

Heppner Gazette Times

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CIRCUIT COURT ENDS ADJOURNED SESSION

Criminal Cases Consume Most of Ten-Day Grind.

CIVIL CASES SETTLED

Kelly and Adkins Found Not Guilty; Bauer Jury Disagrees; Jones Case Referred Back to Grand Jury.

The adjourned term of circuit court came to rather an abrupt ending late Tuesday evening, following an order dismissing the jurors immediately after the close of the case of State vs. Cleve Adkins. The jury in the case of State vs. Henry Bauer, which went to the jury room late Monday evening, deliberated all day Tuesday, and after being out some twenty-four hours and failing to agree, they were discharged. It is understood that this jury stood five for conviction and seven for acquittal. A few civil cases, wherein motions were filed and decrees taken, constituted all the other business that came up for consideration, and the time was consumed during last week and until the middle of Tuesday afternoon in fighting out the four criminal cases brought to issue.

The case of the State vs. John Kelly was given to the jury early Thursday evening last, and by 10 o'clock they had arrived at their verdict. The prosecutor in this case was Evangelina Dexter, and Kelly was charged with a statutory offense. The jury deliberated about two hours and returned their verdict of not guilty, following which the defendant was discharged and his bondman exonerated. The jury in this case was composed of Sam J. Turner, Mrs. Nina Biddle, T. E. Broyles, Roy Stender, Mrs. Ruth Mason, Louis Balsiger, Mrs. Eppa Ward, Frank S. Parker, J. O. Archer, Andrew Olson, T. E. McDaniel and A. W. Gemmill.

The jury chosen in the case of State vs. Henry Bauer was W. H. Cleveland, T. E. McDaniel, Robert Allott, J. E. Crabtree, E. E. Rugg, Olaf Bergstrom, Wm. Swanson, J. C. Owen, Mrs. G. H. Hayden, B. B. Kelley, J. O. Archer, and Roy Stender. Bauer was defended by Messrs. Collier, Van Vactor and Sweek, and the prosecution was in charge of District Attorney Notson, assisted by G. L. Hedges.

A directed verdict in the case of State vs. Adkins was ordered upon motion of attorney for defense, Jas. A. Fee, after the state had presented its evidence, and this was returned, finding the defendant not guilty. Grounds for the motion were: That the evidence submitted by the state showed that all witnesses testifying were accomplices in the commission of the crime charged and their testimony had not been corroborated by other evidence tending to connect the defendant with the crime.

The jury drawn in this case was Mrs. Nora Hogue, Mrs. Sadie Sigbee, Guy Huston, Mrs. Reta M. Oviatt, Sam J. Turner, James Hardesty, Mrs. Ruth Mason, Ernest Cannon, Chris Brown, Walter Road, T. E. Broyles and G. C. Jones.

Any further proceedings concerning indictments on the docket will now go over until the regular December term. Other matters were disposed of as follows:

Edward C. Pease Co., plaintiffs, vs. L. G. Westfall and F. D. Wallace, defendants; judgment taken upon default order.

State Industrial Accident Commission vs. J. P. O'Meara, Dudley Gatley and P. G. O'Meara, partners; default and judgment.

State Industrial Accident Commission vs. J. P. O'Meara and P. G. O'Meara, partners; default and judgment.

Laura V. Scott, executrix, vs. Harriet M. Brown; settled and dismissed.

State of Oregon vs. Paul Jones; order entered referring indictment back to grand jury for further consideration.

Pending Judge Parker and Court Reporter Beckwith, with a number of the outside attorneys, departed for their homes on Tuesday evening and early Wednesday morning.

ESCAPES POSSIBLE DEATH. Dick Lahue, who lives alone at his home about a mile south of town, came near being roasted alive Sunday evening. He went to bed, and after lying down, took to his pipe and evidently went off to sleep while smoking. The fire from the pipe alighted the bed clothes, and had it not been that a party passing noticed the smoke issuing from the house, Lahue would have been burned along with the building. As it was he escaped injury, but much of the bedclothing was destroyed. A loaded pistol under his pillow had the scabbard nearly burned off but it was not discharged.

LEXINGTON CHRISTIAN CHURCH. You are invited to hear the sermon next Sunday morning at 11 a. m. Subject, "The Key That Unlocks." It will encourage and inspire you. Don't miss it.

Bible School at 10 a. m. E. L. WOOD, Minister.

Sunday-Monday

Midnight Star Theater

Near East Relief Work Receives Good Support

Miss Marie Nadelhoffer who spent a week in Morrow county in behalf of the Near East Relief, reported generous contributions from our citizens and institutions. Three Heppner school teachers pledged \$100 for the support of one orphan for a year, and the Episcopal and Methodist churches each raised amounts sufficient to do likewise. The benefit show at the Star theater Saturday morning netted 118 cans of milk.

Miss Nadelhoffer spoke at the Lexington Congregational church Sunday night and at Hardman Monday night, receiving generous contributions at each place. The Lexington church took an orphan to care for one year. Wm. Meidinger, school principal, conducted the Hardman meeting and Rev. I. V. Parker, Methodist minister of this city, delivered a sermon. Miss Nadelhoffer departed for Portland Tuesday morning, feeling well pleased with the kind treatment and generous contributions accorded her here.

LENA-VINSON ROAD TO BE SURFACED AT EARLY DATE, PLAN

State Highway Commission Will Let Contract for Work at Their October 25 Meeting.

East Oregonian.

Contract for surfacing the last remaining uncompleted stretch of highway between Pendleton and Heppner will be let at the October 25 meeting of the state highway commission at Portland, it was learned here today. The road to be surfaced is known as the Lena-Vinson stretch of 15 and a half miles and with its completion this winter the road from Pendleton to Heppner, a distance of 60 miles, will be in excellent traveling condition.

Work it is believed will start on the fifteen mile stretch within 30 days after the contract has been let by the state highway commission. Plans for oiling the highway between Pendleton and Vinson are also under way, according to County Judge Schanpen. This work will be done by the state and will not be actually undertaken until spring. However, the state is now preparing to let the contract for providing the fine gravel needed during the oiling process.

Presumably the entire Oregon-Washington highway will be oiled after the Lena-Vinson gap has been surfaced.

Representative Explains Ford 5-Day Work Plan

Calling the editor's attention to an editorial printed in the columns of the Heppner Gazette Times last week, which he declared was a gross misstatement of fact, J. S. Cooper, district representative of the Ford Motor company from Portland, explained this morning what he said was the real reason for the new Ford plan of a five-day work week. The editorial referred to is "Another Ford Fallacy" and was received by this newspaper in a news service put out by the Publishers' Autocaster Service.

The five-day week is a fundamental policy of Mr. Ford's, Mr. Cooper said. It is effective not only in the construction end of his business but in the distribution end as well. The Portland division is now operating on the same basis as the big Ford factories.

Mr. Ford adopted the plan because he believed it economically sound, and not because of any slump in business. That there has been no slump is indicated by the fact that Ford sales already in 1926 have surpassed the total sales of 1925, and that Mr. Ford's belief is borne out is substantiated by production figures that show as many cars being turned out under the new system as under the old six-day week plan.

Under the old system, Mr. Cooper explained, the time of the man employed in the cities was practically all taken up by his work. Leaving his job at 5 o'clock in the evening, by the time he could get home and change clothes it was near 7 o'clock, permitting him to spend little time with his family or for amusements. Only one day was left for the homeowner to do necessary work at home, work similar to that required of him the other six days. Therefore, little or no time could actually be counted for rest or recreation. The new plan is designed to give employees one day for work at home and one day for recreation. The added efficiency made possible in employees by this day of recreation, plus the speeding up of machinery is responsible for keeping production on the same level it was previously.

If the five-day week were to be adopted universally, it would be a big boost to business generally, believes Mr. Cooper. The extra economic goods used by the workmen in the extra day of work would create larger demands, forcing the factories to greater output. This in turn would provide more jobs and better wages, besides bringing about better manufacturing methods.

LEGION ENTERTAINS AUXILIARY. Heppner Post No. 87, American Legion, entertained for the Auxiliary at Legion headquarters Tuesday evening. The early part of the session was taken up with a joint business meeting of the two organizations, after which several novel features of entertainment were put through under the guidance of P. M. Gemmill, head of the Legion committee. Prizes were given the winners in the different events and bountiful refreshments were served.

FREDERICK STEIWER ADDRESSES FARMERS

Candidate Corrects Story as Erroneously Given in Pendleton Paper

BACKS UP McNARY

Radio Address of Last Wednesday Makes Position Clear; Feels E. O. Report Misstates Position.

(Pendleton East Oregonian, Oct. 18) Portland, Ore., Oct. 17, 1926. Editor East Oregonian:

My attention has been called to a news story appearing in your issue of October 16th, under a headline "Steiber classed as against McNary bill." In this news story it is stated that I am unfavorable to "the McNary ideas of farm relief" and that this information is in accordance with a news story in the Portland Oregonian. It is also stated that the news story is a Portland dispatch to the New York Sun. Your article then sets forth a dispatch referred to.

The whole story is misleading. The dispatch quoted in the Oregonian did not go forward to the New York Sun as stated in the East Oregonian, but was a dispatch sent to the New York Times by a special correspondent of that paper who was in Oregon last week. The New York Times is the leading democratic newspaper in America. The correspondent who sent the dispatch had no interview with me.

There is no reason for misunderstanding as to my attitude upon the subject of farm relief and there is no misunderstanding among those who desire to know the truth. Among the active workers for farm relief legislation in Oregon are Senator McNary, Congressman Sinnott and our former representative, A. R. Shumway, all of whom are supporting me in this election.

Upon last Wednesday evening in a radio address I reiterated my position upon this subject and restated my views as I had stated them before the primary election. I am taking the liberty to enclose to you herewith the radio address referred to and will be indebted if you will have it published in the East Oregonian and give it as favorable a position in your paper as you have given to the erroneous story of yesterday.

FREDERICK STEIWER. RGV Address, Oct. 13, 1926. To the Voters of Oregon:

I am addressing you tonight as the republican candidate for United States senator and in order that my hearers may not grow impatient for something more entertaining, I will undertake to conclude in ten minutes.

One of the great subjects confronting Oregon and the West is that of relief for agriculture. In order that you may know that it is not presumptuous for me to discuss this subject, I will begin by saying that it is one in which I have long been interested. I was born, raised and partially educated upon a farm in Oregon. Since I have lived in Pendleton I have engaged in a substantial way in raising wheat. I have had some experience in the livestock industry. As an attorney many farmers and livestock men are numbered among my clients. I sided in the organization of the Oregon

(Continued on Page Eight.)

Beloved Airedale Faithful To Last Order of His Master

Of all kind words of tongue or pen, no kinder words can be said, indeed, than these: He died in the service of his master.

King was sent over the creek bank to retrieve a bird. Unhesitatingly, he went, without ever a semblance of weariness displayed by a muscle of his shaggy airedale body. He carried it out of the water, and then, as if the load were too much for him to carry, dropped his burden and laid at length on his belly before it, resting his head on his outstretched forelegs.

His master called, "O King! come on with that bird." The faithful dumb brute rolled his eyes under lifted eyebrows, then slowly raised the bulk of his chubby body, as if trying his legs to make sure they would stand his weight. He again picked up the bird and with lowered head dug it a few feet. But, involuntarily, his legs collapsed beneath him, and he was unable to move.

The master, impatient at King's seeming misbehavior, went to the creek bank to reprimand him, a fellow hunter by his side.

"He's all in, Bert," said Bub, the fellow hunter, when the sight below the bank met their gaze. Bub descended and took the bird from the dog's mouth. Whereupon King again arose, and, being relieved of his burden, found himself able to carry his own weight to the top of the bank where he was once more forced to lay down.

Recognizing that Bub was right, Bert took off his coat and covered his chaggy old friend, proceeding to massage him to stimulate heart action. King, with tight set jaws, lifted gaze, and drooping ears, depicted all the pain, appreciation, guilt and plea for mercy possible for one brute countenance to express. Then, without warning, he lifted his head, opened his mouth, emitted a sorrowful, "O-o-o-w-o-o-o-o," and laid still—dead.

King was the faithful and beloved pet of Mr. and Mrs. B. P. Stone. Having been reared since a pup in Heppner, he was widely and favorably known by many people in these parts. His demise occurred Sunday, the opening day of the Chinese pheasant season, at the age of seven years, in the course of a hunt with Mr. Stone, E. E. "Bub" Clark, and a party of sportsmen. Heart failure was the cause of death.

The fine Airedale was popular because of his mild disposition and his

many accomplishments, largely the result of Mr. Stone's training. He is believed to have been one of the best all-round dogs ever owned in Heppner, showing at times almost human characteristics.

Citing King's ability as a bird dog, it is said that Sunday morning he flushed seven pheasants from a field that immediately previous had been hunted by five other dogs. It is also said to his credit that he never failed to retrieve a bird for which he was sent.

One can readily appreciate the natural sorrow of the Stones over the loss of King when such facts concerning the dog's worth are learned.

Besides being a good hunter for either birds, deer or other large game, King was an ideal watchdog. Though he entered the back yard of the Stone property to get a bottle of booze that had been thrown there, King would not let him in though the marshall used every means coming to mind to make the Airedale understand. He had no trouble getting the bottle the following morning, however.

King seemed to understand many things his master and mistress said to him. When Mrs. Stone told him to get some wood, he would do so, though he would quit with the third or fourth stick and Mrs. Stone would not urge him further. The pet was let into the house in winter time, and when bedtime came at the mention of "Bedtime, King," he would scurry off to the clothes closet and return with the Stones' bed slippers. Before letting go of the last slipper, however, he would shake it and play with it for several minutes, showing his reluctance to part company with his friends.

King was a fighter when necessity demanded, making his superiority in Heppner dogdom felt on many occasions when his good nature was imposed upon too far. It is said of him, however, that he never picked a fight. Though King may soon be forgotten by the Heppner public, his memory will long be revered by the many sportsmen whose lot it has been to hunt over him.

WANTS HOSPITAL

W. H. French of Hardman believes he has an ideal location for the Eastern Oregon Tuberculosis hospital should it be authorized by the voters of the state on November 2, as he thinks it should be. Mr. French declares a tubercular patient was once taken care of for the winter at his place, who did remarkably well there. He attributed the gain in health to the high altitude, right at 4000 feet, and beneficial water, said to be high in sulphur and magnesium content. When the Heppner-Spray highway is completed through, joining the central Oregon and Oregon-Washington highways, the location will be highly accessible. Mr. French said he would gladly donate an acre of land for the site, and would sell additional needed ground at a reasonable figure.

A PROCLAMATION

In years past it has been the custom of Halloween celebrators to move and otherwise destroy property, both public and private; also the habit of placing obstructions in the streets and highways which endanger life in this day of automobiles. Believing such customs should not be tolerated, I, E. G. Noble, Mayor of the City of Heppner, do hereby proclaim every property owner and household clothed with police authority to make arrest of anyone committing such violations in their presence, and surrender such party or parties so arrested to the police authority of the city. This is not a privilege but a duty you should perform.

E. G. NOBLE, Mayor.

DANCE, DANCE, DANCE

All Oddfellows and Rebekahs invited to dance at Lexington Hall Friday, Oct. 22nd. 30-1

Second hand heaters and ranges. Case Furniture Co.

Ukiah Man Brings In Biggest Buck of Season

A five point buck, weighing 253 pounds drawn, was the kill of W. W. Hinton of Ukiah this week, and was brought to Heppner for entry in the Peoples Hardware company prize buck contest. A large number of people viewed the prize animal yesterday morning when it was hung from a derrick beam at the side entrance of the hardware store. The kill was made in the vicinity of Big creek in the Ukiah woods.

Competition has been keen in the contest the past week, Edward Smith of Portland weighing in a buck at 244½ pounds drawn, and Owen Leathers of Hardman bringing in a 251½-pound big horn, weighed with heart and liver. A picture of Mr. Hinton beside his kill was taken this morning and will be sent to the Oregon Sportsman for publication.

The prize offered in the contest in which Mr. Hinton now leads the field is a beautiful 30 Express Remington rifle valued at \$50. The contest ends with the close of the deer season today.

LOCAL NEWS ITEMS

John T. Kirk and family have moved into their property in town from the Dexter ranch on Willow creek where they have lived for the past three years. Mr. Kirk has given up the place and we understand it has been leased by Frank Wilkinson for the coming three years. Mr. Wilkinson is extensively engaged in the sheep business and he will find this place useful in his operations. Mr. Kirk is not decided as to what he will do, but states that he will be rustling at something.

Dr. A. D. McMurdo is expected to return today from his hunting trip of more than a week in the mountains. Dr. M. A. Leach of Pendleton and F. B. Nickerson, abstractor of this city, were with Mr. McMurdo last week. W. W. Sneed, postmaster, went up to join him a few days ago and will return today also. It has not been learned just how much deer meat this party of hunters brought down.

E. J. Keller of Lexington was the representative of Doric Lodge No. 29, K. of P. at the grand lodge meeting recently held in Corvallis. With numerous other delegates, Mr. Keller made a visit also to the Pythian home at Vancouver, Wash., presided over by Mr. and Mrs. C. F. Trimble, formerly of this city, and they asked Mr. Keller to convey their kindest regards to all Heppner friends.

Ralph Stanfield of Echo, Dr. Best and Joe Moneys of Pendleton, Joe Pedro and son Joe, Jr., of Pilot Rock, and W. V. Pedro of this city composed a party of deer hunters returning from the North Fork of the John Day yesterday. Their bag included seven bucks, of which Bill Pedro claims two.

Miss Leora Devin, who is a teacher in the Stanfield schools, was a week end visitor at the home of her parents, Mr. and Mrs. S. P. Devin, in Heppner.

Roy Wakefield arrived in the city yesterday evening from Fresno, California. He has been busy shaking hands with many old-time friends.

John Hitt, local merchant, journeyed to the timber early yesterday morning in a final attempt to get a buck.

D. C. Wells was in the city from Pendleton on Saturday, attending to business matters here.

E. Jay Merrill, Hardman resident, was an interested attendant at court the past week.

Committee to Present Bill On Migratory Stock Tax

Roger W. Morse, county agent, this week received a letter from Hugh Sproat, secretary-treasurer of the Oregon Wool Growers association, notifying him of his appointment on a committee to recommend to the executive committee of the association a bill to be presented at the next state legislature dealing with migratory stock tax and also a uniform assessment on livestock. This committee, appointed by K. G. Warner of Pilot Rock, president of the association, includes Dick Richards of Canyon City, W. L. Tucker of Prineville, and Mr. Morse.

The present migratory stock law has been held unconstitutional, said Mr. Sproat, and it is the desire of the officers of this association to get a bill drawn up which will be fair to the stockmen and counties.

CELEBRATES 93RD BIRTHDAY.

On last Thursday Mrs. Henry (Willingham) Howard of this city celebrated her 93rd birthday at her home, and was greeted by a number of friends who came to see her in the afternoon and offer felicitations. Mrs. Howard, who has long been a resident of this city, has, until within recent years, enjoyed good health, but has been helpless of body for the past year or so and has to remain for the greater part of the time in bed. Her mind is clear and active, however, and she greatly enjoys having the friends come to see her. She was especially pleased to be thus remembered on her anniversary and enjoyed the good things to eat that her visitors brought in.

Mrs. Howard is a native of Missouri, born in the year 1833 on the banks of the Missouri river in Calloway county of German and Irish parentage. The visitors greatly enjoyed hearing Mrs. Howard relate events of her life, and because of the brightness of her mind these come to her clearly.

This Week



By Arthur Brisbane

Driving Out Labor. Russia's Friendship. Hunting the Flea. Pout, Sniff, Look Alive.

Mr. Green, able, conservative and respected head of the American Federation of Labor, was invited to speak before the Young Men's Christian Association in Detroit, then told that his speech could not be delivered in that institution. Labor leaders were asked to speak from various Detroit pulpits, then told the churches did not want them.

There may be good reasons for these sudden changes. But Christ, who drove the money changers from the Temple, might be surprised to see his modern representatives driving laboring men from the pulpits. It looks, according to the union men, as though money changers were "on top" once more.

In a little while Queen Marie of Rumania, with her pretty daughter, will be dining at the White House. The Queen will be able to tell her husband that she met one American that did not insist on talking about himself. H. G. Wells says that is our trouble, you know.

If the Queen will take a sheet of paper as big as a playing card she will be able to write on it all that the President will have to say, beyond politely answering direct questions. But when the interview is over the President will know a good deal about Rumania. He believes in listening, and that's one reason why he is President.

Professor Jerome Davis, of Yale, reports an interesting talk with Stalin, the real ruler in Russia. Stalin says Russia is willing to pay the money that foolish American bankers lent to Kerensky. Stalin really should do nothing of the kind. Those childish bankers grabbing at usurious interest rates and discounts, ought to digest that lesson.

They are now lending billions of the American people's money to various concerns in Europe. Many of those billions will never come back.

However, that's another story. The important point made by Stalin is that it might pay the United States to be friendly with Russia. Stalin said, "Russia now needs the United States. Possibly the day might come when the United States might need Russia's friendship."

The Pan-American health conference declares war on the bubonic plague flea, from the Arctic to the Antarctic.

This means killing rats, ground squirrels, flea bearing creatures of all sorts. Samples of fleas captured will be sent in for identification.

Nothing permanent, however, will be done until man completes his conquest of the globe by removing from it, mercifully, all animal life other than his own.

The gaining crocodile from whose gums and tongue the tetes fly extracts the germs of sleeping sickness, must go, also dear little pussy, that carries diphtheria germs in its fur to the little girl's face.

The latest beauty cult, must come here. It says: "Work all the muscles of your face, keep young, retain your alert appearance. Pout your lips to make them handsome and full. Roll your eyes frequently and SNIFF. Sniff violently, forming wrinkled ridges on the bridge of the nose. Move your eyebrows up and down. Only a dead face, with no muscular action in it becomes an old face.

That advice is taken literally by inhabitants of the monkey cage. They do all that the beauty cult suggests. Our ancestors, apellike, did the same until language was invented. As men became civilized they used words instead of gestures and twitching faces. A man sneezing still uncovers his canine tooth, getting it ready to bite without cutting his lip, as do the baboon and wolf. But the calm face is the higher type. Compare the Venus of Milo and stop.

DANCE! Oddfellows and Rebekahs are welcome at I. O. O. F. hall, Heppner, Saturday night, October 30th. Dances start at 8 o'clock. Invitation cards from committee.

ALBERT ADKINS, A. J. CHAFFEE, LEE SLOCUM.

Seed Rye at the Brown Warehouse.



THE DARKEST DAY IN HISTORY

By A. B. CHAPIN

