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Local People Return From California Auto Tour

Mr. and Mrs. W. C. Miller have returned from a three week auto trip to southern California as far south as Los Angeles, guests of J. B. Holman and wife who made the trip to bring back to Oregon their daughter Lillian. The trip south was made over the California highway and the return over the Pacific highway. Mr. Miller said that the Holman auto went entirely dead when the party was within a few hundred feet of an auto camp ground at Glendale, close to Los Angeles. They were towed to the camp and found, when the cylinder head of the engine was taken off, that a hole large enough to insert two fingers had been worn in the side of one of the cylinders. Rather than have the car properly repaired, after having driven it many thousands of miles, Mr. Holman sold it for junk and bought a new sedan.

The woeful tale of "Orphan Annie" is naught compared with the "orphan" automobile situation in the United States today. There are more than 600,000 automobiles in the United States that are orphans, according to figures compiled by the national automobile dealers' association. An orphan car is one whose manufacturer has gone out of business. Parts for most of them are still available, however, but the resale value has depreciated until they are worth more to their owners than they will bring in the market.

Right of Way at Intersections is Upheld by Supreme Court

The supreme court of Oregon, in a decision rendered this week, has established definite precedent as to liability of drivers of motor cars for collision accidents at street and road intersections. Under the decision failure to give statutory right of way virtually takes precedence over exceeding the speed law in civil actions growing out of an intersection collision.

The decision which reverses the action of the lower court of Marion County in the case of M. S. Ramp against E. J. Osborne and others, was written by Justice Burnett, with Justice McBride, Rand and Coshov concurring.

The ruling of the higher court which is complicated by the numerous questions involved in the case, is the outgrowth of an accident on the Pacific highway July 2nd, 1921. A light automobile driven by M. S. Ramp was struck by a heavy machine driven by the defendant when Ramp attempted to cross the highway. Damages were sought by Ramp from Osborne on the ground that Osborne was negligent in traveling at a rate of 45 miles an hour.

The court held, however, that Ramp had no basis for civil action in that he also had been negligent in not looking to the right, as prescribed by law, and giving right of way to the vehicle approaching from that direction.

It was contended in the case that if an automobile approaching an intersection from the right does so at an unlawful speed and by virtue of this speed arrives at the crossing at the same time as a vehicle arriving from the left and a collision results, the driver of the auto approaching from the left is not guilty of negligence in attempting to cross the intersection first.

RIGHT OF WAY UPHELD

The supreme court, however, held otherwise, ruling that the mention of the reasonable and lawful rate of speed injected into the question an element not included in the clause of the statute relating to the right of way of crossings. "It is true" the court declared, "that reckless driving is forbidden by statute, but none the less circumstances may arise where it would be grossly contributory negligence for one heedless to drive his car in front of a speed maniac."

The decision explains further that "it is said in this connection that the plaintiff had a right to rely on the defendant's observation of the statutory rule against reckless driving. This obligation, like all other rules of the road, is mutual in its application. In order to fully realize the benefits of the presumption alluded to the parties invoking it must likewise observe the same rule."

The decision has no effect upon the criminal prosecution of either party for violation of the motor vehicle statutes. But it establishes, so far as civil action is concerned, a basis for placing practically complete responsibility upon the motor car driver who fails to give the right of way, which is provided for in the statutes, regardless of the speed at which the operator of the automobile entitled to statutory right of way might have been traveling.

In the case of a speeding driver having the right of way the fact that he was driving at a rate in excess of that provided for by statute would, however, in his case, prevent his recovering damages from the other party.

A number of other relatively important points are made by the decision. The supreme court held that testimony that an automobile was seen speeding four or five miles from the point of the accident was inadmissible. The stand taken was that the evidence could be concerned only with what transpired at the time of the accident and not what was done either before or after the mishap occurred.

Sherman County Club Members Win Prizes at State Fair

At the state fair, held in Salem, September 28th to October 3rd, the Sherman county club work was exhibited in competition with club work from about twenty other counties of the state. In the general display in the booths Clatsop, Sherman, Umatilla, Washington, Klamath, Lane, Douglas, Josephine, Hood River, Multnomah, Polk, Tillamook, Jackson, and Clackamas counties were competing. Sherman county won first, Washington second; Multnomah third, and Lane fourth.

In the individual projects, John Decker of Kent was placed 8th, his exhibit was one junior fat pig. Ray Brown of Rufus, took third on his junior polka china sow. Emma Jean Stephens of Moro, placed third in the second division sewing while Dorothy Foss was fifth in the same division. In division one B, sewing, Viola Hanson of Moro was second and Sadie Williams was sixth. In the third division sewing, Doris Payne of Rufus was first and June Brackett also of Rufus won the blue ribbon on bread. The canning team in competition with nine other counties was third, Viola Hanson and Sadie Williams bringing home a white ribbon each.

Local Harness Horses Win Race at Goldendale

J. C. McKean returned Thursday from Goldendale where he attended the Klickitat county fair and racing meet and where he was interested in watching his harness horses compete on the track with other speedy horses.

Mr. McKean stated that Hal C., owned by Art Barzee, paced the mile in 2:17 1/4 with Teddy, one of his horses, only half a length behind. He also said that those in charge of the race meet are experienced in handling racing meets and aside from the track being too narrow that the race track is an exceptionally good one.

On the trip Thursday Mr. McKean was accompanied by Mrs. McKean and his brother, H. R. McKean of Wasco.

The McKean horses will again be on the same track Saturday when even better time is anticipated, will be made by them. Saturday Mr. McKean will again visit the fair at Goldendale, accompanied by Mrs. McKean, Miss Chapman and Miss Pherron.

Highway Vandals Strip Car Wrecked and Left by Side of Road

Sunday, September 13th, was hoodoo day for Les Lusk and Glen Schultz of this city. The jinx landed when their auto left the Columbia highway a short distance west of the Oregon Trunk railway bridge at Celilo, turning over and landing in the ditch at the side of the road.

As a result of the accident Lusk was badly cut on the leg by glass from the windshield and has been confined to his home here in town until Wednesday of this week when he was able to be down town with the aid of crutches. Schultz was driving and the protection of the steering wheel saved him from injury.

The crew of the wrecking car, sent to salvage the wrecked machine, was given wrong information as to the location of the accident and did not locate the car until the second day after the mishap had occurred.

The two days that elapsed between the date of the accident and the location of the car by its owner were costly. When the wrecking car eventually found the place where the accident had occurred only parts of the car frame and seat cushion were to be found. Highway vandals had completely stripped the automobile, the engine block, all the wheels, transmission, differential, and every thing else in any respect removal was gone. All that the owner of the car has left is the memory of once owning an auto that had frequently hit the high spots when touring the highways adjacent to Moro.

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FOR SALE—Thomas 16-7 drill for \$60. Buggy for \$25. F. W. Hutchcroft, Moro, Oregon. 09

CORD TIRES for sale—32x4, slightly used. Good bargain for some one. Will trade. Tom Frazer, Moro, Oregon. 209

FOR SALE—No. 1 Turkey Red wheat seed 1924 crop. Write to Delia Brown, The Dalles, Ore., or phone 41F22, The Dalles. 11

NEW COLONIAL white enamel wood and coal range for sale, used one year, price \$45 cost \$125. Reason for selling: buying electric range. Elfin Ross, Wasco. 4225

FOR SALE 6 head horses, 2 new 7-18 Empire drills, 2 rod weeders. See Farmers State Bank, Moro, or M. Thomas, 1510 Jackson Street, The Dalles. 1225

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The Libby, McNeill & Libby Cannery, at The Dalles, Oregon, is operating on years at this time. Canning season will extend to about the middle of December. Parties desiring employment, please write for particulars. Libby, McNeill & Libby The Dalles, Oregon. 8104

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The 50th Year Opens September 24, 1925

DeMoss School Directors Do Aerial Stunt

The directors of DeMoss school district are much interested in information as to who stole the rope from off the flag pole at the school house last week. In consequence school was held for four days with no flag waving in the breeze. Taking advantage of the quiet day last Friday, R. C. Byers and W. L. Dillinger wove a new 80 1/2 foot rope through the pulley block on top of the pole. The two men climbed to the roof ridge of the school house, leaned an 18-foot ladder against the belfry tower and while Mr. Byers held the ladder from slipping Mr. Dillinger climbed to the topmost round of the ladder, stood at full height and placed the rope.

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M. P. Christianson, Albany, bladder trouble.

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Mrs. M. I. Olsen, Portland, appendicitis.

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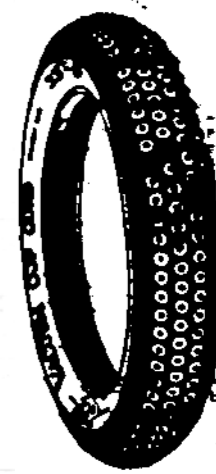
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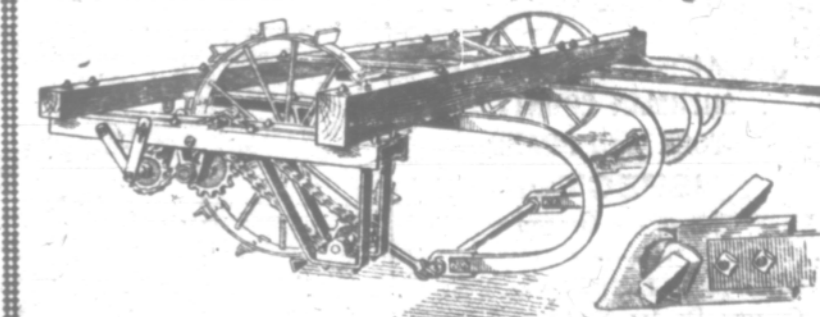
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