

CITY BRIEFS

Coming Events

This calendar of coming events has been compiled by the chamber of commerce and The Herald News. It will be devoted to affairs of public interest. Additions are welcomed.

January 26, Friday
Annual States dinner sponsored by the Methodist Episcopal church.

Wrestling at Legion hall.
Southern Oregon Normal School basketball team meets Multnomah club of Portland at Klamath high.

January 27, Saturday
Annual benefit for the Doernbecher hospital in Portland, held under the auspices of Women's Library club of this city. Mrs. W. L. Quinn, chairman, in charge of arrangements.

Klamath high school vs. Ashland high school here.
Southern Oregon Normal vs. Multnomah club here.

February 1, Thursday
Little Theatre presentation, "Ten Nights in a Bar-room," at Pine Tree theatre.

February 5, Wednesday
East Klamath Improvement club and auxiliary to hold benefit card party in the club rooms.

Willard Guests—Registered at the Willard hotel on January 24 were the following guests: R. E. McElhose, Portland; H. Stembolt, Portland; R. R. Palmer, Portland; Le Roy W. Sly, Chico; P. J. Pohl, Seattle; A. B. Harrington, Jr., T. E. Kane, San Francisco; W. W. Duffee, Portland; H. R. Kling, Portland; Mrs. Oscar Rooge, Portland; C. J. Toy, Medford; H. O. Colburn, Portland; L. G. Lawrence, San Francisco; M. J. Melchior, Salem; O. S. Olson, Salem; Lucy Case, Corvallis; P. H. Burnham, Seattle; D. C. McDonald, San Francisco; Mr. and Mrs. J. H. O'Neill, Seattle; J. H. Barry, San Francisco; W. J. White, Portland; C. A. Fuller, Portland; Mr. and Mrs. C. H. Farnsworth, Portland; Worthington Smith, Portland; J. H. Hutterer, San Francisco; George H. Clark, Portland; W. P. Lockwood, Seattle; J. D. Platt, Portland; G. Barrie, Lakeview; M. Peterson, Lakeview.

Railroad Men Here—Worthington C. Smith, traveling passenger agent for the Northern Pacific railroad, with offices in Portland, is a business visitor here, as is George Howard, traveling freight and passenger agent for the Union Pacific, from Sacramento.

Commandery Meeting—Calvary Commandery, Knights Templar, will hold regular meeting tonight (Wednesday, January 24) at Masonic hall at 8:00 o'clock. Work in the Order of Malta will be carried on and all visiting Knights are invited.

Agents to Meet—The Klamath Insurance Agents association will hold its regular meeting Wednesday, January 24, at the Willard hotel. Luncheon will be served preceding the business session.

Condition Improves—The condition of Mrs. Ed Probst, who is a patient at Hillside hospital, is improving rapidly after a major operation, according to hospital attendants. She is not yet able to receive visitors, however.

Miriam Circle Meets—The Miriam circle of the Presbyterian church will hold a meeting at the home of Mrs. D. H. Clemens, 426 North Second street Thursday afternoon at 2:30 o'clock.

Held Services—Rev. and Mrs. R. L. Baird and Miss Martha Bailey Jones went to Sprague River Wednesday afternoon to conduct services at the Episcopal mission.

Building Permits—Building permits to the amount of \$275 were issued during the week from January 15 to 22, and approved by the council at its regular Monday night meeting.

Harmony Circle—Harmony Circle No. 1 of the First Christian church will meet at the home of Mrs. J. L. Keller, 715 Jefferson street, Thursday afternoon at 2:30 o'clock.

Return Home—Mrs. C. C. Haley and infant son, Cecil Vernon, left Hillside hospital Wednesday to return to their home at Malin.

Undergoes Operation—May King Conrad is a patient at Hillside hospital, where she underwent a minor operation Wednesday morning.

Returns Home—James O'Neill of the Baldwin hotel returned home Wednesday after recuperating from an illness at Hillside hospital.

Juvenile Woodcraft Meets—The Juvenile Woodcraft club will meet at the home of Miss Inez Robbins, 528 North Seventh street, Thursday afternoon.

Undergoes Operation—Mrs. A. E. Hess of Route One submitted to a major operation Wednesday at Hillside hospital.

Eagles Auxiliary—The Eagles auxiliary will meet Thursday afternoon, 2:30 o'clock, in the Odd Fellows' west hall.

WEATHER

The upward trend of barometric pressure mentioned in Tuesday's report continued, and at noon Wednesday the cyclone stormograph at Underwood's Pharmacy showed that it was still rising. More settled conditions seemed assured and sunshine and cool winds are the immediate prospect.

The Tyco recording thermometer registered maximum and minimum temperatures Wednesday as follows:

High 34
Low 18
Forecast for next 24 hours: Fair and cool with brisk winds.

The United States weather bureau reports 32 of precipitation for the 24 hours ending Tuesday at 5 p. m.; 4.21 for the season to date; 6.04 normal; 5.13 last year.

Of those government officials who are permitted the use of federal aircraft, General Hugh S. Johnson of the NRA is the most frequent user of the privilege.

Speed development in airplanes suitable for sportsman pilot and private owner will be featured in air contests of 1934 and 1935.

The average factory price for American-made trucks in 1933 was \$645 apiece.

Baby Saved by Air Dash, Off for Home



See Trammell, the baby the eyes of a nation were centered on when Jimmy Wedell, the speed pilot, rushed her in a stormy 1500-mile night flight from Houston, Tex., to Baltimore, Md., for an emergency brain operation, is well again. She peeps out from under her blanket to prove it as she leaves the hospital for home in her nurse's arms.

Gay Crowds Hail Cuba's New President



Cuba's fourth Provisional President in five months, Colonel Carlos Mendive, is pictured on the balcony of the Presidential Palace in Havana as he responded to exuberant crowds that cheered him in a wild and jubilant street celebration. The enthusiasm was born of a hope that the new administration will bring an end to threats of a civil war.

BENEFIT BRIDGE PARTY PLANNED

Klamath county parents who find it necessary to send children to Doernbecher Memorial hospital in Portland for treatment, need have no fear that the youngsters will miss out on school work while they are recuperating, according to a bulletin sent out by the hospital which is quoted as follows: "The Portland Grade Teachers association has given money to furnish books and supplies for regular public school work to be carried on by children old enough, and well enough for such work and a regular teacher is furnished by the public school system for a half day throughout the year."

"Small school desks especially designed for the use of bed patients, have been given by the

grade teachers association this year, as well."

The Women's Library club of Klamath Falls will present all proceeds from its annual bridge benefit to be held Saturday afternoon, January 27, to the Doernbecher hospital, and it is expected that the contribution will be larger than ever before because of the number of table reservations which have already been made for the event.

The first patients to be admitted at Doernbecher upon its opening on August 2, 1926, were a boy and girl not eligible to the Shrine hospital by reason of their age, but needing orthopaedic surgery.

Since the opening day 6,211 bed patients, and 5,279 outpatients have been treated at the memorial hospital.

British Premier Backs Stability
LEDS, England, Jan. 24. (AP)—Prime Minister Ramsay MacDonald wants the nations of the world to step on the accelerator in the drive toward stabilized currencies.

"I confess," he said in a speech last night, during which he shouted down hecklers with the aid of a megaphone, "that I am impatient with the slowness of nations to stabilize currency."

Motor vehicle ownership has decreased 10 per cent since 1929, but special motor vehicle taxes have increased 29 per cent over the 1929 total.

The total wholesale value of trucks and passenger cars produced in the United States and Canada in 1933 was \$970,200,000.

New VOX
Theatre of the Stars
Ends Saturday Night. Hurry!

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The two best loved characters in the Screen

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and
BARRYMORE
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School Lunches
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BECK'S BUTTER LOAF
Try Beck's today and see for yourself.

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CITY'S SUIT TO CONTROL LIQUOR LOSES

(Continued From Page One)

les of the memorandum opinion from his home in Albany and they were handed out by the bailiff here on scheduled time. A few people were present in the court room to hear the decision. The decision to take the case to the state supreme court was made early in the proceedings in order to determine the validity of the act by the highest court.

Five Reasons Given
The principal objection to the act which the plaintiff made was that Section 2 of Article XI of the state constitution gives to incorporated cities and towns the exclusive power to license and regulate, control, suppress or prohibit the sale of intoxicating liquors in such municipality, and that therefore the Knox act, vesting as it does the exclusive power to regulate traffic in intoxicating liquors and especially the exclusive power to sell or license to sell the same, would be invalid.

Judge Lowell stated as conclusions of the court five propositions which he declared would be admitted without the necessity of citation to sustain them, as follows:

"1. That the Oregon liquor control act is a criminal statute.

"2. That the legislature in enacting the same exercised the police power of the state vested in it.

"3. That the sovereign power of the state is vested in the legislative assembly and also reserved to the people by the use of the initiative.

"4. That municipal corporations can only exercise the police power of the state in so far as the same has been delegated to them either by the constitution or by the law making power of the state, and then only to the extent and in the manner prescribed or limited by such grant or authority.

"5. That the courts are bound to presume the constitutionality of an enactment of the legislature until every reasonable doubt of its validity has been removed."

The plaintiff contended, the opinion stated, that the exclusive right of cities to regulate liquor had not been repealed, and that it was merely held in abeyance or suspended during the period from the repeal of local option until repeal of the prohibition laws, thus restoring this power to the cities.

The court does not deem it necessary to pass upon the question of whether or not this provision has been repealed," the judge declared, "for if any reasonable interpretation can be placed upon the law under attack that will make it harmonize with the constitution, it is the duty of the court to give to the same that interpretation."

No Conflict Seen
Continuing with this section of the constitution, the opinion stated section "contains the clause that cities and towns shall have the right to enact and amend their charters, subject to the constitution and the criminal laws of the state of Oregon, and this court believes that the exclusive power clause immediately following the above provision, limited the municipalities to enact only that legislation pertaining to intoxicating liquors as would not conflict with the state constitution and the criminal laws of the state of Oregon, and this seems to be the interpretation placed upon this section of our constitution by the supreme court of this state in every case that has come before it where the question arose as to the supremacy of municipal legislation over state criminal statutes.

"Therefore, assuming, as plaintiff contends that the full power and vigor of Section 2, Article XI is still intact and has not been repealed, the act under consideration is not in conflict there-

A Pioneer Hammers at Birth Control



Birth control as a need for national well-being, was one of the solutions for recovery put before the American Conference on Birth Control and National Recovery, which Margaret Sanger (left), a pioneer in the birth control movement, is shown opening at Washington, D. C. Standing beside her are Mrs. John Dryden of Washington, D. C., and Prof. Henry P. Fairchild of New York University.

with for the reason that the power of cities and towns is limited by the same section to such enactments as do not violate the state criminal laws."

Regulations Allowed
Going further into the power of municipalities, the opinion stated that "cities and towns still have the right to regulate and suppress and prohibit the sale of intoxicating liquor and to pass all ordinances reasonably necessary for that purpose so long as the same do not declare that to be lawful which the state law under consideration declares to be unlawful. The entire purpose of the exclusive privilege clause was to give cities and towns the power to regulate, and this they still have with the liquor control act in full force.

"Cities and towns may pass regulatory measures pertaining to intoxicating liquor which are more stringent than the provisions of the control liquor act and may even prohibit the sale of intoxicating liquor entirely within such municipality. The control liquor act recognizes this and provides that no liquor store shall be established in any municipality in which there is a prohibitory law in effect."

Charges Answered
Answering the charge that the Knox act was a revenue raising measure and therefore could not be enforced for 90 days after adjournment of the legislature, the court stated "the liquor control act has for its main object the regulation and control of the traffic in intoxicating liquor and the revenue produced by the enforcement of the provisions of the act is merely a by-product and only incidental to the main purpose, and therefore this act is

not a revenue-raising measure within the meaning of that term."

The decision also held the title of the act sufficient to cover the provisions of the law. In conclusion Judge Lowell stated other questions raised by the complaint were not argued by the counsel and for that reason they would not be considered. He held the "rights of the plaintiff have not been invaded."

Bureau of aeronautics, navy department, has placed orders to bring the naval air service up to its allotted strength of 1,000 planes.

TRANSIENT CENTER RELIEVES COUNTY

The federal transient bureau here has relieved the county relief agency of 40 cases. Relief Director Phyllis Hartson informed the county relief committee Wednesday morning. They are families not in the state 13 months, which are classed as transients.

Case load of the county agency is 918, including the transient cases. Last week 48 new families went on relief, as compared with a considerably larger number in preceding weeks.

Andrew Collier, Fred Peterson and W. F. B. Chase were appointed as members of an auditing and finance committee by Judge George Grisale, chairman of the relief group.

St. Paul's Day to Be Observed
St. Paul's Episcopal church will observe St. Paul's day Thursday with Holy Communion at 10:00 o'clock in the morning, and with the annual parish dinner and meeting at the parish house in the evening.

Dinner will be served at 6:30 o'clock, and will be followed by the business meeting at 8:00 o'clock. Vestrymen for St. Paul's will be elected at this meeting to serve for the next church year.

Doctors Give Creosote For Chest Colds
For many years our best doctors have prescribed creosote in some form for coughs, colds and bronchitis, knowing how dangerous it is to let them hang on.

Creosolium with creosote and six other highly important medicinal elements, quickly and effectively stops coughs and colds that otherwise might lead to serious trouble.

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Let the Radionic Instrument find these causes, let it tell where your trouble is, let it MEASURE ACCURATELY the area covered, and tell how severe the trouble is!

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Our artist is a bit too enthusiastic. One want ad won't turn your shop or office into a "Better Business Bureau." Just the same—the Daily Herald Want Ads must be the quickest, cheapest way to sell, buy, rent,

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The Evening Herald and Klamath News

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FAMOUS

2 FOR 1 SHOE SALE

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