

What Is The Law?

This column is prepared as a public service by the College of Law, Willamette University, Salem, to explain basic legal principles, not to provide legal advice. The reader is cautioned not to apply these cases to his own problems without an attorney's advice, for differing facts may change the outcome.

Defective Equipment Can Mean Negligent Homicide

John Smith was in a hurry to load some logs onto his truck and get them to the mill. He loaded six logs, each over 16 feet long, onto the truck and strapped them to the truck with two old, frayed cables. On the way to the mill the truck ran into wet pavement on a sharp curve and skidded off the highway and up an embankment and overturned. As the truck rolled over on its side, the cables securing the logs snapped and one of the logs rolled out onto the highway. The driver of a following car was unable to avoid hitting the log and was killed when his car crashed into it.

John was not hurt. The death shocked and saddened him, but he felt that the personal injury liability coverage in his truck insurance policy would protect him from financial loss. The thought that he might be in serious trouble did not occur to him.

Indicted for Crime

John was sure that a mistake had been made when, following an investigation of the accident, he was indicted for the crime of negligent homicide. He was told by the district attorney that he faced a possible penitentiary sentence if convicted. John reasoned that he might have been negligent, but he was sure that he could not be convicted of negligent homicide unless he were guilty of gross negligence.

Was John right in his opinion?

Unfortunately for John, he was wrong. He is in serious trouble and may indeed be convicted and sentenced to the penitentiary. An Oregon statute provides that when the death of any person occurs within one year as the result of injuries caused by the driving of a vehicle in a grossly negligent manner, that the person driving the vehicle is guilty of negligent homicide.

Proof Not Sufficient

Proof of ordinary negligence or carelessness is no longer sufficient in Oregon to establish guilt in most negligent homicide cases. It is true, however, that when the death is caused by the driving of a vehicle which is known or should have been known by the driver to be defectively loaded or defectively equipped, the driver of such a vehicle is guilty of negligent homicide. John's conduct may not have been grossly negligent, but he knew or should have known that his truck was defectively loaded.

Another Oregon statute provides that loads of logs more than 16 feet in length shall be secured by at least four binders, each having breaking strength of not less than 15,000 pounds. Oregon law also expressly provides that no vehicle shall be driven or moved on any highway unless it is so constructed or loaded as to prevent its contents from dropping, shifting, leaking or otherwise escaping therefrom.



WEARING dollar sign painted on each cheek, Casey Stengel, Yankees' manager, returns to New York from victory in Milwaukee.

WIDER RANGE

New York—UPI—The University of California's Institute of Personality Assessment has found that the creative person is both crazier and saner than the average person. He also is both more destructive and constructive, more primitive and more cultured. In other words, his range is broader in just about everything.

SAFEWAY Congratulates these "CROSS-OUT" Winners!

Here Are Just a Few of the More Than 200 Winners. During the First 3 Weeks of This Fascinating Game You Play Free at Your Safeway Store! A New Game Each Week. See the Safeway Advertisement in This Newspaper Next Thursday for the Next Game and Complete Rules.

Gentle! Strong! White, pink, or yellow

Chiffon Facial Tissue 2 Pkgs. of 400 **45c**

Keeps left-overs and sandwiches fresher

Alcoa Aluminum Foil 25-ft. **33c**

The famous "washday miracle"

"Tide" Detergent 49 1/4-oz. Pkg. **69c**

Foil wrapped to lock moisture out

White Magic Detergent 49 1/4-oz. Pkg. **59c**

The soap is in the pad—shines pots and pans quickly

S.O.S. Scouring Pads 4 Pkgs. of 10 **\$1.00**

For the Finest Meals—Just Remember SAFEWAY

SLICED BEEF LIVER

For an economical meal enjoy tender, delicious beef liver. It's rich in vitamins and minerals that are necessary for good health. Quick to prepare—no waste. **lb. 39c**

Sliced Bacon Standard layer pack—delicious with liver **lb. 65c**

Pork Sausage Safeway's own delicately seasoned pure bulk sausage **lb. 55c**

Ground Beef 100% pure beef—ground fresh daily. 3-lb. pkg. \$1.59 **lb. 55c**

LAMB SALE at SAFEWAY

Safeway lambs are tender, young, U.S. Choice Grade—Treat your family to some tonight!

Lamb Shoulder Steaks **lb. 59c**

Lamb Rib Chops **lb. 79c**

Lamb Loin Chops Center Cut **lb. 98c**

Lamb Breast for Stew **lb. 25c**



ALBUM NO. 4 ON SALE NOW **\$1.37**



WIN! 54 MAJOR WESTINGHOUSE APPLIANCES TO BE AWARDED TO THE WINNERS
Now \$25,000 Skyline Deal—Safeway Contest!
Your choice of major appliances! REFRIGERATORS • FREEZERS • RANGES • SPACE-SAVERS LAUNDRY • DRYER • ROLL-ABOUT DISHWASHER.
Details and Entry Cards at Safeway Stores—Safeway.

STOCK UP ON G.E. LIGHT BULBS!
100 - 200 - 300 watt indirect...ea. 89c
50 - 100 - 150 watt 3-wayea. 69c
30 - 200 - 230 watt, 3-wayea. 65c
150 watt clearea. 29c
100 watt white deluxeea. 28c
100 watt frostedea. 23c
200 watt frostedea. 38c
75 - 60 - 40 - 25 watt frosted ...ea. 21c

Lucerne 3.8 Milk Bonus Quality 1/2-Gal. Carton **47c**
Fresh Bread Mrs. Wright's White or wheat Large Loaf **31c**
Pooch Dog Food Reg. or Liver flavor 3 cans **25c**
Russ-ettes Frozen hash brown potatoes 2 pkgs. **35c**
French Dressing Milani 1890 6-oz. Btl. **33c**
Soda Crackers Snowflakes 2-Lb. Pkg. **55c**
Party Cracker Hi Ho 1-Lb. Pkg. **35c**

Safeway Has Luscious, Perfect Clusters of

TOKAY GRAPES

These are the big red grapes that make your table festive or are grand nibbling any time—the beautiful Flame Tokays. Each grape is firm fleshed... actually "crisp" to bite into... and tantalizingly sweet. **lb. 10c**

Squash Marblehead or Hubbard—Thick meat and grand baked or in pie. **2c**

No. 1 Potatoes Smooth Skinned Oregon Russets. A Special Savings on the **15 LB. BAG 49c**

Celebrate Apple Week Oct. 9-18

Delicious Apples Extra Fancy Grade. Crisp and red. The finest apple for salads or eating out of hand.

7-lb. Poly Bag **99c** Lb. **15c** 23-lb. Box **\$2.89**

Jonathan Apples Extra Fancy Grade. Tart and highly flavored. A grand all-purpose apple.

10-Lb. Poly Bag **99c** Lb. **10c** 23-Lb. Box **\$1.89**

Rome Beauty The finest apple for cooking and baking 23-lb. Box **\$2.19**

Safeway Invites You to Enter the \$100,000 CONTEST

Get your entry blank and complete details of the contest in every woman's FAMILY CIRCLE Magazine... now on sale.

Mink Stole Winner
Mrs. Lee T. Corbeille
3700 East 8th Street
Vancouver, Washington

Westinghouse Dryer Winners
Mrs. Dorothy P. Cookson
9717 S.E. River Road
Milwaukie, Oregon

Mrs. Carl Cloud
2510 Auburn
Baker, Oregon

More "Cross-Outs" Prize Winners

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| A. F. Ward
Talent | Mrs. Paul Libner
North Bend | Mrs. F.A. Siebold
Portland | Mrs. Floyd H. Bates
Baker | Mrs. Roy T. Kelsey
Portland | Mrs. F. Winter
Portland | Helen L. Architect
Portland | Wm. Welding
Portland | Belle Kennedy
Portland | Mrs. Kenneth Zorza
Hood River | Mrs. A. M. Moore
Portland | James M. Seeley
Eugene | Mrs. Dan DeVoll
Beaverton | Lois Dunsmore
The Dalles | Mrs. Avanelle Lewis
Portland | Mrs. L. R. Bullis
Hood River | Charles Talmadge
Jefferson | T. R. Bessler
Eugene | Mrs. Myra F. Pelland
LaGrande | Mrs. Wm. Dollowitch
Boring | Mrs. A. D. Armstrong
Portland | Nel McKeown
Portland | Betty L. Reynolds
Tigard, Oregon | B. T. Walker
Portland | Franklin E. Moser
Baker | Thelma S. Jones
Boring | M. A. Cline
Portland | Ruth Crowe
Portland | Mrs. Stan Foss
Portland | Ernest Ross
Pendleton | Mrs. Wm. Priebe
Chiloquin | J. A. Gray
Salem | Mrs. T. R. Nickelsen
Portland | L. B. Eldridge
Portland | Ella Henderson
Culver | Mrs. Woodrow Walker
Hermiston | Mrs. R. D. Thomas
Baker |
| Alice Rogers
Portland | Roger Thomas
Portland | M. Murphy
Hillsboro | Mrs. A. D. McReynolds
Eugene | Mrs. R. H. Blacksmith
Grants Pass | Wm. F. Bentz
North Bend | Mrs. Marion Chilen
Eugene | Mrs. Harold Snow
Toledo | Mrs. R. H. Gibbs
Portland | Ann Bradshaw
Coquille | C. N. Searles
Baker | Mrs. R. J. McGuire
Portland | Mrs. Erick Nordin
Carlton, Oregon | Mrs. R. Robbins
McMinnville | Mrs. E. Robertson
Portland | D. M. Burroughs
Portland | Lois Martin
Portland | Robert C. Wright
Medford | Mrs. Ray Edwards
Medford | Mrs. Art Gualzow
Longview | Mrs. C. M. Moore
Longview | Clara M. Hartman
Kelso | Mrs. C. A. Raffety
Vancouver | Mrs. J. C. Cannon
Madras | Mrs. Lester V. Black
Longview | Imogene Goodwin
Springfield | Kay Kahles
Albany | Valerie McIntyre
Lake Grove | Mrs. Frances Oliver
Portland | Helen Gruber
Tillamook | Herman Daut
Albany | Mrs. H. E. Eham
Portland | A. M. Jones
Portland | Mrs. A. O. Ford
Castle Rock | Mrs. J. E. White
Corvallis | Richard Ardrey
Portland | Mrs. A. Galluzzo
Portland |

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| E. M. Butts
Portland | Lois Krueger
Phoenix | Roger Wooley
Sweet Home | Maxine Pierson
Myrtle Point | Mrs. Inga Cooper
Corvallis | Mrs. Kay Roberts
Eugene | Madge V. Stewart
Portland | Mrs. Ora Coon
Klamath Falls | Mae Smith
Kelso | Alfred Pilewski
Portland | J. L. McLaren
Portland | Mrs. Robert Collins
Medford | J. H. Wytenberg
Sweet Home | F. R. Gallagher
Portland | Ethel Selivanow
Forest Grove | Mrs. Frank Thompson
Portland | Mrs. Ernest E. Smith
Tigard | Winnie Morley
Springfield |
| Sophia Schenk
Mount Angel | Mrs. Elbert Merrill
Lakeview | Mrs. Gladys Kreibich
Longview | Mrs. June Dean
Springfield | Pearl Ross
Eastside | Fern Galligan
North Powder | Sue K. Coon
Coquille | Mrs. W. H. Reuter
La Grande | Velma Keeney
Junction City | Mrs. Bill Dougherty
Tillamook | Aubrey S. Cameron
Portland | Ella Thomas
Portland | Claire Gildersleve
Portland | Helen Marshall
Longview | Mary J. Williams
Oregon City | Mrs. Wm. Bruse
Portland | Mrs. Etha Johnson
Milwaukie | Mrs. Chris Sande
Corvallis |
| Pat Baumgardner
Canyonville | Delia Noreen
Orengo | Harvey W. Wilson
Portland | Mrs. E. Yearout
Portland | W. F. Bowker
Portland | Mrs. Jesse E. Jones
Portland | Roy H. Hoffman
Lebanon | Mrs. John R. Evans
Albany | Pink Lake
Forest Grove | Mrs. R. O. Beverly
Salem | R. L. Kirk, Jr.
Salem | Mrs. F. E. Schultz
Portland | Homer W. Moore
McMinnville | Bessie Stephens
Portland | Mrs. Vera L. Bishop
Salem | Letha Traverso
Alice | C. A. Cummings
Salem | David Gander
Newberg |

Prices in this advertisement are effective through Wednesday, October 15, at Safeway Stores in Medford.

Ammonia Parson's Sudsy 32-oz. Bottle 31c	Borene Soap Powder 23-oz. Pkg. 37c	G-20 Detergent 4-Lb. Pkg. 99c	Palmolive Soap 2 Bath Bars 31c 3 reg. bars 32c	Fab Detergent 47-oz. Pkg. 87c
Ajax Cleanser "Foaming Action" 14-oz. Can 2 for 35c	Room Deodorizer Florient Aerosol 5 1/2-oz. Can 89c	Vano Starch Convenient Liquid 1/2-Gal 51c	M-D Tissue Assorted Colors 4-Roll Pkg. 45c	Toilet Tissue Powder Room 4-Roll Pkg. 53c
Modess Sanitary Napkins 2 Pkgs. of 12 89c	Shortening Spry—7c off Pack 3-lb. Can 98c	Quaker Cereals Puffed Wheat 4-oz. 19c Puffed Rice 4 1/2-oz. Pkg. 21c	Roman Meal Cooked Cereal 28-oz. Pkg. 37c	Salad Dressing Tang—5c off Pack Quart Jar 54c
Table Syrup Lumberjack—4c off 22-oz. Bottle 37c	Hills Coffee Regular or Drip 1-Lb. Can 87c	Instant Cocoa Hershey's 8-oz. Pkg. 27c 16-oz. Pkg. 47c	Flapjack Mix Albers 2-Lb. Pkg. 39c	Cat Food Friskies 3 8-oz. cans 29c 2 15-oz. cans 29c

