

SUSPICION HELD TO BE INSUFFICIENT GROUNDS FOR WHISKY SEARCH

COMPLAINANT MUST SHOW JUDGE 'OF PROBABLE CAUSE' STATUTE IS BEING VIOLATED

Decision Rendered in Case of John Samlin of Miles City; State Supreme Court Unanimously Orders Liquor Restored to Defendant.

Helena, May 6.—Lawful search for liquor becomes more difficult in Montana through an opinion of the supreme court by Chief Justice Theodore Brantly and the other members of the court concurring. A search warrant may not be issued unless the complainant has presented to a district judge sufficient evidence to convince the magistrate of "probable cause" that the law is being violated. Belief or suspicion are insufficient grounds for issuing a warrant, says the decision.

The ruling means, according to lawyers in the capital, that before an officer can search the person, premises or property of any individual there must be evidence and that officers, on mere suspicion that an automobile is being used to transport liquor, or a house used for storing liquor, or premises employed for making it, cannot make a legal raid.

Witnesses Necessary.
The district judge must satisfy himself as to the sufficiency of the complaint and probable cause must be sustained by more than the affidavit of the complainant and may require other witnesses.

The decision is in the case of John Samlin, from whose premises in Miles City some whisky was confiscated by the chief of police on a warrant issued by District Judge S. D. McKinnon. Samlin asked that the liquor be restored, contending that it had been taken in violation of the fourth and fifth amendments of the United States constitution, and that the provisions of articles three and eight of the constitution of Montana, and sections seven and eight of the prohibition enforcement act and various sections of the revised codes relative to search warrants.

Orders Liquor Returned.
The district court denied the motion and Samlin appealed. The high court orders the whisky restored.

It is ruled likewise by the supreme court that if liquor is illegally seized, proceedings can be begun for its recovery prior to the trial and once recovered the liquor cannot be used as evidence against a defendant. The court points to the guarantees against unlawful search and seizure made in the constitution of the United States and the constitutions of the various states, and the provisions of the act to place every reasonable protection about the rights of the citizens. As the prohibition enforcement act of the state attempts to establish no precedent relative to search warrants for its purposes, the court holds that the legislature intended that the established rules should govern.

RED LODGE MAN BACK FROM 10 YEARS IN ALASKA
Red Lodge, May 6.—Mr. and Mrs. E. W. Province arrived Tuesday from Juneau, Alaska. Mr. Province went to the coast from this city about 10 years ago and has been in various parts of that territory continuously since. Mr. Province expects to remain in Carbon county.

SUFFERED ALL A WOMAN COULD

Mrs. Meyer Finally Found Relief and Health in Lydia E. Pinkham's Vegetable Compound

Orange, Cal.—"I always feel very grateful to you, as some twenty years ago I was afflicted with three doctors and I had to have a serious operation. I had a tumor, and ulcers which would gather and break. I had displacement so badly that I could hardly sit down at times, and it seemed as if I suffered everything that a woman could suffer. Then some one advised me to take Lydia E. Pinkham's Vegetable Compound, and I took it until I was cured and saved from the operation. I have told women of your wonderful medicine times without number, and I am willing that you should use these facts and my name if you like. I also used your Compound during the Change, and I can do all my own work but the heavy part, and can walk miles every day as I help my husband in the office."—Mrs. J. H. MEYER, 412 South Orange St., Orange, California.

A great many women who suffered like this have been restored to health by Lydia E. Pinkham's Vegetable Compound.

Perfect Shoulders and Arms
Nothing equals the white appearance of the shoulders and arms. Cover the skin with Oriental Cream. Will not rub off. For superior to powder.
Send 75c for trial.
WILEY ROYCE & SON
New York

WEATHER

Observations taken at 6 p. m., May 6, for preceding 24 hours:

| Place | High | Low | Pre. |
|-------------|------|-----|------|
| Great Falls | 68 | 48 | .25 |
| Calgary | 62 | 38 | 0 |
| Chicago | 69 | 54 | 0 |
| Denver | 68 | 54 | 0 |
| Helena | 62 | 48 | .22 |
| Kalamazoo | 68 | 44 | 0 |
| New York | 62 | 44 | .01 |
| San Paul | 72 | 60 | 0 |
| San Diego | 60 | 50 | .16 |
| Seattle | 64 | 44 | 0 |
| Williston | 76 | 62 | 0 |

Weather Conditions — Pacific Slope, Northwest and Canadian Northwest.
Rain fell in various portions of Montana, especially the southwestern part, southern Idaho, Wyoming except the northeastern part, and in southeastern Oregon. Temperatures are above normal west of the divide around to the east. Low pressure covers the north-west generally.

Montana Forecast.
Unsettled weather Saturday and Sunday, probably showers; cooler Saturday in eastern portion.

Train Jumps Track on Bridge; Nine Passengers Injured

Wapanuka, Okla., May 6.—Nine persons were injured, three possibly fatally, near here late Friday, when a southbound Kansas, Oklahoma & Gulf passenger train left the rails while passing a creek bridge and the engine, tender, baggage car and day coach plunged into shallow water and mud 35 feet below. A spreading rail is believed to have caused the accident. All of the injured are from Oklahoma and Texas and included six trainmen and three passengers. None of the latter is fatally injured.

Cut This Out—It Is Worth Money

Cut out this slip, enclose with 5c and mail it to Foley & Co., 2835 Sheffield Ave., Chicago, Ill., writing your name and address clearly. You will receive in return a trial package containing Foley's Honey and Tar Compound for coughs, colds and croup; Foley Kidney Pills for pains in sides and back; rheumatism, backache, kidney and bladder ailments; and Foley Cathartic Tablets, a wholesome and thoroughly cleansing cathartic for constipation, biliousness, headaches, and sluggish bowels. Great Falls Drug Store.—Adv.

REDS BRUTALIZING CHILDREN, IS CLAIM OF RUSSIAN MOTHER

Demoralization of Boys and Girls Is Tragedy, Says Baroness Wrangel

Constantinople—(Correspondence of The Associated Press).—The Baroness Wrangel, wife of the general who commanded the anti-bolshevik army in southern Russia, until its defeat and collapse declares that the "demoralization of our boys and girls, the next generation of Russians, is one of the blackest tragedies of the bolshevik nightmare. They have stolen the minds of our children.

Abundant evidence from trustworthy sources among the vast Russian refugee colony here is available on this subject. "Our girls are dead, morally," is a phrase in a letter dated a month ago received here from Moscow, smuggled out by way of Ravel, written by a woman to her nephew in Wrangel's army. "I am kept alive only by the hope of seeing you again. Never return here with your children. If they survive famine and disease, the bolshevik will make animals of them."

One of the demands of the revolting workmen in Moscow and other cities has been that the communist education of children be abandoned. Bela Kun, who in Budapest attempted to give the children of the very poor special playgrounds and introduce in a measure methods well known in the United States, has tried to organize the villas and palaces of the Crimes into rest houses and hospitals for children. Recently a Crimean wireless requested help from the American Red Cross for children he abandoned.

GOOD AT IT.
"We women bear pain better than men."
"Who told you that? Your doctor?"
"No, my shoemaker."—Karkitoren (Christiana).

ALASKA CUT OFF
Seattle, May 6.—Possibility that naval reserve engineers may be assigned to the steamers operating in the Alaska mail, C. Cantelow, assistant general manager of the Pacific Steamship Company announced he had telegraphed to Washington, D. C., to ascertain if such assignments could be made.

With all steamship service to Alaska suspended because of the nationwide tieup serious conditions may arise in the northern territory, according to shipping men. Movement of food supplies to the north has been halted but it is believed that Canadian ships operating out of Vancouver, B. C., would be enabled to serve at least the southeastern district to an extent.

BRITISH LOCKOUT ON
London, May 6.—A lockout of 30,000 seagoing stewards and cooks began Friday, this step being taken by shipping companies because of the men's refusal to accept a wage cut of about 17 per cent. The lockout may interfere with the comfort of steamship passengers but owners of vessels are said to be confident that all vacancies can easily be filled. The transport workers federation has promised its support to the stewards and cooks' union.

Boston, May 6.—Movement of barges and other shipping in this harbor was hampered Friday when firemen on many tugs joined the marine strike.

Principles on which printing was ultimately based existed among the ancient Assyrian nations.

SENATE FIXES TARIFF VOTE

War Finance Corp. Advances California Packers Loans.

Washington, May 6.—The senate, by unanimous consent, Friday fixed next Wednesday for a vote on the emergency tariff and anti-dumping bill, and decided to limit speeches to 10 minutes for each member on each proposition taken up after noon of that day when voting on amendments will begin.

An amendment extending anti-dumping provisions of the emergency tariff bill to the importations of airplanes was introduced by Senator New Republican, Indiana.

The war finance corporation has agreed to make advances to California banking institutions, which finance packing products for export, California. Free, Republican, California, announced after a conference with Eugene Meyer, Jr., managing director. California banks have been advised. Mr. Free said, as to conditions upon which aid will be provided.

Review Court-martials.
Review of court-martial proceedings which resulted during the war in dishonorable discharge of officers and men from the military service is proposed in a bill introduced by Representative Johnson, Republican, South Dakota.

Mr. Johnson said that 5,000 officers and men had been "hastily tried by court martial and erroneously convicted."

Representative Osborne, Republican, California, also introduced a bill authorizing the construction of a hospital for disabled war veterans at Santa Monica, California. The structure would accommodate 500 men and would cost not more than \$1,500,000.

Reorganize Army Staff.
The first step toward organization of the new general headquarters staff of the army to be headed by General Pershing was made Friday when orders went to Col. John McA. Palmer, reports to General Pershing for duty as a member of his staff.

Colonel Palmer went to France early in 1917 and helped organize the American expeditionary force staff.

Colonel Palmer, it is understood, will act as an administrative assistant to General Pershing and his chief of staff, Brigadier General Fox Connor, in organizing the new general headquarters or war staff.

The McNary bill to provide a western lands reclamation fund of \$250,000,000, was introduced Friday as a measure to aid former service men by Richard S. Jones, editor of Stars and Stripes, a service men's periodical, and by Commissioner Spry, of the central land office, testifying before the senate irrigation committee.

WALL ST. BOMB SUSPECT CONVICTED AS SLACKER.
Harrisburg, Pa., May 6.—Tito Ligi of Scranton, Pa., whose suspected connection with the Wall Street explosion last September, has been under investigation, was sentenced in federal court here Friday to one year's imprisonment on the charge of draft evasion. Ligi pleaded guilty.

SOLDIERS SEEK PLANE
San Antonio, Texas, May 6.—An expedition has been sent into Mexico to recover the airplane lost there by Lieut. Alexander Pearson, Jr., transcontinental flyer, last February.

CAN PUT AUTO IN A TRUNK.
Among the novel automobiles manufactured in this country is a folding car weighing less than 200 pounds. It is of knockdown construction, so that it can be fitted into a large trunk. The machine will run from 75 to 80 miles on a gallon of gasoline.

THOSE WHO ARE ILL—LET US SAY:
Bring all prescriptions to us for that quality of "drugs known as best, with character and service with a reputation behind it. The right drugs, properly put together, give the ill ones benefit impossible to deny. We protect you.

Model Rx Pharmacy
Dr. Russell Ave
Phone 6652 312 Central

Western Montana and Great Falls Districts Merge

Helena, May 6.—Congregational churches of Great Falls and western Montana associations, which began a joint convention here Thursday, today named a committee to perfect a formal merger of the two bodies.

The Rev. F. E. Carlson of Helena, the Rev. W. T. Lockwood of Butte, the Rev. V. V. Loper of Great Falls and John McKenzie of Great Falls were appointed members of a committee to draw up by-laws and constitution and decide on a name for the new organization.

Reports of the various churches of the organizations showed very satisfactory results in money raised and general church work.

Great Falls gets the 1922 conference of the merged associations. The name of the association will be decided later. J. F. Holbrook of Helena, was elected recorder. The Rev. W. T. Lockwood of Butte, was elected moderator on the opening day of the conference, and John McKenzie of Great Falls, vice moderator.

Miss Maude Mosher of Helena, and

John McKenzie of Great Falls were elected delegates to the national conference of Congregational churches which will be held at Lon. Angelo, July 8-9.

At a meeting of the women's section of the conference, it was voted to furnish the dean's room at the Polytechnic college, Billings, in honor of the Rev. J. G. Powell of that city, retiring from the state superintendency after many years of labor. He is succeeded by the Rev. Elmer Johnson of Billings.

Reports were made by Mrs. G. E. Shell of Billings, state president of Congregational women's work, and Mrs. M. W. Elliott of Helena, and Mrs. L. H. Hamilton of Great Falls, respectively presidents of the women's associations.

SHIP BRINGS 1235 HEROES.
Hoboken, N. J., May 6.—Officers commanding the army transport Somme which docked Friday, with bodies of 1235 American soldiers who died in the war, said the transport Wheaton would bring 6,000 more next week. They added that 25,000 to 30,000 more are buried in French cemeteries.

FOLDING TABLE FOR TOURISTS.
For motor tourists and campers a table has been invented that folds compactly around a cupboard to hold its equipment.

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Every Slice a Slice of Joy

Eddy's Bread

"Sunshine" or "Old Home"



ORDER FROM YOUR GROCER

Are the Railroads Wasting \$1,000,000,000 a Year?

Not only the million holders of \$20,000,000,000 of American railroad securities and the more than two million railroad employes, but every citizen who has a stake in the return to normal of industrial and commercial conditions will be concerned if, as a statistician for the railroad labor unions charges, inefficient management is costing the roads a bill of waste of more than \$1,000,000,000 a year. This charge is part of railroad labor's reply to the movement for a reduction of railroad wages, the argument being that elimination of this colossal waste would make wage reduction unnecessary. When the Railroad Labor Board, a few weeks ago, abrogated the National Agreements, which fix a single standard of working conditions for all railroads, the railroad managers regarded it as clearing the way for wage reductions which, they estimated, would save the roads at least \$1,000,000 a day. Now Mr. W. Jett Lauck, an economist employed by the railroad unions, accuses the railroad managers of part in a "capital combine" which conspires to "deflate" labor, and he undertakes to show that the deflation should apply to management rather than to wages.

Both sides of this crucial argument are presented in the leading article in THE LITERARY DIGEST for May 7th, with editorial comment from the newspaper press of the United States upon the points advanced by Mr. Lauck and the replies of prominent bankers and railroad executives.

Other important news-articles in this week's DIGEST are:

- ### The "3 Per-Cent Remedy" For Reducing Immigration
- The Number of Allies From Different Countries Which Will Be Admissible to the United States Under the Terms of the Johnson Bill
- Judge Gary's Attack on Unionism
 - General Pershing's New G. H. Q.
 - Colombia's Claim Settled
 - Getting Home Rule Under Way
 - Why the English Middle Classes Do Not Count
 - Sovietized Georgia
 - Disarmament Impetus in Japan
 - Crime and the Movies
 - Doctors Wish to Prescribe Alcohol
- Many Fine Illustrations Including Humorous Cartoons

Ex-Ambassador James W. Gerard, says:
"The LITERARY DIGEST is fair—is impartial—it omits nothing—it is justice itself. I could not dispense with it."

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The Literary Digest

FUNK & WAGNALLS COMPANY (Publishers of the Famous New Standard Dictionary), NEW YORK

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Our Service Station is the place for you to come for low-mileage.

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