

THEATRES - SPORTS - SOCIETY & WOMEN'S ACTIVITIES

"Legal Light"

BY J. H. JAMISON, LL. B.

A garnishment proceeding is a provisional remedy granted to plaintiff enabling him to attach the property of the defendant to secure the satisfaction of a judgment recovered by him and in absence of statutory provision containing the lien, judgment for the defendant destroys the lien and releases the attached party.

Writ, How Executed. The writ is placed in the sheriff's hands; it must recite names of the parties, the description of the personal property levied on; had been attached at the suit of the plaintiff in the action and inclosed with a certificate of the County clerk that the same had been recorded in the attachment records on a specified date, constitute sufficient compliance with the Oregon code. However, where the personal property is capable of manual delivery, or where the property is in several parcels so as to require separate and distinct seizures, as where A. owes B. B. has filed suit against A. and attached A.'s automobile and motor boat. No lien by virtue of the attachment is created on either the automobile or the motor boat unless they are both taken into custody by the sheriff.

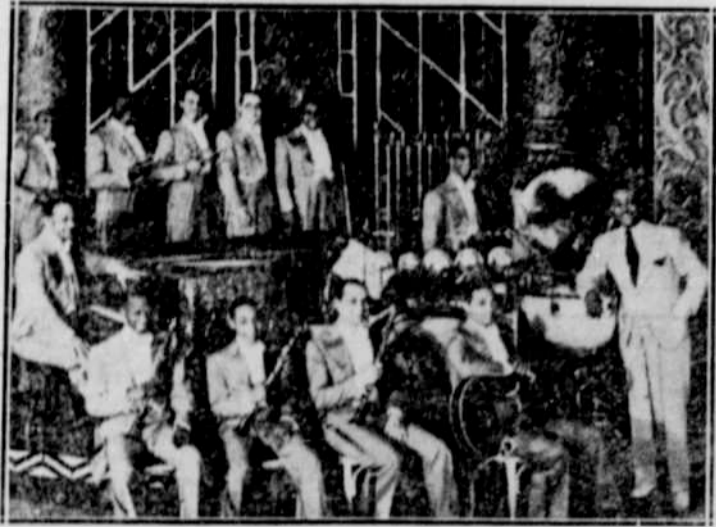
Liability of Garnishee. After the property has been attached, until it is discharged or the writ executed, the plaintiff, as against third persons, is considered a purchaser for a valuable consideration and in good faith, of the attached property. Any person served with notice of property in their possession being attached, shall, unless such property be delivered, transferred, or paid to the sheriff, be liable to the plaintiff for the amount thereof until the attachment be discharged or any judgment recovered by him, satisfied.

When The Sheriff Has Authority to sell the attached property. Where the attached property is live-stock and the cost of keeping the same, the sheriff may sell the same in the manner in which property is sold on execution. Or, if the attached property be perishable, such as fruit or meats, the sheriff may sell the same. The proceeds thereof and other property attached and retained by him to answer any judgment the plaintiff may recover in the action.

How The Defendant May Have The use of his car after it has been attached and before the attachment is ended. The sheriff may deliver any of the property attached to the defendant or to any other person claiming it, upon his giving a written undertaking, better known as a delivery bond. The bond must be executed by at least two sureties, engaging to redeliver it, or pay the value of the property to the sheriff.

All writs of attachments must be accompanied by affidavits showing (1) that the defendant is indebted to the plaintiff, stating the amount of such indebtedness, over and above all legal set-offs, and claims upon a contract for the payment of money. And (2) either that the payment of the same has not been secured by any mortgage, lien or pledge upon real or personal property, (3) that the same was secured by a mortgage, lien or pledge (as the case may be), but that such property has been rendered nugatory by the act of the defendant; (4) that the defendant is a non-resident of the state; that the sum for which the attachment is asked is an actual bona fide existing debt, one ow-

Ellington And His Orchestra Scores



(Back row, left to right) Fred Jenkins, Charles Williams, Arty Whetsol, Juan Tizol, Joe Nanton and Sonny Greer. (Front row, left to right) William Barnard, Harry Carney, Johnny Hodges, Barney Bigard, Fred Guy and DUKE ELLINGTON. After a year's absence from New York, during which time they shattered box-office records in theatres of most of the principal cities of the east and middle west, Duke Ellington and his famous orchestra return to Broadway February 6th when they open an engagement at the Paramount Theatre. During the year that they were away, Ellington and his men made two complete tours of the Paramount circuit of theatres, established a new record in road house history near Chicago with four weeks at Lincoln Tavern and set a unique precedent in show business by playing five separate engagements within nine months at the Oriental Theatre in Chicago, where they were held over for a second week on their fifth and final engagement. Following their coming Paramount Theatre appearance in New York, Duke and his boys will make another new record in the show world with a non-stop jump of 3,000 miles to San Francisco, to open at the Orpheum Theatre there. A "jump" of this size and character is unique in show business and is a distinction in keeping with Ellington's unusual record as a stage attraction.

BETHEL CHOR BROADCASTS

One of the most inspiring and wholly delightful programs was conducted on last Sunday night by Bethel chorus at the Calvary Tabernacle when for more than an hour, they broadcast over KWJL. The program consisted of Negro Spirituals sung by the chorus; solos and quartets, all under the baton of Prof. Elmer C. Bartlett, director. Rev. Daniel G. Hill, Jr., pastor of Bethel church. An interesting feature of the program was the dedication of numbers to people in all sections of the Northwest, most of whom resided in Oregon towns, including Portland.

ing from the defendant to the plaintiff and that the attachment is not sought nor the action prosecuted to hinder, delay nor defraud any creditors of the defendant. Judgment against garnishee. If by the answer, it appears that the garnishee, at the time he was served, had any property of the defendant's liable to attachment as provided in subdivision where the garnishee is required to give a certificate, beyond the amount admitted in the certificate, or in any amount, if the certificate were refused, judgment may be given against such garnishee for the value in money.



Buy handkerchiefs with what it saves

It isn't necessary to pay 50¢ or more to get quality in a handkerchief. Listerine Tooth Paste, made by the makers of Listerine, comes to you in a large tube at 25¢. Note how it cleans, beautifies and protects your teeth. Moreover it saves you approximately \$1 a year over 50¢ handkerchiefs are merely a suggestion. Lambert Pharmaceutical Co.

LISTERINE TOOTH PASTE 25¢

G. FREEMAN BROTHERS TRANSFER

Office Phone: BRoadway 1835 430 HOYT STREET :: Portland, Oregon Residence Phone GARfield 8019—340 Tillamook Street Successors to E. Richardson Baggage Transfer

The Advocate Publishing Co.

Published Every Saturday for the Past Twenty-Six Years! Publishers of "The Advocate"—A 16-Page Newspaper

In Two Sections!

BEATRICE H. CANNADY, Manager

Use Gasco Briquettes The Best Solid Fuel No Ashes AT ... Portland Gas & Coke Co Sixth and Salmon Sts.

Theatres

UNITED ARTISTS

5TH GLORIOUS WEEK! !! Marie DRESSLER in "EMMA"

FOX PARAMOUNT

GLORIA SWANSON in—"T'NIGHT OR NEVER" Fanchon and Marco's "ONCE UPON A TIMBE" Idea

FOX BROADWAY

Wally BEERY and Clark GABLE in "HELL DIVERS"

MILLER & TRACEY

Perfect Funeral Service

MRS. BEATRICE REED Lady Attendant



MILLER & TRACEY MORTUARY May be reached by calling the Funeral Parlors or her home, Selwood 5475. She will be pleased to serve you, relieving you of much anxiety and worry in your hour of bereavement.

MRS. REED has proven such a help, not only to her employers, but to the Colored Patrons in general, that during the past two years MILLER & TRACEY have handled 90 per cent of the Colored Funerals.

WASHINGTON STREET Between 20th and 21st

NEW NUMBERS: BRoadway 2651 BRoadway 2692

NOW IS THE TIME . . .

to put in your winter fuel supply while prices are at their lowest. Call

JIM HENDERSON (the Blind Man)

for all kinds of fuel at all prices

92 Killingsworth Ave., Cor. Mississippi Phone WALnut 1000

We Sell For Less Because We Sell for Cash



COMPLETE NEW STOCKS OF QUALITY MERCHANDISE FOR THE HOME AND PERSONAL SERVICE

Y.W.C.A.

Mrs. Carrie L. Ingersoll will have charge of the Vespers at the Y. on Sunday, February 7th at 5 P. M. The graduates of January, 1932 class will form the program. The public is cordially invited to attend and remain for tea.

On February 19th, Mrs. Jessie Flowers, chairman of the Religious Committee, assisted by Mrs. E. R. Martin, of the same committee of the main Y. together with members of the Epworth League will present the Vesper program in observance of race relations Sunday. On the same day at 4:15, the Business and Industrial Girls Clubs will furnish the program at the main Y.

They will be assisted by Rev. W. R. Lovell, Rev. Daniel G. Hill, Jr., Mrs. Mable Sheppard and Mrs. Margaret Wyman.

The Oregon Association of Colored Womens Clubs will hold "Club Day" all day on Thursday, February 11th at the branch.

The colored Trojans basketball team postponed their game at the main Y M C A last Saturday night, but will play this Saturday night. Tickets may be obtained at the branch office.

The Rythm Band concert which was repeated last Monday night, was not so well attended owing to the inclement weather. However, those in attendance enjoyed the performance.

The Girls work committee will hold its meeting at the branch on February 9th with its chairman, Mrs. Carrie L. Ingersoll, presiding.

The Committee of Management will meet on Wednesday, February 10th at 10 O'clock A. M.

The Good-Will tour, sponsored by the Portland Council of Churches will make use of our auditorium for a mass meeting on Friday evening, Feb. 12th. Rev. Daniel G. Hill is in charge of the arrangements. The public is welcome.

Mrs. Perry of Overton street is reported to be quite ill.

L. H. Payne, of 194 Cherry street is reported to be ill and confined to his home with a severe cold. He has had the attention of a physician.

William Hill, the youngest brother of Rev. Daniel G. RHill, Jr., of Portland recently was granted a scholarship in music which entitles him to study abroad.

Don't forget to add that Negro book to your library during Negro History Week.

Society



(By Mrs. Rosalie Bird-Holmes) Phone Murdock 1626

Mrs. LeRoy Fuller, of Holiday Ave. is sponsoring a silver tea from three on in the afternoon Sunday for the benefit of her daughter's campaign in the Queen contest. Little Ila intends to win.

Mrs. Thelma Unthank will entertain for the Girls' Friendly Society and their friends at a formal party tonight at her residence on Union Avenue.

Mrs. Guy Holmes was hostess at a dinner last Sunday complimenting Lee Grigsby and Miss Caroline Carter. Willis Reed, of 393 Cherry street, remains ill and confined to his home under the doctor's care.

Mr. and Mrs. E. L. Janison were the guests at dinner on Wednesday evening, of Mr. and Mrs. Jerome Franklin.

Mrs. Julia Fuller sponsored a chicken and chattering dinner at Bethel February 3rd. It was a decided success. It was another effort for the rally for Bethel.

With valentine decorations in profusion, little Miss Shirley Iline Reed received fifteen little friends, Wednesday from four until six o'clock at the home of her parents, Mr. and Mrs. Willis Reed, 393 Cherry street. The pretty pre-Valentine affair was in observance of her ninth birthday anniversary. Games, music and refreshments were the diversions. "Charming Mrs. Winnifred Cochran assisted Mrs. Reed with the young folk.

The Literary Research Club meets on February 6th at the home of Mrs. Bonnie Bogle, Mrs. Ila Fuller is the newly elected president. Mrs. Winnie Fred Cochran, secretary and Mrs. Mamie Stanton, Treasurer. Under the new administration great things have been planned.

The Narcissus Club will meet on next Monday, February 8th with Mrs. L. Wilson as hostess at her lovely home, 740 Hmoood street.

The Zion Club which was to have met this Friday with Mrs. Ethel Turner as hostess, has postponed its meeting until Friday, February 19th.

Mrs. Ila Fuller, of 749 Michigan St. is captain of the King and Queen contest which is being waged as a feature of the Bethel church rally on February 29th.

Mesdames Dolly Paries and Fannie Cosby sustained injuries by slipping and falling on the ice Tuesday. They are improved as we go to press.

VILLARD MAKES PLEA FOR THE NEGRO TO JOIN NEW POLITICAL PARTY DEMANDS DOLE FOR THE POOR AND NEEDY—PITTS HOOPER SAYS DEMOCRATS ARE BIGGEST FAILURE

Leadership Woefully Lacking In Race

(Continued from page one) has turned to ashes in his hands. He is utterly inadequate for the job he has to do. Under Al Smith the Democratic party abandoned its last joint difference from the Republicans their tariff for revenue only, policy. The corruption of the Harding Administration and the Coolidge "marking time" administration led in part to our present disaster.

Democrats "Biggest Failure" "The Democratic party has been the greatest failure of all because it has not fulfilled the minority's function under our constitution of watching every activity of the party in power with microscopic eyes. We are witnessing the breakdown of a political system—the end of the myths that Republican power brought prosperity—(not high tariff policy could maintain an artificial national edifice in which American living standards would be higher than all others. It is the end of an era. Economics have broken away from politics—we face the problem of overproduction and perhaps a permanent problem of unemployment because of the machine which is constantly taking away jobs.

Editor Villard spoke January 30th before the Women's City Club. "Negroes of Ohio hold the balance of power politically, and, if organized, could command recognition of their rights and respect for their power," Villard told an audience of 1,500 that afternoon. He urged the audience to become members of a proposed third party, also saying:

"My appeal is for a new deal, for a new party in our political life. There is no choice between the two existing parties. Both are corrupt and failing the nation. It should not be difficult for Negroes to cut loose from the Republican party. Republicans opposed the passage of the Dyer anti-lynching bill (largely a copy of the pioneer Ohio anti-lynching law) and Negroes seem to be satisfied with election promises and the appointment of a few Negroes to office. Get together, organize and work as a group. There is no minority group in the country that is in as great danger or discrimination against as much as is the Negro. We are a long way from freedom, but even in my lifetime the colored people of America have made great strides. Cut loose from the old political ties. Become free men and be ready to come into the new party which we hope to launch in the very near future."

Harlem Scandals



DORIS ALEXANDER

Doris Alexander is another of the exotic beauties from "Harlem Scandals", the colorful and tinsel stage revue recently produced by Irving Mills, the sponsor of Duke Ellington and Cab Calloway.

Miss Alexander was one of the fortunate dancers selected by Mr. Mills in following out his theory of "glorifying" the sops girls in the Ziegfeld manner by making grace, beauty and

charm, in addition to dancing ability, essential qualifications for his chorus. "Harlem Scandals" is playing theatre in the east at this time, but soon will make an extended tour of one of the major vaudeville circuits. In addition to a cast of exceptional talent, including Tim Moore and Mantan, the Three Melody Bonbons, the Four Blazers and others, it has the distinction of one of the most gorgeous groups of chorus girls ever assembled.

RACE UMPIRES GET WORK

Pittsburgh, Pa., Feb. 4.—As various plans are being made for 1932 baseball, colored umpires will undoubtedly receive more consideration than in previous years. The recently formed East-West League should take up this angle, with better results because their schedules will be confined to Negro teams. "Outlaw" or "Independents", will have more difficulty using race umpires in mixed games. A report coming from headquarters of the Pittsburgh Crawfords carries the news that at least one colored umpire will be on duty at Greenlee Park for all home games. If no serious objections are raised, they might employ two. It is also intimated that race umpires will be employed for road games.

DANDY ALLEN TO FIGHT

Pittsburgh, Pa., Feb. 4.—After hearing of the fair and impartial treatment accorded race fighters by Jules Beck and other matchmakers, Dandy Allen decided to make his headquarters in Pittsburgh.

The wave of unemployment sweeping through the land has caught in its tentacles one of the best and probably the least known good Negro fighter in Philadelphia. Dandy Allen, a lightweight whose two bouts in MacLison Square Garden ring moved the New York World-Telegram critics to label him a "the second edition of Kid Chocolate" and a "carbon copy" of the great Joe Gans.

Allen, a Philly boy, has been fighting up around Newark. His most recent triumph there was a one-sided victory over Lenny Banks, North Jersey favorite. Allen has also beaten Phil Griffin who recently fought Battalino for the world's title. Allen claims that such boys as Johnny Jaddick, Lew Masey and Benny Bass won't have any parts of him and local promoters claim nobody will take a chance with him. It doesn't pay to be good and not famous!

HOWARD WINS

Washington, D. C. Feb. 3.—Defeating Morgan college for the first time in seven years on a Baltimore court last night, Howard University's basketball team proved a real contender for the C. A. A. championship. The score was, Howard 34, Morgan 29.

"BEARCAT" BAKER WINNER

"Bearcat" Baker, colored heavyweight, of Seattle, recently fought at the municipal auditorium in Portland, beat Frankie Warena in a six-round fistie encounter. Baker proved too much for his opponent with his defensive strength and aggressive fighting. The "Bearcat" is only 18 years old, been in the game for only 3 years and out of 58 fights he has lost only nine and all by decisions as he has never been knocked out.

DIXON TO BOX ON TUESDAY

Young Firpo, the Idaho light heavyweight brawler and Georgia Dixon, Portland colored fighter, will appear in the main event of Ralph Gruman's fistie card to be staged at the Auditorium on Tuesday night.

BAGNALL VISITS CONDEMNED NEGRO IN N. C. PRISON

New York, N. Y. Feb. 3.—Robert W. Bagnall, director of branches, of the National Association for the Advancement of Colored People, recently visited Ernest Herrin, convicted colored man in the death cell of North Carolina state prison, whose conviction of murder may be reviewed by the State Supreme Court if new evidence can be offered.

Herrin, Mr. Bagnall reports, was arrested on a Sunday morning while in bed, charged with stealing gasoline. He had never been in trouble before. Herrin was implicated by his brother in a murder of which both were convicted and the young man says that his brother had implicated him because of a fight they had had previously.

"The sheriff and officers took him out to the woods and chained him to a tree," reports Mr. Bagnall, "and told them they were going to get the mob and kill him. When he was arrested he had on tennis shoes whose soles were worn smooth. Part of the evidence used to convict, was that the imprints of corrugated tennis shoes were found near the body and Ernest Herrin wore tennis shoes.

Mr. Bagnall reports going through the prison and talking with other inmates of whom he says: "Many of them had no lawyer at their trial and appeared to be innocent of the charges for which they were imprisoned."

THE EAST INDIA HAIR GROWER



Will Promote a Full Growth of Hair Will Also Restore the Strength Vitality and the Beauty of the Hair. If your Hair is Dry and Wiry, Try—

East India Hair Grower

If you are bothered with Falling Dandruff, Itching Scalp, or any Hair Trouble, we want you to try a jar of EAST INDIA HAIR GROWER. The remedy contains medical properties that go to the roots of the Hair, stimulates the skin, helping nature do its work. Leaves the hair soft and silky. Perfumed with a balm of a thousand flowers. The best known remedy for Heavy and Beautiful Black Eye-Brows, also restores Gray Hair to its Natural Color. Can be used with Hot Iron for Straightening.

Price Sent by Mail, 50¢; 10¢ Extra for Postage S. D. LYONS 316 N. Central Dept. B Oklahoma City, Okla.