

STATE MOTOR LAWS TO HELP DRIVERS

(Continued from last week.)

Section 13. Tire Cleats.—No tire on any motor vehicle or any other vehicle, except such vehicle be actually engaged at the time in construction or repair work on public roads or highways of this state, shall have on the periphery of its wheels any block, stud, cleat, bead, chain or any other protuberance of metal which projects beyond the tread or traction surface of the tire; provided, when it shall become necessary to move any farm tractor over the highways of this state for the purpose of cultivating any land or for the care of grain or other crops thereon, then if in the judgement of the state highway commission, if such highway be a state highway, or of the county court in which the same be located, if a county road, the interests of the public will be served by the proposed movement, the state highway commission, or county court in case of a county road may grant written permission for such movement, which permit shall include such terms, rules, stipulations, and conditions as said commission or county court may deem to be necessary for the protection of the highways and of the public interests; provided, however, that the owner or lessee of any land adjoining any such public road or highway, having urgent need to cross over or pass along such road or highway with any tractor or other farm machinery, for the purpose of planting, cultivating, caring for or harvesting any crop may make such use of such highway without permit, on condition that he shall be liable in damages, to the state of Oregon in case of a state highway, or to the proper county in case of a county road, for any injury done in so using such road or highway, said damages to be recovered in an action at law in the name of the state or county, as the case may be, for the benefit of the state highway fund, or county road fund, as the case may be. But this section shall not be construed as to prohibit the use of chains of reasonable proportions on motor vehicles when required for safety because of snow, ice or other conditions tending to cause such vehicle to slide or skid, nor as to prevent the use of the driving wheels thereof on dirt or the traction engines with cleats on all Session, Chap. 8, Sec. 1; Laws unimproved roads. (Laws 1921, spec. 1923, Chap. 61, Sec. 1.)

Section 14. Injurious Substance on Highways.—No person shall throw or deposit any glass bottles, glass, nails, tacks, hoops, wire, cans or any other substance likely to injure any person, animal or vehicle upon any road, street or highway of this state.

Section 15. Willful Destruction.—No person shall, individually or in association with one or more others, wilfully break, injure, tamper with or remove any part or parts of any motor vehicle for the purpose of injuring, defacing or destroying such vehicles, or temporarily or permanently preventing its useful operation for any purpose against the will or without the consent of the owner of such motor vehicles, or in any other manner wilfully or maliciously interfere with or prevent the running of such motor vehicles or the operation of the same.

Section 16. Consent of Owner.—No person, except an authorized officer, marshal, constable or policeman shall without the consent of the owner or person lawfully in charge of a motor vehicle climb upon or into such motor vehicle whether the same be at rest or in motion; or, while such motor vehicle is at rest or unattended, attempt to manipulate any of the levers, the starting crank or other device, brakes or mechanism, or to set said vehicle in motion.

Section 17. Registration of Chauffeurs.—Every person hereafter desiring to operate a motor vehicle as chauffeur shall file in the office of the secretary of state an application under oath for registration on a blank form to be furnished by the secretary of state for that purpose; (1) said applicant shall show the name and address of the applicant, and that he is over the age of 18 years; (2) the date of his birth, weight, height, occupation, color of hair, color of eyes; (3) that he has had not less than six months' experience as an operator of motor vehicles, has been previously licensed as an operator, is physically and mentally competent to operate a motor vehicle and possesses the qualifications required by this act; (4) whether or not the applicant has been previously convicted of a violation involving moral turpitude or any of the provisions of this or any other vehicle law or traffic regulation, giving the date and place of such conviction and the provision or provisions of the law or ordinance violated, and said applicant shall pay a registration fee of two dollars (\$2), except that all licenses issued after July first in any registration year but one-half said fee shall be paid. Such registration shall be renewed

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annually in the same manner and upon the payment of the same fee and hold good until December thirty-first of each year, each renewal to take effect on the first day of January of the following year.

Upon receipt of such application the secretary of state shall, in the absence of just cause for refusing to grant license to such applicant, thereupon file the same in his office, assign the applicant a number and register him in a book or index for the registration of chauffeurs.

The secretary of state shall forthwith, upon registering such chauffeur, and without other fee, issue and deliver to him a badge of aluminum or other suitable metal which shall be in such form or shape as the secretary of state may determine, and upon which shall be stamped the words "Registered Chauffeur Number—State of Oregon," with the number and date of expiration inserted therein. This badge shall thereafter be worn by such chauffeur pinned upon his clothing in a conspicuous place at all times while he is operating a vehicle upon the public highways of the state. In the event of the loss, mutilation or destruction of a chauffeur's badge, such chauffeur may obtain from the secretary of state a duplicate thereof upon filing in the office of the secretary of state, on forms prepared by him, an affidavit showing the fact and the payment of a fee of \$1.

Such badge shall be of a distinctive shape or form for each year, to be designated and selected by the secretary of state.

No chauffeur having registered as hereinbefore provided shall voluntarily permit any other person to wear his badge; nor shall any person while operating a vehicle wear a chauffeur's badge belonging to another person, or a fictitious chauffeur's badge.

Section 18. Unregistered Chauffeurs Can Not Drive Vehicles.—No person shall operate or drive a motor vehicle as chauffeur upon the public highways of this state after this act takes effect, unless such person shall have complied in all respects with its requirements; provided, however, that a nonresident chauffeur who has registered under the provisions of the law of the state of his residence, which are substantially similar to the provisions of this act, shall be exempt from registration under this act; provided further, he shall wear the badge assigned to him in the provided in this act; provided further that the privileges of this section shall be operative as to nonresidents of this state only to the extent that under the laws of the foreign state of the chauffeur's residence like exemption and privileges are granted to residents of this state.

Section 19. Age Limits.—No person whether or not the owner of a motor vehicle, who is less than sixteen years

of age or who is mentally incompetent or physically incapacitated, as defined in this act, shall operate or drive any motor vehicle on any public highway of the state. No person, other than the chauffeur as defined in this act, shall operate or drive a motor vehicle upon any highway in this state until and unless such person shall have issued to him an operator's license by the secretary of state. No such operator's license shall be issued to any person less than sixteen years of age and who has not had at least five days' experience in the operation and driving of motor vehicles; provided, however, that any person over the age of fourteen years may make application to the secretary of state for a special permit to operate motor vehicles over the highways of this state as a means of transportation to and from school, college or other educational institution. Such application shall certify, in addition to the information required by section 21 of this act, that the applicant has no other available means of transportation by which he would be enabled to continue his education, and shall specify the road or highway over which it is desired to operate motor vehicles, and any other information the secretary of state may require. Said applicant shall be indorsed by the sheriff and the county judge of the county in which the applicant resides to operate motor vehicles and also by the chairman of the board of education of the district wherein it is desired to attend school, college or other educational institution. Upon receipt of such application the secretary of state may, in his discretion and in such form as he may determine, issue a special license or permit to such person, if satisfied that such person has had sufficient experience in the operation of motor vehicles to enable him to operate the same without endangering the safety of the public. The fee for such license or permit shall be one dollar (\$1). If it shall be determined that such person shall have operated a motor vehicle over any other highway or for any other purpose than designated in the application for such license or special permit, then the secretary of state shall forthwith cancel such license or special permit. No person who is the owner or custodian of any motor vehicle, shall, except as herein otherwise provided, permit any person who is less than sixteen years of age to operate or drive any such motor vehicle nor shall such owner or custodian employ any person to operate or drive any such motor vehicle who is less than sixteen years of age and a licensed operator or chauffeur. (Laws 1923, Chap. 33, Sec. 1.)

Section 20. Physically Incapacitated.—Any person who has lost the use of one hand or one foot, or who has lost the use of both feet, or whose eyesight or hearing are greatly impaired, shall be considered physically

incapacitated; provided, the secretary of state may, in his discretion and in such form as he may determine, issue a special license or permit to any such person, upon receipt of such evidence or demonstration as shall satisfy him that such person has had sufficient experience in the operation of a motor vehicle to enable him to operate the same without endangering the safety of the public. The fee for such special license or permit shall be \$1.

Section 21. Operators License.—Every person, other than a chauffeur, operating or driving a motor vehicle, shall first obtain an operator's license from the secretary of state. An "operator," as used in this act, shall mean any person other than a chauffeur who operates, rides or drives a motor vehicle. Application for an operator's license shall be made upon a blank furnished by the secretary of state and shall be signed by the applicant. Such application shall contain the applicant's full name and residence, age, height, occupation, color of hair, color of eyes, date of birth and a statement of his experience in the operation and driving of motor vehicles and that he is not mentally or physically incapacitated as defined in this act. Upon receipt of an application for an operator's license accompanied by a fee of \$1, the secretary of state shall, in the absence of just cause for refusing to grant a license to such applicant, issue to such applicant a motor vehicle operator's license which shall be of such size and form as the secretary of state may determine. If any operator shall fail at any time to carry such license with him while operating a motor vehicle and produce it upon request of any peace officer, such failure shall be prima facie evidence of his not having obtained such license. Such license shall be numbered and shall contain the licensee's name, residence, age, height, weight, occupation, color of hair, color of eyes, and shall not be

valid until the licensee's usual signature is affixed thereto by him. Such license shall be valid and remain continuously in force, except during a period of suspension or until revoked as in this act provided. In case of loss or mutilation of such license a duplicate shall be issued by the secretary of state on the filing by the original holder thereof of an affidavit showing the fact of loss or destruction and upon payment of a fee of \$1. (Continued on page 4)

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