HOOD RIVER GLACIER, THURSDAY, NOVEMBER 23, 1922

MRS. DERR DENIED

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CHILD'S CUSTODY Mrs. G. Wesley Derr, of Portland, Mrs. G. Wesley Derr, of Portland, who recently asked by motion, which called for modification of a decree of divorce granted a former husband, Leo C. DeSpain, in the summer of 1919, for the custody of a seven-year old daugh-ter, Evelyn May DeSpain, has been denied the appeal by Judge Wilson. Argument of the motion and the tak-ing of testimony to support contentions ing of testimony to support contentions of the parties to the divorce case came of the parties to the divorce case came before the court here week before last. Mrs. DeSpain cited a stipulation en-tered into between herself and her former husband at the time of the divorce, wherein she agreed to allow the father and stepmother of the hus-band, who reside at Silverton, to take care of the child until such time as she might be child until such time as she might be able to show that it would be to the best interest of the child to make a further order in the matter. She supplied affidavits stating that she and her present husband now have a good home with the parents of the husband, Mr. and Mrs. G. W. Derr, at 627 Kearney streat Portland and that 627 Kearney street, Portland, and that

she was in position to give the child the best of care. The husband, however, interposed affidavits and testimony to the effect that Mrs. Derr was now on her third matrimonial venture. It was shown that she was married to Harry R. Keele in Spokane within four months after the divorce from Mr. DeSpain.

after the divorce from Mr. DeSpain. The testimony was to the effect that she was divorced from Mr. Keele in Multnomah county in September, 1921. The wedding to Mr. Derr, it was cited, occurred last August. The affidavits of the husband also showed that the home of the elder Derrs was occupied by about nine dif-ferent persons. "It is further unques-tioned in the testimony," says the memorandum of decision forwarded here by Judge Wilson, "that this fam-ily residence is next to a private hos-pital or sanitarium conducted by the pital or sanitarium conducted by the elder Mr. and Mrs. Derr. The insti-tution is undoubtedly a reputable con-cern but it appears that alchoolic cases and drug addict cases are there treated. The hospital is in the same yard with the residence and distant about 35 feet. The mother of the child and her thusband have apartments in the residence." Judge Wilson, in comment on the treatment of the child at the DeSpain

home in Silverton, stated that the tes-timony showed that the little girl was happily situated and in excellent surroundings. Judge Wilson in summing up the case said : "There are two considerations which seem uppermost in leading this court

to a conclusion: "First-It is my belief that this ap

plication is brought too soon. It can be said, fairly, that the moher has not been happy in her matrimonial adven-tures. In eight years she has been married three times, two of which marriages have turned out unfortunately and divorces obtained. Her last venture began in September of this year, about six weeks before the application to change the decree was made. While this court is hoping that her last marriage may prove a happy one, yet, it is too soon for anyone

say whether or not such will be the If it should turn out that the



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MRS. RUFF WINS

A decision adverse to the plaintiff just rendered by Judge Wilson in the case of the Western Finance Company versus Fannie E. Ruff, wherein the company sought to al.

has attracted a widespread attention divorce was granted her and her hus- tural College.

deed. In January, 1921, while marital she could convey and that the subse

divorce from ber husband. In May, money. 1922, Mr. Kasor transferred the land by deed to the plaintiff company. Glacier office makes rubber stamps.

when the plaintiff demurred to an answer set forth by the defendant, who contended that the agreement raised **ONSTRATION NEAR** Cooperating with a committee of the

relations still existed between Mr. and Mrs. Ruff, Mr. Kaser, in order to ac-quire the wife's inchoate dower right agreed to pay her \$3,000, provided she would execute a deed for such right. The instrument, which contained a clouxe providing the provision the provisi In March, 1921, Mrs. Ruff secured a by the land for the payment of the be glad to give the Lang a good word in person

The Glacier office carries butter paper

last marriage will prove unhappy then a positive wrong has been done this little girl by taking her away from The case was brought to an issue STUMP BURNING DEMcongenial surroundings and placing her in a position where more buffets are to be received, "I do not feel that under the circumstances a court of equity sitting with conscience as its guide would have the

Mens' Forum of the Upper Valley right to sever abruptly the apparently United church, Gordon G. Brown, has happy surroundings of the little girl based on inchoate dower rights, cou she signed the deed and placed it in es- made following a communication from to an uncertain and possible temporary pled with a contract for this transfer, crow. It is true that afterwards a Prof. Scudder, of the Oregon Agricul. home in a large city. The risk would be too great for me to stand sponsor,

has attracted a widespread attention among attorneys of Hood River and Wasco counties. Because of the devel-opment of points that may become a precedent in ths class of cases, the interest generally by the legal frater-ity. In November, 1919, while the de-fendant was then the wife of G. C. Ruff, the latter deeded the land in-volved to W. R. Kaser. The wife, however, failed to sign or execute the deed. In January, 1921, while marital

the foregoing paragraph in favor of the mother and her marriage, 1 am not

clause prohibiting transfer of the prop-erty by Mr. Kaser for a period of two years covered by it until the obligation of the \$3,000 was satisfied, was depos-ited in escrow. The contract was placed on Bood River county records. In March, 1921, Mrs. Ruff secured a ventures and not to reflect in any way upon her womanhood. It is the welfare of the child which gives the court

its only concern. Judge Wilson rebuked both parties to the contest for their alleged appar-ent selfishness in the court proceed-ings. Each side, he said in the mem-

orandum, was eager to claim and en-force its idea of possession without an unselfish concern for the welfare of the child.

St. Mary's Catholic Church. Daily Mass, 7 a. m.; Sunday, 8 and ground, and the method of applying 0:30 a. m.; On first Sunday, only one the Zysset burner in destroying the Mass, at 8 a. m.; first Friday, Mass at 8 a. m.; Saturday at 9 a.m., instruction for the children. General Communion Day, first Sunday; Communion day for and the conclusions of the experiment hildren, third Sunday. Parkdale Church - Mass and Cominion Service at 10 a.m. each First

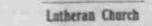
Tel. 3182 **Riverside** Church

A comradeship of worship and service. Sunday school-9:45 a m. Morning worship-11 a. m. Young peoples meeting -7 p. m. Sunday Evening club-7:45, 1st and 3rd this month in the stump land counties ndays November to March inclusive.

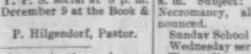
Midweek Bible Lecture Thursday even-Other meetings subject to special an-

Asbury M. E. Church Minister, Gabriel Sykes.

Epworth League at 6.30, Topic, 'Partnership With Christ," Helen Goodpasture, leader. Sermon at 7,30. Book of Revelations, "The Parties in the World Conflict."



Services begin at 11 o'clock. Sunday school at 9,45. An illustrated lecture nday evening at 7,30 on "Creation



aroused.

of Oregon.

deliver an address on the development of spray machinery for the control of

Oregon at the lowa meeting, has be come recognized nationally as an auth-

ority on spray materials and their ap plication.

First Church of Christ, Scientist

Services will be held in Church

Bread at 8 and 12 cents per loaf; Parker House Rolls, 20 cents BATTERIES per doz.; Cinnamon Rolls, 20 cents per doz. Pies of All Kinds, 25 and 30 cents each. We are well stocked with goodies for the Thanksgiving Dinner. for your Car Call us for anything in the eating line. PHONE L.H. HUGGINS \$17.45 and Up 2134 Investigate and save money Order your Personal Greeting Willard Service Station Cards for Christmas early. We have a stock on hand. **9 OAK STREET** THE BOOK AND ART STORE HOOD RIVER, OREGON **Portland Steamers NEW STUMP BURNER** Georgia Minstrels Win Plaudits DAILY SERVICE The Georgia minstrels, presented last Thursday night by Manager Kolstad at the Risito theatre, won general plaud-its for their music and harmony. The Ly. Hood River 9.00 a. m. daily, SHOWN IN PORTLAND Ly. Portland, 7.15 a. m. daily, aggregation of colored funmakers and A new stump burner method of land clearing was shown in the Oregon Ag-ricultural College display at the Pacific musicians was declared the best of its Fare to Portland, \$1.00 kind ever presented here. Manager Kolstad received commendation for the Daily Service Portland to Astoria. International Livestock Exposition in presentation of the high class perform-Portland last week. A huge stump The Harkins Transportation Co. ance, and the success of the Thursday with its complicated root system, ap-pliances, and explanations of the night appearance augurs well for other JACK BAGLEY, Agent. high class road shows scheduled for method were on exhibit. This method presentation here this winter. has been under investigation by the Oregon Experiment Station for the G. L. DAVENPORT Grower and shipper-Apples, Potatoes, Onions. Seed Potatoes-true variety-"The Best that's Grown" All kinds of Produce solicited. 47 Front St. PORTLAND, ORE Autos Burn! George W. Cable, of the O. A. C. extension service, will start demon-strating the new method some time The car and garage that is

not protected from fire may mean thousands of dollars Buy complete insurloss. Leroy Childs left last week for Coun ance here. cil Bluffs, Ia., where he was called to

Hartford Fire Iusurance Co. policies cover practically every known risk.



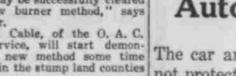
past seven years. Many visitors in spected the exhibit and the many ques tions asked have shown the interest The stump exhibit showed the mas sive root system usually hidden below and the conclusions of the experiment station regarding the cost and prac-ticability of the method. "The stump alone weighs nearly 4,000 pounds and is typical of those found on thousands of acres of agricultural land in the Pacific Northwest which now may be successfully cleared with this new burner method," says Prof. Scudder.

Telephone 2151

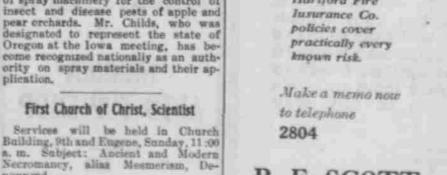
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