delzell, assigned to Battery A; and Jack R. Wood and Thurlow V. Wauchope, both assigned to Battery C.

**Delegates to Corvallis**  
Amity—Mrs. James B. Thomas and Miss Helen Gibbs are delegates from Industry Rebekah lodge of Amity to the Rebekah state assembly, which convenes in Corvallis May 21 to 23, inclusive.

### LAST CHANCE

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\$5 Down, \$5 Monthly Carrying Charge

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Only a few more days to get a genuine Hall china ovenware set with the purchase of this big new refrigerator! Packed with features that would cost you \$30 more elsewhere! You get 13.83 sq. ft. shelf area... 24-qt. vegetable freshener... Food Froster... Jiffy trays with automatic releases... sealed unit backed by 5-year Protection See it... now!

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Hurry! Combination offer expires May 31-7-8 sheet washer is full family size... all white! Has Swirlator action and Lovell wringer with roll stop! Hook on cover! Save! Elec. pump model ..... \$64.95

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2-Unit oven for baking, broiling, plus extra warming oven! Thrift cooker! Seth Thomas Meal Timer!

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