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SENATE SCALLOPS UPTON'S PROPOSAL

Bill to Substitute Volstead Act in Oregon Turned Down Flat.

Salem.—With only Senators Upton, Moser and Strayer interposing their votes in its defense, the Upton bill which sought to submit to the people of Oregon the question of substituting the Volstead act for the Oregon bone dry law was killed by indefinite postponement Monday afternoon. Twenty-six senators voted to kill the bill. Senator Spaulding was absent. Loath to pass up the opportunity presented by galleries packed with proponents and opponents of the measure, members of the senate talked for two and one half hours on the bill before submitting it to vote.

Senator Upton, author of the bill, declared that he had known all along that the five members of the committee were opposed to his measure and admitted that he did not expect much support for the bill at the hands of his colleagues. He did believe however, that the people of Oregon were entitled to an expression of sentiment in the legislature on the question involved in his measure.

The difference between the Volstead act and the Oregon bone dry law, Upton explained, was to be found in the fact that under the federal act physicians were permitted to prescribe liquors, which was forbidden under the Oregon law. The federal act also permitted the manufacture of wine and beer in the home up to a certain alcoholic content.

Under the federal act it was permissible to have and serve in one's own home, "home brew," wines and other liquors without fear of molestation from the law-enforcing agencies.

The only way to sound out sentiment of the people of the state on the prohibition question, he declared, was by submitting to them some such measure as the one he was sponsoring. He prophesied that while he might not return to another session, the next legislature would find a majority of both house and senate ready to vote to submit such a measure to the people. His principal object in introducing the bill at this time, he explained, was in order to give "the great unorganized majority who now indulge in the use of liquor" an opportunity to prepare their forces for a showdown two years hence.

In one city of Oregon alone there are at least 50,000 breweries, according to Upton, who gave it as his opinion that there were more people in the state who indulge in the use of drink than there were of those who refrained from such indulgence.

The bone dry law could never be enforced, he declared, because it was not popular. The great majority of people did not want the law, he said.

His fight, he declared, was not against the churches, but against the Anti-Saloon League of America.

The league, he charged, would support any man for public office so long as he promised to vote dry, regardless of how much of a drunken sot he might be.

The Oregon law, he declared, made criminals of the best citizens in the state. At every convention of war veterans, he pointed out, whether of the Civil war, Spanish war or World war, there was much liquor drinking, in spite of the legal inhibition.

Admitting that the use of liquor to excess was wrong, Upton decried a condition which made a crime of a practice that was as old as civilization itself. Senator Eddy defended the Oregon bone dry law as a real prohibition law. It had been copied by a number of states and a portion of it had been incorporated in the Volstead act, he said. The law was enacted in 1917 by a bone dry legislature, Eddy explained. The Volstead act, he said, would not fit at all into Oregon's legal system. Under Upton's proposal, he pointed out, all prohibition violations in Oregon would have to be tried in the circuit courts. The Volstead act would also destroy the search and seizure idea as incorporated in the Oregon law. It would also revive the drug store as a peddler of liquor, he pointed out.

Eddy denied that those who supported the Oregon law were narrow minded, as Upton charged, but that this appellation more properly belonged to those who sought to undermine law and law enforcement.

Mrs. Sharp Improving
Letters to Athena friends announce that Mrs. S. F. Sharp has been removed from a hospital in San Diego, where some weeks ago she underwent an operation for removal of a cancerous growth and is steadily improving. Examinations have revealed that the entire growth was successfully removed and hopes for the patient's ultimate recovery are entertained by her relatives, at this time.

Suspect Killers of Frank Smiley Taken by Police

Charged with the hammer murder of Frank Smiley in a lonely cabin near Yakima, Wash., last Christmas eve, Charles O. Baker, 54, and his wife, Mabel, are held in separate Southern California jails awaiting the arrival of officers from Yakima, according to press dispatches.

Baker was captured as he went to visit his daughter at a Los Angeles apartment house.

The capture, deputies said, was made possible by an alleged confession of Mrs. Baker, who was arrested at Riverside last week and has since been incarcerated in the Riverside county jail. Her arrest was kept secret while Los Angeles deputies searched for Baker.

Both Mr. and Mrs. Baker are wanted for the murder of Smiley, according to circulars sent to Riverside by the sheriff of Yakima county. They are alleged to have beaten Smiley to death in a rum war battle.

Smiley had a police record at Walla Walla as a bootlegger. His body, wrapped and tied up in sackings, was found near a canyon road in the Mabton section a few days after the murder. Identification of the body revealed the Bakers as suspects, as Smiley had been living with them. They had disappeared when warrants were issued at Yakima, but presumably Yakima officers succeeded in tracing them to Los Angeles county.

Pendleton DeMolays Will Visit Local Masonic Lodge

The attention of all Masons is called to the next regular communication of Dolph Lodge, at which time Pendleton Chapter, Order of DeMolay will be present to exemplify their work for the benefit of the local brethren. Kohler Betts, Master Warden of Dolph Lodge, A. F. & A. M., gives the following relative to DeMolay for publication:

Jacques DeMolay, for whom this boys' organization is named, was a famous grand master of the Knights Templars; born in Burgundy and admitted to the order about 1265, he signaled himself by his valor in Palestine. In October 1307, all Knights Templars throughout France were arrested at the same hour because of a plan arranged by the King of France and the head of the state church to exterminate the order. The Templars were unjustly tried for heresy, impiety and various other charges, and 57 of their number were committed to the flames in 1311. DeMolay was kept in prison until March 18, 1314, at which time he suffered the same fate, declaring the innocence of his order to the last.

The Order of DeMolay, while not a part of Freemasonry, is sponsored by Masonic bodies. The order was started in Kansas City by the Royal Arch Masons in June, 1909 and has grown rapidly until at present chapters are to be found throughout the United States and in seven foreign countries.

In every state there is a grand officer of the Grand Chapter of Kansas City, this office being filled in Oregon by Dr. W. J. Kerr, president of Oregon State College. There are 24 Chapters in Oregon, with a combined membership of about 1200 boys. The teachings of the order inspire the boy to clean living, clear thinking, good citizenship and reverence to parents and God.

A Birthday Party
A beautiful cake and other delicacies were the crowning features of a party in honor of Miss Virginia Eager's twelfth birthday which occurred last Thursday. The guests were entertained with valentine games and the same note was accentuated in the attractive decorations. The honoree was the recipient of many charming gifts. Those present were Genevieve and Beverley Barrett, Clara Belle McCullough, Doris Jenkins, Jewell Pinkerton, Barbara Huffman, Nattie Miller, Fern Carstens, Joyce Pinkerton, Betty Geiss, Melba Montague, Marjorie Martin, Frances Alkire, Bonnie Johnson and Wilma McIntyre.

A Long Motor Trip
As trail blazers for the proposed Pan-American highway, a party of 15 will leave Seattle May 1 for a 30,000-mile motor trip through Mexico and Central and South America, it was announced Tuesday. The party, known as the Pan-American Pacific Overland expedition, will travel in two trucks and a touring car. Ending at Rio de Janeiro, the trip is expected to take two years.

Milton Bank Sues
The First National Bank of Milton has brought suit for judgment against John and Elizabeth McEwen for \$7000, plus costs and fees which will total in all approximately \$8000. The suit also involves foreclosure of a mortgage on property of the defendants.

Picturesque White House Callers



Mr. and Mrs. Jan Hoppe, sturdy Netherlanders who are touring the United States with their two children, Hans and Greetje, photographed in their picturesque native costumes, when they visited the White House.

Two Indisposed Players Weaken Athena Team With Two Games Lost

With two first string players indisposed and out of the lineup, Athena high school basketball team dropped two scholastic games last week. Hansell was ill with the flu and Lowell Jenkins was incapacitated with stomach trouble, with the result that the local team took it on the chin from both Helix and Pendleton, and to push the losing streak along, Athena girls lost to Griswold high girls in their contest at Helix.

The bright spot of the week was the supreme lacing Athena frosh gave their Pendleton opponents in the preliminary clash, Saturday night, 15 to 8. Leo Geissel, who has certainly "arrived" as a player in his freshman year, made 12 of the 15 points for Athena—and that's going some.

The Athena-Helix girls' game went to a score of 42-13 in favor of Helix. Athena boys lost to Helix, 25-10, and to Pendleton, 33-18. With Crowley going strong in the second half, Athena outscored the bigger Pendleton players. Crowley was high scorer for Athena, with 10. Leland Jenkins and Sol Pickett, in place of Stafford Hansell and Lowell Jenkins, played well.

Athena boys and girls' teams go to Dixie tonight for the last games before the district tournament, to be held at Helix, Friday and Saturday, February 27 and 28. Helix opens the tournament against Weston, with Athena in the second game, opposing Adams. Tonight and tomorrow night the grade school boys go to Weston to participate in the grade tournament there.

A Valentine Party
A happy event of Saturday evening was the valentine party at the home of Mr. and Mrs. Frank Williams south of Athena. Decorations and appointments were in red and white and were emblematic of the day. Broken hearts were matched by the guests to find their partners at the tables where the game of hearts was played. Mr. and Mrs. Veltou Read won first prizes. Dainty refreshments were served later and carried out the color scheme. The guests were Miss Margaret Hereford, Mr. and Mrs. Kohler Betts, Mr. and Mrs. Veltou Read, Mr. and Mrs. Jess Gordon, Mr. and Mrs. Granville Cannon and Mr. and Mrs. Forrest Zerba.

Increased Water Supply
With the object of increasing the water supply at the city pumping station, the council has decided to extend the wing which at present serves as a feeder to the well for a distance of perhaps 50 feet or more. The present wing excavation will be cleaned out before the new work starts, which will be during the coming month. The work will be under the supervision of the water committee of the city council, of which J. W. Pinkerton is chairman.

A Non-Skid Surface
A non-skid surface is to be provided on certain sections of the Oregon-Washington highway at points between Weston and Milton, and later on other portions of the highway. A construction crew recently moved its machinery to a site near Blue Mountain station, where it will supply 22,000 yards of surfacing material to the state by terms of a contract.

Gasoline Cowboy Bill Is Amended by Oregon Senate

Salem.—Twenty senators threw their support to the amended gasoline cowboy bill Tuesday afternoon and saved the measure from death as its opponents had desired. Only 10 members voted to kill the bill, which was placed on final passage after nearly two hours of debate. The measure—house bill No. 148—amends the act of 1929 so as to exempt the small farmer and stock man from the provisions of the bill requiring a dealer's license for persons offering meat for sale.

The bill, according to Senator Upton, was passed two years ago in response to demands for protection of the small farmer and stock grower from the thievery of organized gangs. During the past two years there have been 32 prosecutions as a result of this act and stealing of livestock has almost ceased. The amendments to the act provided by the bill now before the senate, he explained, only sought to relieve the farmer who wanted to peddle his own products from the necessity of getting a license.

Senator Strayer told his colleagues that ever since the 1929 session he has been bombarded by the farmers of his county urging the repeal of the entire act. Strayer presented a petition containing the signatures of 391 farmers of Baker county asking for the abolishment of the act. Strayer directed his particular attention to a section of the old act which increases the salary of the state veterinarian by \$600 a year, which he declared to be one of the principal excuses for the enactment of the measure. Administration of the act during the past two years, he pointed out, had cost \$32,000.

Senator Eddy declared that the act of 1929 had worked exactly the hardships on the small farmer that he had foreseen and warned against. The bill he charged, had been put through the legislature by the lobbying activities of "a certain state official" who stood to profit of any merit it contained. Senator Schulerich declared that any complaint that had arisen as a result of the bill had subsided now since the benefits of the act had been realized. If it had cost \$32,000 to enforce the act he declared, it had saved at least \$55,000 in stolen stock to the small farmers of the state.

Senator Dunne supported the bill with the declaration that the old law had now "been reformed, of all its sins," it was a good law as amended and should satisfy everybody except the crooks.

District No. 2 Entertains
A program and valentine party was given by pupils of District 2, Friday afternoon. The program prepared by Roberta Cannon and Rachel Smith, containing numbers in observance of Lincoln's birthday, Valentine's day and Washington's birthday was as follows: recitation, Marion Stewart; songs, "Nursery Rhymes," Marion Stewart, John Robert Stewart and William Zerba; "Gettysburg Address," Roberta Cannon; recitation, "Thoughts of George Washington," William Zerba; Essay, "February," Rachel Smith; dialogue, "George Washington and the Cherry Tree;" recitation, "Chums," John Robert Stewart; song "Forgotten Valentines," Roberta Cannon and Rachel Smith. Following the program Marion Stewart, representing Cupid, assisted by John Robert Stewart and William Zerba, distributed Valentines. Dainty refreshments were served to visitors and pupils by Roberta Cannon and Rachel Smith.

Fire in Children's Home
Mrs. M. L. Gray returned Wednesday afternoon to Athena after a brief visit with her daughter Mrs. Lois Blalock in Pendleton. Yesterday Mrs. Laurence Pinkerton and Mrs. Gray spent the day with Mrs. L. E. Coyle of Green Cottage in Walla Walla. Mrs. Gray plans leaving for Lewiston Monday. She has received word that during her absence the Children's Home of which she is matron suffered an \$800 dollar loss by fire which started in the baby's ward which was an annex. The children were removed safely and the fire extinguished before it spread to the rest of the building.

Attend Banker's Meeting
F. S. LeGrow, M. L. Watts and Max Hopper, of the First National Bank of Athena attended a meeting of the Blue Mountain Bankers Association at the Grand Hotel, Walla Walla, Tuesday evening. The association is comprised of bankers in Umatilla county, and Walla Walla, Columbia and Garfield counties in the state of Washington. About fifty bankers representing 16 banks were present at the meeting. George Hartman of the First National Bank of Pendleton, was elected president, and F. S. LeGrow of the First National Bank of Athena, treasurer of the association.

Northwest Gets Rainfall
Giving the Northwest and Northern California much needed moisture, a general rainstorm swept the Pacific slope late Monday and Tuesday, accompanied by the Coast by stiff southerly winds that reached gale force at times. In this section and in the Walla Walla valley, moderate showers occurred, with a rain of several hours duration Wednesday.

Pastor Will Remain
Mr. Sias, minister of the local Christian church, we understand because of the general and local financial crisis offered his resignation, which his congregation refused to accept. Adjustments have been made and Mr. Sias will continue under an unlimited call as in the past, but at a personal sacrifice.

Donated Food
The people of Milton-Freewater this week donated a carload of foodstuffs to the needy of the drought-stricken district in the southeast. The car was shipped from the Shields warehouse, over the Union Pacific, Wednesday.



Eldon Myrick, frosh basketball aspirant, still wears the Maize and Blue for Whitman, and although he has not won a permanent berth on the varsity squad, he has worked hard to learn the Borleske system. The season nearly over, indications are that Myrick will not see very much more action. He was out for the football honors last fall.

Indians Supply of Meat Obtained from Cayuse

Salt Lake City.—The faithful cayuse, which once carried the North American Indian to battle and dragged his wickiup, has again come to his rescue—this time to provide him with succulent sirloin steaks.

The extension service of the United States Indian service here has made known the results of experiments at the Standing Rock agency at Fort Yates, North Dakota, in the use of horse meat by the Indians.

So popular were hamburger and sirloin steaks from a yearling colt that other animals were furnished to the Indians desiring the horse meat. More than 500 of them have sampled the new diet and given their approval, the report from L. C. Lippert, the Indian agent, said.

Driver and Girl Die When Truck Overturns

Guy Clayton, 40, and Aurene Clayton, 10, both of Echo, were almost instantly killed when a light truck they were riding in turned over Saturday evening three miles west of Pendleton. Slippery pavement on the Old Oregon Trail and headlights of another car are thought to have been the cause of the tragedy.

Agnes Fulton, 14, Mabel Acton, 12, and Earl Acton, 10, were cut and bruised and are in a Pendleton hospital. The car rolled down a 30-foot embankment and smashed on some jagged rocks.

Clayton was bringing the Acton children to a show in Pendleton when the fatal accident occurred.

Friends Entertained
A group of friends was charmingly entertained Wednesday night at the home of Mr. and Mrs. M. I. Miller, Mr. and Mrs. Arthur Douglas also being hosts. At bridge which was the diversion of the evening, Mrs. E. F. Bloom won high score, Miss Margaret Lee receiving the consolation. A delicious supper was served following the play. The guests were, Mr. and Mrs. E. F. Bloom, Mr. and Mrs. Fred Pinkerton, Mr. and Mrs. Gordon Watkins, Leonard Geissel, Dan Tilley, Miss Della Bryant, Miss Margaret Lee, Miss Mary Cameron, and Miss Blanche Thorson.

Ask for Road Surfacing
The Weston Leader says a delegation of upland citizens who included Lewis H. Dowd, Will Hall, Ray Gould, Walter, Miller and W. L. Rayborn called on the county court at Pendleton Saturday to see what prospects are offered for the completion this year of the gap between the surfaced part of the road up Weston mountain and the forest boundary. The mountain men were accompanied on their mission by C. W. Avery of Weston, secretary of the Blue Mountain Highway association.

Plant Operating Again
The pea grading plant of the Washington-Idaho Seed Company on lower Main street, has been in operation this week, giving employment to the regular force of operatives. The plant will continue for the remainder of the present month at least and maybe for a longer period.

Miss Margaret Hereford who taught near Athena for several years was a week-end guest at the home of Mr. and Mrs. Kohler Betts.

RIVER BOAT LINE URGED AT SESSION

Valley Association Indorses Waterways Effort for Navigation.

Pendleton.—Members of the Columbia Valley association, gathering in annual session here Monday, heard a review of the work done in the annual report of Dr. Clark Black, president, and special stress laid upon the matter of getting an appropriation of \$850,000 for development of the navigation project through the next session of congress.

This work was suggested in a report to the war department in 1922, but was not approved then. A request has been made that the report be reviewed by Major O. C. Kuentz, district engineer at Portland.

After a heated debate toward the close of the morning business session, the group voted to pass a resolution indorsing the efforts of the Western Inland Waterways corporation to start a boat service on the Columbia on a public-supported basis.

A report submitted to the association Monday morning showed that \$10,000 had been received and expended in the work, \$7700 of this being for salaries.

The association was also made cognizant of the unconfirmed rumor that reduced freight rates ordered by the interstate commerce commission may not go into effect until June 1.

Roy Ritter of Pendleton also called attention to the fact that the 70-car freight measure before the Oregon legislature might prove an argument for the roads in that it would increase operating costs.

Delegates from Oregon, Washington and Idaho were present for the session and a large number of proxies were in the hands of Dr. Black and R. H. Kipp, secretary. During the afternoon session, which was open to the public, Major Kuentz spoke of the development of the Columbia and its tributaries, and Harry Mitchell, district manager of the bureau of foreign and domestic commerce, spoke on inland waterway development in Europe and the Southern states.

Members of the board of directors include the names of John Caster, Walla Walla and J. E. Ekey, Pendleton.

Major Kuentz, in speaking of the Columbia and its development, declared that a major factor in getting development of the river project before congress would be to utilize the existing facilities for navigation.

Mitchell declared that this region and the Columbia offered much in the way of water transportation, and compared it with developments in the East, such as the Erie Canal and Mohawk river.

The association selected Lewiston, Idaho, as the next meeting place.

Legge Is Expected to Resign From Farm Board

Washington.—Alexander Legge, Chicago, will resign as chairman of the federal farm board shortly after March 4.

Vice Chairman Stone, it is understood, will succeed Legge as chairman. Mr. Stone will be elevated to the vice chairmanship is not yet known.

Legge, asked to comment about his forthcoming resignation, said: "That's something I can't talk about, just forget it."

Leach on Commission
N. A. Leach, formerly of Umatilla and Morrow counties, vice president and general manager of Kerr, Gifford & Co., was elected to the Post of Portland commission Monday to fill out the unexpired term of the late C. N. Huggins. Leach will serve until June 1, 1933. He was highly recommended for the post of commissioner, particularly by the Portland Chamber of Commerce, which urged his election in a letter signed by L. C. Newlands, president. He is known to all shipping men and has taken an active interest in port matters for many years.

Favor Indian War Vets
Veterans of all Indian wars would be admitted to the state soldiers' home at Roseburg under a bill introduced in the house Tuesday by Representatives Lee of Multnomah and Fisher of Douglas. The law now bars any Indian fighter who engaged in wars outside of Oregon, Washington and Idaho. There are many of the survivors of wars beyond these states now residents of Oregon who are seeking admission to the home.

Adams Girl to Marry
Harold F. Sevey, employed on the state game farm, and Miss Eleanor Mae Whiteley of Adams have obtained a marriage license at the county clerk's office. The date for the wedding has been set for tomorrow.