

PIERCE VETO IS UP HELD BY THE SUPREME COURT

Governor Within His Rights in Vetoing Special Election Act of 1925 Legislature—Legislation No Different Than Any Other Bill.

SALEM, Ore., Oct. 7.—Governor Pierce was within his constitutional right, and authority when he vetoed an act of the 1925 legislature calling a special election and appropriating money for the purpose. This is the opinion of the supreme court in a decision handed down in the case of the state on relation of L. L. Swan of Albany, a member of the legislature, against Secretary of State Kozzer. It was an original proceeding in mandamus to compel the secretary of state to carry out the provisions of the act notwithstanding the executive veto.

The opinion was written by Justice Brown, sustaining a demurrer to the alternative writ. The opinion holds, in effect, that the measure from the point of view of legislation was no different from any other bill passed by the assembly. "An examination of the bill itself," says the opinion, "shows that it was a proposed law. It was treated by the legislative assembly as a proposed law. Likewise, the governor deemed it to be a bill for an act, and he exercised his constitutional prerogative when he vetoed it. It has all the component parts of a proposed statute. Every section contained therein was contemplated by the legislative assembly to be a section of a proposed statute. . . . By disapproving that measure the chief executive exercised a power vested in him by the constitution."

Swan contended that the measure was not ordinary under the constitution. He held, in effect, that the measure, house bill No. 517, was but an order for a special election provided by the constitution.

The veto led to many political charges and counter charges. The bill provided that the special election should be called only in event the referendum were invoked against some of the revenue producing measures passed by the legislature. These were mainly the tobacco tax act, the so-called tithing act, the latter providing that self-sustaining state activities pay a part of their proceeds into the general fund of the state.

The referendum was invoked upon all these measures. The governor was accused of desiring to have the people vote on these measures, should they be referred, at the same time as the Dennis resolution which he bitterly opposes. It provides for a constitutional amendment that would bar income and inheritance taxes in Oregon for fifteen years.

Other opinions today were: Lewis Pankey, appellant vs. National Security company, appeal from Klamath county. Suit to recover money. Opinion by Justice Rand, Judge A. L. Leavitt affirmed.

Olive A. Squires, appellant, vs. Isaac J. Squires et al. Appeal from Yamhill county. Suit for divorce. Opinion by the court, Judge H. H. Belt affirmed. Thomas Roesser vs. Lulu Roesser. Appealed from Columbia county. Suit for divorce. Opinion by Justice Burnett, Judge J. A. Eakin affirmed. Petition for rehearing denied in Cale vs. Canadian Bank of Commerce. Petition for further opinion denied in Wallace vs. American Life Insurance company.

OFFICIAL DIVORCE TOTAL REACHES 69

Revised figures of the county clerk's office, up to October 31, based on statistics received from the secretary of state's office, show that 69 divorces have been filed so far this year in Jackson county.

For the quarter ending March 30, 23 divorces were filed; for the quarter ending June 30th, 16 divorces were filed, and for the quarter ending September 30, 30 divorce suits were filed.

Grand Jury Requested To Remain in Session

The circuit court Tuesday issued an order instructing the present grand jury to continue through the October term of court, and is scheduled to reconvene October 16, with the petit jury meeting October 26. The order states that the present grand jury is "experienced" and conversant with matters and it would be "economical and for the best interests of the county to continue."

The quarterly report of the county clerk shows that the petit jury cost for the last three months amounts to \$1216.50, and the grand jury cost to \$138.20.

"Tightwad Hill" Is No More. BERKLEY, Cal.—Several thousand persons have witnessed their last free football game at the University of California and "tightwad hill" is gone forever. The university authorities have designated the hill, which overlooks the stadium, as "forbidden ground."

Ku Kluxers Exonerated. FRESNO — Ku Klux Klansmen were exonerated by police following investigation of alleged attempts by them to intimidate attendants at a negro church meeting last week.

Cook with gas.

CARRIER PIGEONS USED ON COAST TO DELIVER ORDERS

En route to Portland today via express are 25 young homing pigeons from the home loft of the Sperry Flour Co. at Santa Cruz, Calif. They constitute the Portland homing pigeon loft of the Sperry Flour Co. Nine of the young flyers have been named Miss Portland, King Columbia, Prince Mt. Hood, Lady Willamette, Chief Multnomah, Miss Rogue River, Prince Lewis and Prince Clark and Ezra Meeker. Lady Drifted Snow, Queen Snowflake, King Olympic, Prince Sperry and Princess Wheat Hearts are the names of five others.

The rest of the flyers have been named after the Sperry salesmen of the Portland territory, which includes Medford, who will use them for sending in orders from points on their routes to the Portland office—to give Sperry customers "double duty" service on deliveries. These flights will serve as training flights for the little air messengers.

GIRL PRODIGEE IS A GOOD COOK, HAS NO USE FOR COSMETICS

NEW YORK, Oct. 7.—(A. P.) Miss Marion Talley, unboomed sophomore from Kansas City who has achieved a Metropolitan opera house contract at the age of eighteen, likes to cook. Her preference is for layer cakes, but she will boil potatoes or fry chicken with nearly as much pleasure. Three years ago, when she was given a tryout at the Metropolitan which led to a contract after study, she wore her auburn hair in curls. "But I've had to do it up now because I'm getting older," she said. "I don't intend to bob it. For one thing, I might get in hot water at home."

Her mother, Mrs. C. M. Talley, confirmed this by nodding her head and smiling. Mrs. Talley, who has taken an apartment west of Central Park says that household duties will be divided between her two daughters according to their own preferences. "Marion does most of the cooking," Mrs. Talley said. "She likes to shop for groceries and choose the food. Her sister Florence prefers to sew."

"Florence makes nearly all of my clothes," volunteered Marion. "I can sew but I don't care enough about clothes to sew for myself."

Her father, a telegraph operator for the Missouri Pacific railway at Kansas City is not expected to move to New York with his family at present.

Interviewers were amazed to note that the young singer used no cosmetics and was dressed with almost severe simplicity.

The Screen By Ye Press Agent.

Mix Packs Thrills at Rialto. Swift action and tense dramatic situations fill "The Rainbow Trail," Tom Mix's latest picture, which opened a three day run at the Rialto theater yesterday.

Tony, Mix' wonder horse, carries his master through perilous situations, and Mr. Mix performs many deeds of new daring. Lucien Littlefield, Mark Hamilton, Anne Cornwall, Steve Clemente, Fred De Silva and Diana Miller skillfully portray the roles. Vivian Oakland, Tom Delmar, Doc Roberts and Carol Holloway make up the excellent cast.

An Effective Method. TANGHER.—Abd El Krim, foreign minister, accused of being a traitor, has been blown to pieces by the Rifits at the cannon's mouth.

Particularly the Fat Ones. NEW YORK.—Dr. Copeland Ussar is starting a chain of restaurants to show fat and thin men what to eat.

COLDS THAT DEVELOP INTO PNEUMONIA

Persistent coughs and colds lead to serious trouble. You can stop them now with Creomulsion, an emulsified creosote that is pleasant to take. Creomulsion is a new medical discovery with two-fold action; it soothes and heals the inflamed membranes and inhibits germ growth. Of all known drugs, creosote is recognized by high medical authorities as one of the greatest healing agents for persistent coughs and colds and other forms of throat troubles. Creomulsion contains, in addition to creosote, other healing elements which soothe and heal the inflamed membranes and stop the irritation and inflammation, while the creosote goes on to the stomach, is absorbed into the blood, attacks the seat of the trouble and checks the growth of the germs. Creomulsion is guaranteed satisfactory in the treatment of persistent coughs and colds, bronchial asthma, bronchitis and other forms of respiratory diseases, and is excellent for building up the system after colds or flu. Money refunded if any cough or cold is not relieved after taking according to directions. Ask your druggist. Creomulsion Company, Atlanta, Ga.

adv.

WHO CAN VOTE.

Any citizen of Medford, man or woman, over 21 years of age, who is either a registered voter or who has resided in the city and precinct thirty days. If not registered you must be sworn in at the precinct where you reside when you go to the polls to vote. It is not necessary to be a property owner or taxpayer to vote.

WHERE TO VOTE.

Voting places for the city election:

- No. 28—Medford, North Main, Fluittner's garage.
- No. 29—Medford, South Main, Armstrong Motor company.
- No. 30—Medford, North Central, city hall.
- No. 31—Medford, South Central, public market.
- No. 32—Medford, North Riverside, Lincoln school.
- No. 33—Medford, Oakdale, Oakdale grocery.
- No. 34—Medford, Newtown, Washington school.
- No. 35—East Medford, residence Mrs. L. E. Stanfield, 501 East Main, P. & E. station.
- No. 36—Southeast Medford, Roosevelt school.
- No. 37—Southwest Medford, residence W. H. Stinson, 304 Hamilton street.
- No. 38—West Medford, residence of Josephine T. Clark, West Fourth street.
- No. 39—Northwest Medford, Jackson school.

WHEN TO VOTE.

Polls open at 8 A. M. and close at 8 P. M., Thursday, October 8.

AUTOMOBILES PAY FOR 9000 MILES OF NEW BUILDINGS

CHICAGO, Oct. 7.—(A. P.)—The automobiles of fourteen middlewestern states have paid their way this year in a very literal sense. License fees and gasoline taxes more than paid for the total expense of constructing nine thousand miles of new automobile roads in those states. However, some states have road extensions this year exceeding tax incomes, but if every dollar taken in by the fourteen states were pooled and applied to the 9000 miles, there would still be left in the pot about \$33,000,000 unexpended. If all the automobiles and trucks in these states were placed approximately end to end on the new road they would cover the entire 9000 miles, three abreast. The licenses issued to date this year in these states show in round numbers more than 8,800,000 passenger cars and trucks.

Big Bill O'Conner Dying in Prison; to Give Secret of Loot

SAN QUENTIN, Oct. 7.—Realizing that he is drifting toward death from a wasting illness and will never leave San Quentin prison, "Big Bill" O'Conner, once leader of a band of criminals, has agreed to divulge the hiding place of \$100,000 worth of loot, most of which consists of and applied to the 9000 miles, there jewelry.

NEGRO TO OPPOSE MARTIN MADDEN

CHICAGO, Oct. 7.—(A. P.)—P. W. Chavers, negro, who organized Chicago's first bank for negroes, has announced his candidacy for congress to oppose Martin B. Madden, chairman of the house appropriations committee. Chavers proposes as his principal plan a bill requiring national banks to file surety bonds with the treasury department. Congressman Madden's district includes part of Chicago's negro section. (Congressman Madden recently visited in Medford and attended a meeting at Crater lake.)

No Vanity Whatever. PARIS.—Gloria Swanson's husband has traced his ancestry back 654 years to show he is really entitled to be called marquis, about which he has no vanity at all. Nor has Gloria, who has had the title removed from theater posters.

Would Rather Fight Than Work

"I suffered for years with stomach trouble and could not eat and just hated for anyone to say work to me. I would rather fight. Since taking a course of Myr's Wonderful Remedy I actually want to work, and talk about eat. I am the last one to leave the table now." It is a simple, harmless preparation that removes the catarrhal mucus from the intestinal tract and allays the inflammation which causes practically all stomach, liver and intestinal ailments, including appendicitis. One dose will convince or money refunded. At all druggists.

Vote 505 X NO

To the Voters of Medford: You are asked at tomorrow's election to vote a bond issue of \$50,000 for the purpose of erecting a "Temporary Courthouse" in Medford.

Jacksonville is the county seat of Jackson county, and will so remain until the voters of the entire county — not of the city of Medford alone — say by their votes that the county seat shall be removed to another town.

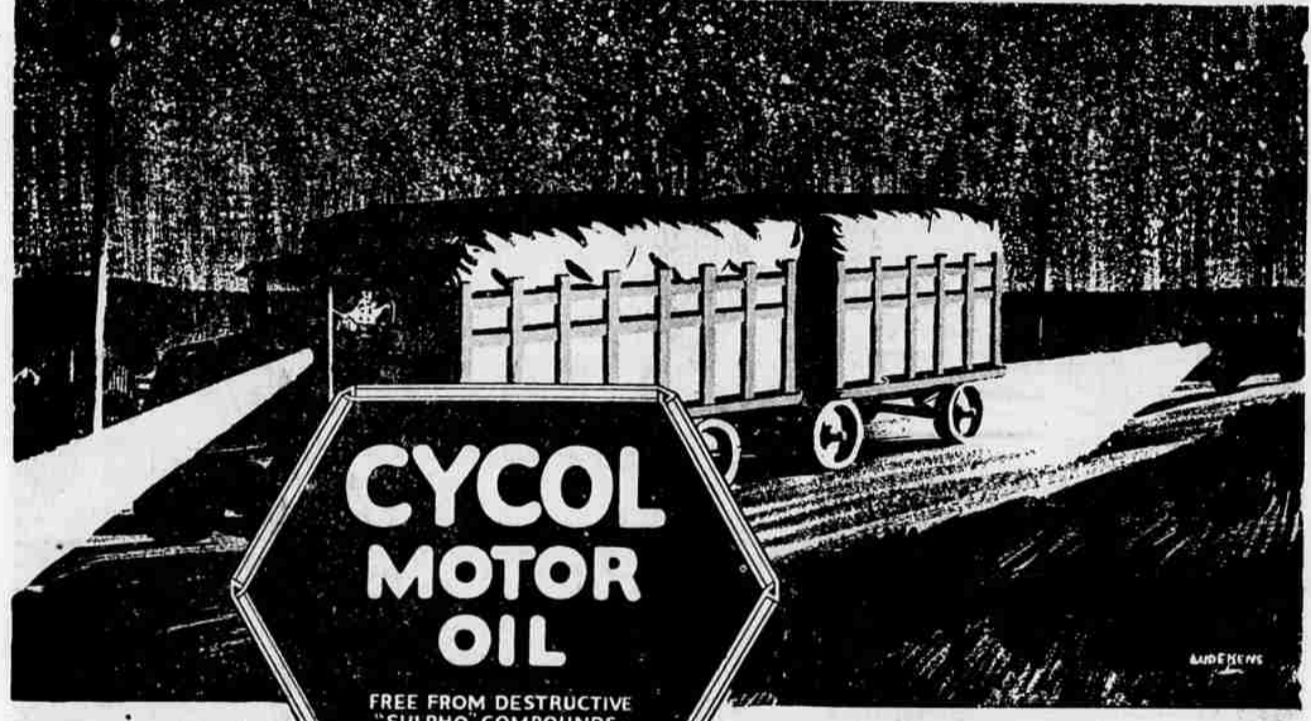
Jackson county now has more than \$250,000 worth of county property, courthouse and jail, in good condition and in actual use at Jacksonville.

The vote tomorrow will not move the courthouse to Medford, nothing will ever move it but a three-fifths majority of all the voters of Jackson county.

Even if Medford should provide this "temporary courthouse" with a bond issue of \$50,000, there would be no legal warrant for moving a single county office from Jacksonville to Medford; such action would be unwarranted and could not be sustained in the courts.

DO NOT BE MISLED
It will be time enough to vote bonds for a county courthouse in Medford when Medford is the county seat, and not before.

Vote 505 X NO



Safeguarding your motor

In the cool of the night, huge trucks hurrying perishable foods to city markets, must not be delayed or halted. For serious loss would result. The operators of these trucks realize the importance of reliable motor lubrication.

Dependability is the outstanding characteristic of Cylcol. And the motorist who uses Cylcol is as confident of results as he is that the sun will rise.

Cylcol does a thorough job of lubrication. Because of treatment given the crude itself at the start of distillation; followed by perfect filtration of the distilled oil; then redistillation and finally, separation by mechanical force. All these are in addition to the recognized purification processes employed by refiners.

Next time try Cylcol. Safeguard your motor.

CYCOL MOTOR OIL

Sustained Quality



Sustained Quality in MOTORMATE means a standard of worth and character rigidly sustained throughout the years

Reg. U. S. Pat. Off.