

# LAW'S LEGALITY IS MAIN POINT IN MONKEY CASE

WINCHESTER, Tenn., June 18.—(A.P.)—The validity of the Tennessee law prohibiting the teaching of evolution in public schools of the state, is the principal question involved in the trial at Dayton, July 19, of John T. Scopes, for the alleged violation of the law. A. T. Stewart, attorney general of the eighteenth judicial district, declared here today.

The legal phase of the case is about to be lost sight of, Mr. Stewart declared, asserting however, that it will be the purpose of the state to insist that the law is constitutional and that the state legislature was entirely within its province in the passage of such an act.

"The public schools of the state are maintained by the funds collected by the taxpayers," he said, "and my reason reveals to me that the state has a right though in legislature, to control the curriculum of the public schools."

"The questions involved in such a case as would be presented in the Scopes affair," he declared, "are manifestly for thinkers and sane, sincere and loyal Americans. The line up certainly has the color of fanaticism vs. tolerance."

# STONE IDENTIFIED AS SCENE OF PARLEYS WITH CAPTAIN JACK

KLAMATH FALLS, Ore., June 18.—The stone in the lava beds on which General Canby sat while in conference with Captain Jack, Modoc chief, in order to arrange a peace between the white and the redman during which conference Canby and several of his aides were murdered by Captain Jack, was identified Friday by Jeff Riddle, son of Winema, heroine of the Modoc war. It will be brought to Klamath Falls to be kept as a relic.

A large party of tourists visited the old Modoc battlegrounds Friday, together with a few old Modoc Indian survivors and Captain O. C. Applegate, only white surviving officer of the war. J. B. Horner, professor of history of O. A. C., was in the party, collecting data for a new history on Oregon Indian wars.

Thursday Riddle led the party to Lost cave, where a band of Indians in 1847 were chased and withstood a smoking out process for seven days before military volunteers finally gave up the siege. So far as is known, Thursday was the first time a white man has ever entered the cave and the first time anyone has since 1847.

# New Books Received at County Library

New books at the Jackson County Library, June, 1925.

Fiction — Aldrich, Mother Mason. Anthony, The Golden Village. Ashton, Wanderling Stars. Boyd, Drama. Cameron, Johnnyover. Cole, Goin' On. Fouten, Colver, If Dreams Come True. Connolly, Out of Gloucester. Dunham, The Trail of the Conestoga. Erskine, The Laughing Rider. Fletcher, The Wolves and the Lamb. Gibbs, The Reckless Lady. Gibbs, Soundings. Holt, The Low Road. Hopkins, She Blows! and Sparm at That! Lane, He Was a Man. Lehman, Wild Marriage. McCarter, Widening Waters. Macaulay, Orphan Island. Millin, God's Street-children. Monroe, Behind the Ranges. Mundy, Om, the Secret of Abor Valley. Reymont, The Peasants Autumn. Richmond, Red of Redfields. Sabatini, Mistress Wilding. Sinclair, The rector of Wyck. Smith, Porto Bello Gold. Sublette, The Scarlet Cockerel. Terhune, Najib. Watts, The Fabric of the loom.

Non Fiction—Dickinson, One Thousand Best Books. Dewey, Some Magazines and Magazines Makers. Fierce, Mobilizing the Mid-Brain. Martin, Psychology. Cabot, The Sense of Immortality. Fosdick, The Modern Use of the Bible. Ross, Roads to Social Peace. Wells, A Year of Prophecy. McAdoo, When the Court Takes a Recess. Wilson, H. W. & Co., The Reference Shelf. Story, How to Dress Well. Shepard, Paul Bunyan. Robertson, X-ray and X-ray Apparatus. Armstrong, Chemistry in the Twentieth Century. Millikan, The Electron. Shipley, Life. Wiggam, The Fruit of the Family Tree. Porter, Tales You Won't Believe. Berann, The Glands Regulating Personality. Peters, Diet and Health with Key to the Calories. Proudfit, Dietetics for Nurses. Quick, The Real Trouble with the Farmers. Atkinson, The Woman on the Farm. Brisson, Farm Life Abroad. Oppenheim, Wilded Seeds. Chapp, Manual of Vegetable Garden Diseases. Curtis, Use of Artificial Light to Increase Winter Egg Production. Jackson, Profitable Culling and Selective Flock Breeding. Andrews, Economics of the Household. Cruess, Home and Farm Food Management. Fales, A Simple Course in Home Decorating. Anderson, Henley's 222 Radio Circuit Design. Lescarbours, Scientific American Homeowner's Handbook. Townsend, The Book of Gardens and Gardening. Orloff, A Garden Bluebook of Annuals and Biennials. Townsend, The book of building and Interior Decorating. Norton, Freehand Perspective and Sketching. Kellogg, Home Furnishings. Seranton Lace Co., New Outlooks for Every Home. Barnes, Picture Analysis of Golf Strokes. Lincoln, The Ranch. Morley, Modern Essays. Enders, Swinging Lanterns. Powell, By Camel and Car to the Peacock Throne. Akeley, In Brightest Africa. Barnes, Across the Great Cr-

# MITCHELL CONTRACT WITH FISH COMIS'ION DECLARED INVALID

SALEM, Ore., June 18.—The state fish commission has authority to discharge an employe at any time and therefore has no right to sign away such right by entering into a contract with any employe for any stated period of time. Attorney General Van Winkle takes this position in an opinion relative to the employment of Hugh Mitchell as director of hatcheries, with whom the commission entered into a contract for four years

at \$350 a month. The attorney general holds that the contract is invalid. This opinion from the attorney-general probably means that the fish commission, which will be newly organized by the recent appointment of A. G. Beals and S. M. Garland as members, who attempt to dispense with Mitchell's services. Mitchell will probably fight this, since he is believed to have fortified himself with legal opinion before he entered into the contract with the state.

Mitchell was employed by the commission more than a year ago, shortly after the commission had dispensed with the services of E. C. Clanton. Mitchell had for twenty years been in the government hatchery service and refused to enter the state service except on condition he be employed for a period of years.

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