

TAYLOR DIRECTED TO END ORCHARD BLIGHT BY JAN. 1

Final Decree to Be Based on Hearing Then — Court Holds Community Rights First.

An interlocutory order giving Tom L. Taylor of Central Point until January 1 to clean blight from the remainder of his pear orchard will be entered in Taylor's suit against various state and county agricultural officials, Judge H. D. Norton said in circuit court yesterday afternoon at the completion of testimony.

Taylor sought a permanent injunction restraining the agricultural officials from cutting out the remaining two and a half acres, about six acres already having been removed. A temporary restraining order had halted the officials.

At the termination of the interlocutory order a hearing will be held to determine whether Mr. Taylor has removed the blight to the satisfaction of the agricultural officials, the court said. On the basis of the hearing a final decree will be issued.

Counsel for the plaintiff and the defendants were asked by the court to submit decrees for his use in framing the interlocutory order. It was expected that the order probably would be issued on Monday.

While both sides saw victory in the present status of the case, the court's action appears on the surface at least to uphold the authority of the agricultural officials to step into an orchard to eliminate blight. Judge Norton indicated that if Mr. Taylor did not remove the blight to the satisfaction of the officials by January 1, an order would be issued providing relief from the blight "nuisance."

Judge Norton stated yesterday that more than the individual rights of Mr. Taylor were at stake. He declared that the rights of others were involved, that blight threatens the whole pear industry and therefore the property of the entire community.

The case has been watched with intense interest because it was the first one of its kind to be tried in court.

The suit was directed against Bolton T. White, both as an individual and as director of the State Department of Agriculture, Robert G. Fowler, county agent; C. B. Cordy, deputy state horticultural inspector, and H. E. Warner and Frank McKennon, deputy inspectors, all being named as individuals and in their official capacities.

Mr. Taylor contended that blight conditions in his orchard were not sufficiently serious to warrant the agricultural officials entering the orchard to remove it and that if they did enter they could legally take only such steps as might be necessary in good orchard practice to remove the blight without removing the trees.

The firm of Newbury & Newbury was counsel for the plaintiff. H. Lawrence Lister of Salem, an assistant attorney-general, and District Attorney Frank J. Newman were counsel for the defendants.

COMMUNITY CHEST OPENS NEW OFFICE

Community Chest of Medford, Inc. today opened headquarters at 125 East Main street for the 1938-39 campaign. The new premises were formerly occupied by the F. W. Woolworth store.

The 1938-39 drive will open on October 4 and continue to October 8. O. O. Alenderfer is campaign director this year. Campaign headquarters may be reached by telephone by calling 1742 or 1743.

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Wreckage Marks Storm's Path Long Island



The erratic path of the storm that lashed the eastern seaboard is seen in this picture, made near West Hampton, Long Island, N. Y. Some of the homes appeared untouched while others were shattered like so much matchwood. Hundreds were dead and property damage running into millions in the storm area.

RECEDING WATERS GIVE HOPE FLOOD WILL BE AVERTED

(Continued from Page One.)

PROVIDENCE, R. I., Sept. 23.—(AP)—TINY, hurricane-torn Rhode Island dug through \$100,000,000 worth of debris today in a frantic effort to recover dead and wounded, as a recapitulation of the tragic death toll indicated the total might stand at 230 or below.

The Providence Bulletin said it knew of 184 dead in the state and listed the names of 53 persons as missing but added there were areas "where they haven't started digging yet."

Gov. Robert E. Quinn, after touring the devastated area, appealed to President Roosevelt for aid. The state WPA immediately turned over 3,000 workers to the state to be used in the rescue work.

Tales of abhorrent horror came from the southern shore line in the West-erly region. Westerly itself was one of the hardest hit cities in the hurricane zone.

First accurate accounts from Point Judith reported demolition of the Sand Hill Cove settlement and one reported "sent word the Jerusalem and Galilee settlements, close to Great Salt Pond, were wiped out."

"There is nothing here but land, sea and sky," he said.

Scores of fishermen along the coast lost everything they had in the world and many of them saw their friends and relatives perish before their eyes.

Five bodies floated ashore at Portsmouth and could not be identified immediately. Orswell Peckman and his mother were swept into the Sakonnet River and their bodies were

Storm Refugee Surveys Belongings



As if wondering what might be next, this girl sat among her possessions, dug from one of the many homes destroyed at Oakland Beach, R. I., following the hurricane which swept in from the Atlantic. Thousands of others suffered like plight.

washed ashore at Seapowet, two miles away. Four bodies were found in a crushed cottage at Seapowet.

Dan McDonald, 66, a Shawomet Beach, told of clinging to a wrecked building in the mountainous waves of Narragansett Bay carrying in his arms the 5-year-old daughter of Mr. and Mrs. Luigi Scialo of Providence. Just as he touched bottom at the beach he lost his hold on the child and she perished.

The crew of the tug Gaspee, which

smashed into a drawbridge at Providence, escaped in a lifeboat and rescued Miss Mary Hagerty from a floating tank car on the way in.

'Fails' Trains Crash



Southern Pacific railroad officials charged "man failure" for the head-on crash of two crack passenger trains near Niland, Calif., which left 11 dead and more than 100 injured and said Erle Leonard Jacobson (above), brakeman was the "man who failed."

TWO GIVEN MINOR LEAGUE CONTRACT IN REDS TRYOUTS

Gordon Howerton, 19-year-old third baseman from Grants Pass and Lowry Pennell, 18, an infielder from Smith River, Cal., were today offered contracts with class D teams in the Cincinnati Reds farm system as Mickey Shader and Hank Severid brought to a close the three-day baseball tryout camp of the major league club, which has been held at the high school park.

Providing the two boys' parents agree to their signing the contracts, which is necessary because they are minors, they will report to Muskogee, Okla., in the class C Western association next spring, with all transportation expenses paid, Severid explained. From there, they will probably be farmed out to one of the Reds' class D teams.

Severid and Shader were highly impressed with the actions of both youngsters. Severid said that Pennell looked like a great natural hitter, and that Howerton's throwing arm and actions at the plate were impressive. He bats right handed.

Howerton played with the Grants Pass Merchants in the Southern Oregon league this season, batting .305

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Central at Jackson

Pennell held down first base for five innings for Crescent City last Sunday against the Craters, and cracked out one hit. In the windup camp game early this afternoon, Pennell hit the ball to all corners of the field. He is a right-handed batter.

Howerton and Pennell bring to 10 the number of young players the Reds have signed so far in the present series of camps, to which over 200 prospects have attended. Severid stated that he and Shader were extremely pleased with the turnout here and with the excellent cooperation received from City School Superintendent E. H. Hedrick and all connected with the staging of the camp.

Several other players looked promising, Severid explained, but were just not quite ready for professional baseball. He named Tommy White and Johnny Gitzert of Medford and Chub Howe, the young Crescent City pitcher, as showing class.

Because of the good luck the Reds have had in Medford of picking up valuable youngsters, they will definitely return next season, Severid stated. Two years ago Paul Gehman was signed from this camp, and is slated for a regular mound position with Cincinnati next year.

Trees and brush being cleared out of Texas state parks are being converted into charcoal for use of picnic parties.

Ex-Kaiser Wilhelm is working daily with his servants to cultivate newly acquired land near Doorn House, Holland.

Cooperatives in the Virgin Islands

offer for sale native needlework, basketry and other handicraft.

Tarboro, N. C., has one of the few municipally owned milk plants in the United States.

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Quart, 35c

Tamales, Swifts
2 cans35c

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8-Oz. Pkg. and the New

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Both for 25c

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Ginger Ale . . . 2 Bottles 23c
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Oysters 2 Cans 23c
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Chicken Noodles . . . Jar 18c
Bi-Oregon. 1-lb., 1-oz. Jar

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