

SUPREME COURT PASSES ON BONUS QUESTIONS

Question: Is the cash bonus a property right or a personal right that passes to next of kin?

Suit filed by Department of Oregon, American Legion in behalf of Margaret Crane as administrator of the estate of her husband, to determine whether the bonus is a property right to be administered as a part of an estate or a personal right that passes to the next of kin as named in the law. Decision of Judges Bingham and Kelly of Circuit court of Marion county on May 6th to the effect that it is a personal right. Appealed to Supreme Court.

Decision: The Supreme Court decided that if the bonus is not paid to the applicant in his lifetime, and such applicant leaves surviving him the relatives named in the statute, the bonus must be paid to such relatives in the order designated by the statute, i. e., the next of kin but not the administrator of the estate.

Question: Are the relatives of deceased veterans entitled to the loan?

Suit filed by Department of Oregon, American Legion, in behalf of Sallie Carson to determine whether or not relatives or deceased veterans are entitled to the loan. Decision of Judges Bingham and Kelly of Circuit Court of Marion county on May 6th to the effect that relatives are entitled to the loan. Appealed to the Supreme Court.

Decision: The Supreme Court decided that relatives of deceased veterans are not entitled to the loan, but are entitled to the cash bonus only.

Question: Is a call to active duty from the Reserves to be considered as an original entry into the service to establish eligibility?

Suit filed by Department of Oregon, American Legion, in behalf of William F. Faulman to determine whether a call to active duty from the reserves is considered an original entry into the service to establish eligibility. Decision of Judges Bingham and Kelly of Marion county on May 6th is, the negative. Appealed to Supreme Court.

Decision: The Supreme Court decided that anyone who was enlisted before June 3, 1915, and was, at and before June 3, 1915 and until after November 11, 1918, a soldier in the regular army of the United States, and whose entire service was performed under an enlistment made before June 3, 1915, does not come within the prescribed class defined in Article XI-c, and is not entitled to share in or receive any money authorized under the Article XI-c. In this decision the Court further stated: "We can see no reason, however, why it is not within the power of the legislature, if deemed advisable, to provide compensation to the plaintiff out of funds other than those created pursuant to the provisions of Article XI-c and Chapter 201, Laws 1921."

Question: Can the proceeds received from a loan be used for investment?

Suit filed by Department of Oregon, American Legion, in behalf of Frank M. Moore to determine whether proceeds of loan can be used for investment. Decision of Judges Bingham and Kelly of Marion county Circuit Court on May 25th in negative. Appealed to Supreme Court.

Decision: The Supreme Court decided that the constitutional amendment contains no limitations upon an applicant's rights to dispose of the money to be borrowed thereunder, although it clearly appears that the Legislature intended to limit and restrict loans made under the act to cases where the money loaned should be used in making investments looking to the acquisition either of a farm or a home and that it was not within the power of the legislature to provide by enactment, that an applicant possessing all of the requisite qualifications to entitle him to a loan, and who tendered and was prepared to give the security for the repayment of the loan, could not obtain a loan merely because he desired to invest the money borrowed for a purpose of a farm or a home.

NOTE: The proceeds received from a loan may be used for any purpose that the borrower desires, except in the matter of delinquent liens, taxes, etc.)

Question: Can the proceeds from a loan be used to pay encumbrances on property owned by a relative?

Suit filed by Department of Oregon, American Legion, in behalf of Cicero F. Hogan to determine whether proceeds of loan can be used to pay encumbrances on property owned by relatives. Decision of Judges Bingham and Kelly of Marion county court on May 25th in negative. Appealed to Supreme Court.

CECIL

Miss Flossie Stender of Heppner was the week-end guest of Mr. and Mrs. Roy Stender at "Seldonsen" ranch near Cecil.

Misses Mildred Hemmison and Violet Ledford of "Strawberry" ranch also Oral Henriksen of Irving and Mr. and Mrs. H. V. Tyler and children of Rhea siding were all taking in the sights of Arlington Saturday.

Mr. and Mrs. Halferly of "Study Dell" spent Sunday with her son, Frank near Morgan.

Mr. and Mrs. W. Ball of Morgan were calling on J. W. Osborn at Cecil Tuesday.

Mr. and Mrs. Grover Curtis, who have been traveling through the eastern states for several weeks arrived at their ranch at Rhea where they will make home for the future. A large party of friends gave Grover and his bride a hearty welcome on Monday evening.

Miss Esther Petersen of Eightmile is visiting her friend, Miss Annie C. Hynd at "Butterby Flats."

Everett Logan of Heppner made a short stay in Cecil Sunday before leaving to visit his brother, Melville, at The Willows.

George A. Miller and son, Elvin, of "Highway" ranch and Walter Pope of Cecil are making things hum while improving the county road at the Cecil bridge.

Herb Hynd accompanied by his sister, Miss Annie, and also Miss Esther Petersen attended the literary meeting at Rhea siding school Saturday.

Mike Marshall of Castle Rock was a busy man in Cecil Tuesday.

Miss A. C. Lowe, who has been spending a few days with her Aunt, Miss Hynd, at Sand Hallow, returned home Tuesday accompanied by her Uncle David Hynd, who will visit in Cecil for a few days.

Master Jackie Hynd escorted "The Mayor" to Cecil Saturday and planted him down on the farm once more. "The Mayor" was busy working against time and vowing all sorts of trouble to which ever party succeeded at the elections before Jackie left for his studies at Heppner high school Sunday.

Mr. and Mrs. Alfred Shaw, who have been visiting at the home of Mrs. Jack Hynd in Heppner for a few days returned to Cecil Saturday.

Zenneth Logan spent the week-end with his brother, Leon, at Four Mile before leaving for his home in Boardman.

M. A. Henriksen of the "Moore ranch" near Lexington spent a short time with his son, Oral, at Irving before leaving for Portland.

Martin Bauernfeld, of Corbett, visited with his Uncle Peter Bauernfeld, Cecil's right hand man Tuesday.

Oral Henriksen of Irving was visiting his brother, Clifford, at the Moore ranch near Lexington Friday.

Our farmers are beginning to have more hopeful and pleasant faces since it has been raining in Cecil vicinity for two or three days during the past week.

Congratulations are extended to Mr. and Mrs. Fred Pettijohn of the Sullivan ranch near Morgan on the arrival on November 8th of fine twin boys.

J. W. Morrow of the Pandleton Marble Works was calling in the Cecil vicinity Saturday.

F. G. Malby, blacksmith, of Morgan, made a short call in Cecil Tuesday on his return journey from Arlington accompanied by a fine new Ford car which he had purchased while in town.

A love sick boy was found wandering around near Rhea siding, Monday evening and making the "Oh! Rhea" "echo" with words (caught by radio) which sounded like "Oh! V! Oh! V! Oh! Oh! V! Violet, Where Art Thou!" On Tuesday a huge cry was raised in Heppner that the only person not answering the roll call of that town was "Max" McMillian. Fearing that "Max" might be the wanderer David Hynd of Sand Hallow was told to trace the missing boy. After spending several hours Dave turned into the sands near Rhea and suddenly saw "Max's" little footsteps, accompanied by lesser footsteps in the sands and also heard "echo's" which will not be recorded here. After searching for a while David spied two figures sitting on a rimrock devouring the contents of a huge box of chocolates. Dave acted the Good Samaritan and took our friends to dinner at "Butterby Flats". The "Mayor" saw "Max" safely on the stage for Heppner the same day.

Decision: The Supreme Court decided that a qualified applicant has the right to use the real estate of a relative named in the act as security for a loan, and that proceeds may be applied in accordance with decision in "Moore" case above.

BOARDMAN

F. L. Brown and family returned home Wednesday from their camp near Antelope.

Mrs. Crowder, Misses Ethel Broyles and Belle Paschard were dinner guests at the Hendricks home Thursday evening.

C. D. Albright and Ralph Humphrey attended a meeting of the Mason lodge at Heppner Saturday evening.

C. M. Vogel and Claud Kibbe of Hamilton were business visitors in town Thursday.

The high school boys have been busy fitting the back hall for basketball playing. Several games are planned for the winter.

Chas. Weech left Wednesday evening for California where he will spend the winter months. We hope that the change of climate will prove beneficial to Mr. Weech's health.

Harry Marchie was transacting business in Portland the first of last week.

State Engineer Baldock, who is in charge of this highway division, stopped in Boardman Thursday. Accompanied by Sam Boardman he made an inspection tour of the road work here. The re-surfacing of this section of the highway, of which Hal Stewart is in charge, is a marked improvement over the old road. Really making one feel they are traveling over one of the asphalt streets of Portland. Work on the county roads is also in full swing from ten to fifteen teams being used hauling gravel.

Mr. and Mrs. T. B. Stanford of Milton, Oregon, enroute to California, were visitors at the Royal Rands home last week. Mrs. Stanford is a sister of Mrs. Rands.

Mr. Stanley of South Dakota, cousin of the Ballengers, was a guest at their home last week.

Mr. and Mrs. Guy Lee were Sunday dinner guests at the Henry Klages home.

Ralph Davis and J. F. Gorham made a business trip to Hermiston and Umatilla Saturday.

Mr. and Mrs. Hirschel Binns entertained Mr. and Mrs. Clay Warren to dinner Sunday.

Armistice day was fully observed by the citizens of Boardman, the stores being closed the entire day. In the afternoon a large crowd witnessed the foot ball game between the Legion members and high school boys. Altho the Legion won, 6 to 0, the high school boys played a good game. Eighteen dollars was collected and will be used by the athletic association for basket ball equipment. Moving pictures and dancing closed the day of sport.

Members of the Legion and auxiliary will give a play, a jivey dance and supper next Saturday evening, November 18th. Don't forget the date.

IRRIGON

W. R. Walpole spent Wednesday in Heppner on business for the state. A young people's orchestra has been formed and the following young people are members: Ishmael Hendricks, violin; Ouida Hendricks, cello; Shirley Hendricks, viola; Margaret Seanson, piano; Winifred Stewart, guitar; Earl Stewart, mandolin; and Wayne Stewart, second violin. Ishmael Hendricks is the leader of this organization and under his capable leadership this group will be able to furnish some very excellent music.

Mr. Watson, the Adventist minister from Hermiston has been visiting in Irrigon for several days.

Rev. Mumaw of Hermiston preached here Sunday.

Miss Carrie Skells teacher of the fourth and fifth grades spent the week-end in Arlington, the guest of her friend, Miss Mathaler.

Wednesday evening a musical concert was held at the Strader home. The program consisted of music by the Filipinos and several piano selections by Ishmael Hendricks.

Frank A. Doble of Umatilla spent the week-end with relatives in Irrigon.

Earl Leach of Pendleton is making his home with his grandmother, Mrs. J. E. McCoy, and attending school. His sister is living with Mrs. J. A. Graybeal.

A company of Glass Beavers held a show Sunday evening in Wadsworth hall. The show was well attended.

The girls basketball team have begun their practice under the direction of Miss Carrie Skells.

The school observed Armistice day with a program on Friday afternoon.

IONE

The students of the Ione high school held a carnival at the auditorium Tuesday evening which was well attended and receipts for the evening were eighty-five dollars.

Kenneth Blake and family departed Wednesday morning for Bond, where they expect to make their home.

Chas. Irwin has moved his family into the Willard Blake house on second street.

Mrs. L. McMurray and Mrs. Paul Lovell attended the funeral of Mrs. Irene Zink in Lexington Friday.

The ladies aid of the Congregational church held a silver tea at the home of Mrs. Bruce Geady Thursday.

Unusual interest was manifested in the election Tuesday and a large vote was polled. The city election resulted as follows: Councilmen, Bel Mason, E. R. Lundell, P. J. Linn, and W. S. Smith; recorder, Frank Robinson; treasurer, Mrs. P. J. Linn. The vote for mayor resulted in a tie between E. L. Padburg and Dr. C. R. Walker.

Chas. Devins who is one of the most progressive farmers in the Eightmile country was in town this week. He reports his wheat in excellent condition and is confident of a bumper crop.

The rain of the past week was just the thing needed by the wheat fields and caused general rejoicing.

Alexander Thompson of Gresham, who represents the Wyenberg Shoe company was in town Saturday attending to business and visiting with friends.

Lee Howell has moved his family into the Willnot house on Second street.

C. H. Bartholomew and family were visiting at the Elmer Griffith home Sunday. Mr. Bartholomew is an extensive wheat rancher of Pine City. They report that the Pine City Sunday school is in a flourishing condition with the attendance ranging from twenty-five to forty. The three-teacher school at Pine City has an enrollment of fifty pupils.

The stork presented Mr. and Mrs. Fred Pettijohn of Morgan with fine twin boys Thursday. All are reported to be doing nicely.

Chas. Devins, J. W. Howk, Willard Blake and J. H. Wils were among Ione Masons visiting the Heppner lodge Saturday night.

Mrs. Emmett Cochran came down from Heppner on the stage Wednesday evening to conduct the Red Cross community sing which was well attended and quite enjoyable.

Miss Zelma Engleman, who is employed at Lipman-Wolfe's in Portland is home for a few days.

Frank "Mike" Roberts, former Heppner business man and politician, is here from Portland looking after his Heppner property. He is improving the building occupied by the Gazette-Times with a new floor.

NOTICE OF TAKING UP AND SALE OF ESTRAY

Notice is hereby given that I, the undersigned, under the laws of the State of Oregon, have taken up two spring lambs, weight about 60 pounds each, unbranded and with long tails, while running at large on my premises in Heppner, Oregon.

That I will, on Wednesday, November 29, 1922, at my place in Heppner, Oregon, at 10:00 o'clock a. m., sell the above-described animals to the highest bidder, for cash in hand, to pay for taking up, holding and disposing of such animals.

DAN RICE.
Dated and first published Nov. 14, 1922.

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14 x 7	\$168.00
18 x 7	205.00
16 x 6	180.00
20 x 6	219.00
16 x 6	187.00
18 x 7	210.00
20 x 6	222.00

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