

Weather Forecast

WEST TEXAS: Partly cloudy tonight and Thursday, probably showers in north portion.

THE REPORTER-TELEGRAM

THE DAILY REPORTER (Consolidated March 10, 1929.) THE DAILY TELEGRAM

Local Temperature

Maximum 90 Minimum 71

Volume I.

MIDLAND, TEXAS, WEDNESDAY, SEPT. 4, 1929

Number 154

ANDREWS ROAD CONTRACT IS LET

Midland's Proposed Courthouse Would Cost \$295,000

\$145,000 FUNDING WARRANTS

Building Would Be 4 Stories Above Basement

The proposed \$295,000 courthouse to be voted on Sept. 21 in a bond election would be financed by a \$150,000 bond issue and \$145,000 in funding warrants, County Judge M. R. Hill said this morning.

Architects' drawing of the proposed building shows a facade and side of a four story structure, beautiful because of recessed windows and uneven superstructure. Indiana limestone which is to go into the walls of the building, in case the election is carried, would make Midland county's courthouse far more beautiful than anything of its kind in the Southwest.

The commissioners instructed the architect that every square foot of space in the building must have definite use. Judge Hill remarked, "Vernon's courthouse was used as the basis for the drawing of plans for Midland's courthouse, but there were great changes made. We feel that the original courthouse had several errors in its plans. Every corridor, for instance, in the proposed courthouse here has a window at its end, thus giving plenty of light."

Judge Hill is confident that the issue for the courthouse will carry, possibly by a large majority. He stated that he has not been able to hold court one day this week because of congestion in the old office. The county farm agent and home demonstration agent could not occupy their office this week because of the grand jury's utilizing of that office, he said.

Present House Out of Date Midland County's court house is anachronistic, has been out of date for months and does not comport with general construction here.

A brief idea of what the building will provide can be realized from giving the offices of each floor of the structure. There are four of these floors above the basement. In the basement are two 27x49 assembly rooms for the American Legion and the Boy Scouts, two store rooms, the tax collector's office, the county clerk's record vault, boiler room, janitor's quarters and lounging rooms.

Many Offices On the first floor is the large vestibule, the county-city library, rest rooms, sheriff's office, county attorney's office, county treasurer's office, and offices for the tax collector, tax assessor, recording room and county clerk's office. The second floor has offices for the county judge, justice of the peace, county school superintendent and county auditor, besides housing the jury dormitory with its 13 beds, commissioner's courtroom, county courtroom, justice of the peace's court, constable's quarters and other conveniences. The third floor plan has the district court room, jury room, district judge's office, the court reporter's office and vault, the district clerk's office and vault, district attorney's office, grand jury room, a large assembly room off the county agent and farm agent's offices, defendant's consultation room and the plaintiff's consultation room, beside lounging rooms. The fourth floor plan shows jailer's offices and cells, and juvenile correction chambers.

Shower North Of Town Is Reported

Reports of a rain north of Midland last night were reported here this morning. Some moisture is reported to have fallen on the Bird place and on the east side of some of the 5-Wells country, but the extent or amount of rain is not definitely known here.

Lightning played across the northern sky as a black cloud hung over that area late Tuesday, and a sprinkling rain fell in Midland about 8:30 in the evening, another visiting the city early Wednesday morning.

12 ODESSAANS ARE TREATED FOR RABBIES

Odessa is having much trouble with mad dogs, a story in last night's issue of the Abilene News says:

Twelve Odessa persons are being treated for mad dog bite since a shipment of the serum arrived Monday. The house dog of George Finch is supposed to have contracted hydrophobia from the bite of a wild coyote coming into town at night two weeks ago and was killed after it had attacked the dog.

After the dog had bitten the Finch child and others including the child of Eugene Cody, Odessa druggist, Mr. Cody sent the dog's head to a Fort Worth laboratory Saturday afternoon by airplane and by eight o'clock that night the laboratory phoned back that the dog was infected with rabies in its worst form and that serum was being sent by mail.

Those under treatment are Mr. and Mrs. Finch and child, Mr. and Mrs. Eugene Cody and child, Mrs. L. F. Tackett and child, J. D. Dempsey, Miss Mary Beasley, Robert Butler, and Jimmy Overholser.

One Fire In City During 30 Days

Only one fire has been reported within the city limits of Midland within the past 30 days, Fire Chief Jerry Phillips reports.

The O. A. Williamson residence, on the 800 block of South Pecos street, burned with a loss of \$3,000 recently.

A state record for no fires over the period was set in Midland last summer. Oct. 6-12 has been designated as a state wide cleanup and fire prevention week. The Midland fire company will parade the streets with fire equipment, and will cause to be run in local theatres slides and reels showing the danger of fire and fire hazards, and methods for combating a blaze.

Workers Meeting Held At Greenwood

Fifty persons, among them Mrs. H. B. Dunagan and Mrs. George F. Brown of Midland, attended the Big Spring Baptist Association Workers' Convention at Greenwood Tuesday.

The Reverend Taylor, a missionary of the association, and Mrs. Pierson, missionary to Mexico, spoke to the women as the chief members of the program.

Zoning Ordinance Provides Business And Residence Sections for Midland

After due advertising of its intentions over the legal period provided in such cases, the city council Tuesday passed a zoning ordinance dividing Midland's corporate limits into a "business district" and "residential property."

The ordinance, a product of tedious work of a special commission over several months, is in itself a guaranty of present welfare and protection of the property owner, as well as for the future.

As one councilman aptly stated, "We believe more in protecting residential property of the one who has held his investment for years than allowing the later investor to make anticipated profits on potential business sites which would hurt the property value of the first investor."

Just before the recommendations were passed into an ordinance without a dissenting vote, Tuesday, a slight change in section 1 was made, the section which specifies the business district of the city. As it passed, the following excerpt from the ordinance shows the delineation and boundaries of the business section:

"Beginning at a point with the intersection of Illinois Avenue at A street on a public road and running east to the center of Marientfield street, thence north one and one-half blocks to the center of the street west of Block 49, Homestead Addition, thence east to the intersection of Davis street, with the section line which bounds East Midland addition on the west, thence north two blocks to the center of South street, thence east five blocks

IT LOOKS EASY, BUT

Just wait till you try your skill at working out ERROREGRAMS, the brand new feature that starts in The Reporter-Telegram today.

At first glance you'll think it looks easy—but more than likely you'll have another think coming.

ERROREGRAMS is, by far, the most entertaining puzzle stunt on the market today. It perks you up on grammar, etiquette, spelling, history and a flock of other things. It fools the eye through mistakes in drawing.

It gives you a chance to unscramble a word that has been thoroughly mixed up and it gives you, and the whole family, a chance to have a lot of fun.

DR. YOUNG OPENS NEW OIL POOL IN CROCKETT COUNTY

Opening of a new oil pool in Crockett County by Dr. J. D. Young of Midland is reported, the new producer being two miles south of the P. H. Williams well, in section 22 block BB. Midland oil men say the test will be a small producer. Lime was topped at 2,440 feet with pay at 2,545 feet in gray sandy lime. Test was drilled into pay 10 feet. It filled up in three hours 1,600 feet with fluid testing 30 gravity oil and some gas.

This is the seventeenth hole for Young in Crockett County. He has been drilling here five years.

Music School Is Registering Studes

Matriculation of students for the fall and winter terms of the Watson School of Music began this afternoon, and the school expects to have the largest enrollment of its history.

Early registration is being done in order to allow students to devote their entire time to public school opening the early part of next week.

Midland Fans To Coleman By Plane

Mr. and Mrs. A. W. Thomas flew to Coleman in a monoplane of the Midland Municipal airport to attendance at the baseball game this afternoon. Thomas is president of the Midland Baseball club.

INSTITUTE HERE HAS OUTSTANDING MEN ON PROGRAM

Out of town speakers at the teachers' institute to be held here Thursday and Friday include three outstanding West Texas educators, Dr. P. W. Horn, president of the Texas Technological College at Lubbock, R. D. Green, superintendent of schools at Abilene, and J. A. Hill, president of the West Texas State Teachers College at Canyon.

Other speakers for the two-day session include Leon Goodman, C. L. Sone of Stanton, the Rev. Thos. D. Murphy, a representative of the state department of education, and the Rev. George F. Brown.

Teachers of Andrews, Martin and Midland counties will attend the institute which opens at the Midland High School auditorium Thursday morning. Approximately 75 are expected. The complete program follows:

Thursday, September 5 Forenoon

Organization. Devotional Exercises—Rev. Stanley Haver.

Welcome—Mayor Leon Goodman. Response—Supt. C. L. Stone.

Solo Selected—Miss Lena Solomon.

Address—Supt. R. D. Green, Abilene Public Schools.

Vocal Solo, Selected—G. W. Otteson.

Address—Dr. P. W. Horn, president Technological College.

Afternoon Dancing—Wanda and Frances George.

Address—Rev. Thom. D. Murphy. Reading—Miss Stella Mae Lanham.

Interscholastic League—Supt. C. L. Sone, Stanton Public Schools.

Vocal Solo, selected—Miss Betty Jaehne.

Address—Dr. P. W. Horn, President Texas Technological College.

Friday, September 6 Forenoon

Devotional Exercises—Rev. J. E. Evans.

Address—J. A. Hill, President Canyon State Normal College.

Vocal Solo, selected—Miss Laura Bess Birdwell.

Recent School Legislation—Representative State Department of Education.

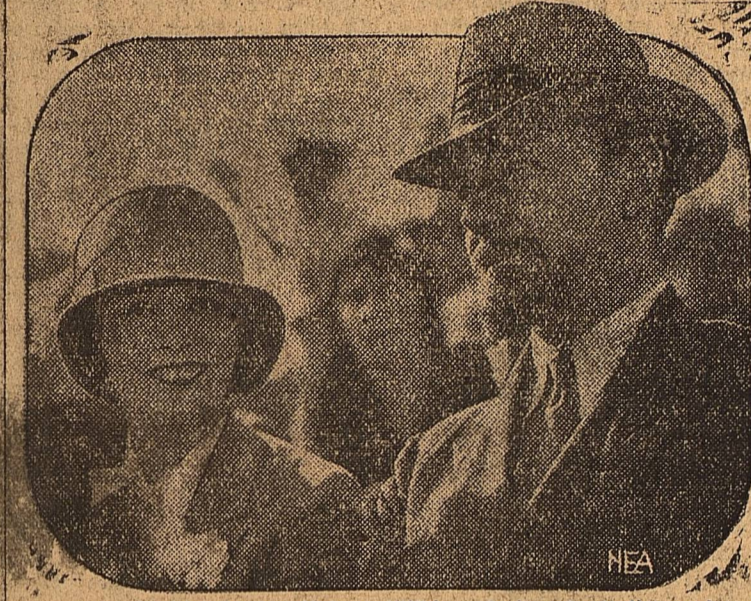
Piano Solo—Miss Elaine Smoot.

Afternoon Singing—Miss Betty Jaehne.

Address—Rev. Geo. F. Brown. Suggested Daily Programs.

Health and Physical Activities. Superintendents' Period.

Zep Passenger Weds Actress



Captain Sir George Hubert Wilkins, daring Australian aviator and explorer, and his bride, formerly Suzanne Bennett and a "Vanities" beauty, are shown above as they attended the National Air Races following their wedding at Cleveland, O. He is 40 and she is 28.

FIFTEEN NEW MEMBERS TO BE ON STAFF OF PUBLIC SCHOOLS

The 1929-1930 session of the Midland public schools will open Monday, September 9, with a total of forty-eight teachers, fifteen of whom are coming to Midland for the first time. The announcement of the new teachers will be of interest to parents and pupils, as well as to the people of Midland in general.

L. K. Barry is a graduate of Annapolis Military Academy, and has done graduate work in the University of Texas. Mr. Barry has had six or eight years of successful experience in the Del Rio high school, and Palestine high school, as coach and teacher of mathematics. He has had seven courses in mathematics, and enjoys the reputation of being a strong teacher of math, and a successful coach. Last year he was principal of the high school and coach at Runge, resigning his position there to accept the one of coach and instructor of math in the high school here. Coach Barry, while at Annapolis, played on the Navy team three years, and while in charge of junior team at Palestine his team won second place in the State in the junior division. He has traveled widely and is unusually well informed on general themes.

Mrs. L. K. Barry is a graduate of the University of Texas, and has done graduate work in Columbia, the University of California, and Mexico City. Mrs. Barry has had several years of successful experience, having taught Latin, Spanish and English for six years in the Palestine high school, where she was rated very high by the school authorities. She will be assigned to Latin and English in the high school here.

Miss Helene Miley is a graduate of the College of Industrial Arts at Denton, and has had several years of successful experience in the schools of Lufkin, Texas. She comes to us highly endorsed by the College, by Dean E. V. White, and by Superintendent Coston of the Lufkin city schools. Miss Miley will be assigned to history in the high school. Superintendent Coston says of her: "She has not a single weak point, and is strong in every particular."

Miss Vera Heffner is an A. B. graduate of the University of Texas, and an M. A. graduate of the University of Missouri. She has had several years of successful experience in the high schools at Pharr-San Juan, and Childress, and in the Teachers' College at San Marcos. She has six or seven courses in Spanish, her graduate work being in Spanish and English. Miss Heffner was reared at Cuero, where she learned to speak Spanish fluently, since which time she has been teaching the subject in some of our better high schools for five or six years. Miss Heffner will in all probability be assigned to Spanish in the high school, she having resigned a similar position in the Childress high school to accept the one here.

Miss Inez Bryan has both her B. A. and her M. A. degrees from the University of Texas, and has had successful experience as teacher in the high schools of Childress, Big Spring, and Coleman. She is recommended by her former superintendents as the "most brilliant teacher of history" they have ever had, and enjoys the reputation of being an excellent public speaker. Miss Bryan has been assigned to the history department of the high school.

Miss Stella Mae Lanham is a graduate of Baylor college, holding from that institution both the B. A. degree and a degree in expression. She comes to us as one of the best trained persons in public speaking, and will be assigned to the department of public speaking in the high school. Miss Lanham will organize regular classes in public speaking, and regular credit will be given for the work, the plan of the high school being to secure one unit of credit in public speaking this year. Miss Lanham has had a year of successful experience as a private teacher, and will be useful in the high school, which is reckoned as a bates, and other public speech arts for which the high school has been so long famous.

Miss Elaine Smoot is a graduate of the College of Industrial Arts. (Continued on Page 4)

CHAMBER OF COMMERCE PAYS FOR JOB OUT OF ITS REGULAR BUDGET

Connects Midland And Andrews By New Route Through C Ranch And Circle Bar Pastures, Serves New Mexico

Contract was let Wednesday by Sam Preston, county commissioner and director of the Midland Chamber of Commerce, for a new road connecting Midland with Andrews, Seminole and Eastern New Mexico.

The new road will run from South Camp via the Clabber Hill ranch road to the Andrews-Odessa road. It will be grubbed, and dragged to make it a fast automobile road to accommodate oil men, ranchers and farmers. The new road will be paid for by the Midland Chamber of Commerce from its regular budget, without any additional call for anyone for extra funds. The Midland County Commissioners Court is cooperating with the Chamber of Commerce in its road program wherever possible.

Permission to build the new road was granted by Andrew Fasken, manager of the C ranch, who is cooperating in the road program and by A. J. Skinner, manager of the Circle Bar ranch through which the road passes. The survey was made several months ago by Elliott H. Barron and John Nobles, the original Andrews road committee, was later re-surveyed by Barron Nobles, Preston and W. A. Dean. They all concurred in selecting this route as the most feasible to Andrews and thence to the oil fields.

Sam Preston was a few days ago named chairman of the building committee and immediately got something started. He is devoting considerable of his own time, and says the road should be ready for travel within 15 days. W. A. Dean, veteran road builder, has been employed by the Chamber of Commerce to superintend the road construction.

Chamber of Commerce officials and oil men believe this road is one of the most important projects now before Midland. It has been studied and investigated for several months, and officials are jubilant over its actual starting by Preston, and the preliminary work done by Barron and Nobles.

The chamber is now at work on their road project on which it has been engaged for four years, but has met stiff resistance at every turn. This road, too, now seems assured of being constructed within the next six months.

Hill Grows Almonds On Midland Farm

County Judge M. R. Hill, who has made of the court yard a place of beauty, has extended his experimentation with plants and flowers. Judge Hill bought a farm in the past. An almond tree that was there interested him greatly. Successive years brought early frosts and the only value of the tree was its shade.

But today, Judge Hill proudly distributed sweet almonds to his friends as vindication of his theory that "anything will grow in Midland." The snows were early this year, too, were frosts.

The tree is hardy, Judge Hill says, being 15 feet in height and 10 inches in diameter.

Moody Refuses Stay For Helms; Will Die

AUSTIN, Sept. 4.—(UP)—Henry Helms, scheduled to die early Friday morning for participation in the Cisco Bank robbery, will not be granted a stay of execution nor executive clemency, Gov. Dan Moody said today.

SYNDICATE OFFICIAL HERE

D. R. Gregory, state manager of the Investor's Syndicate of Minneapolis, Minn., has been in Midland for two days conferring with local representatives C. S. Hereford and S. M. Warren.

Mrs. Barron Improves

Mrs. Clyde Barron, recovering from a major operation performed Monday, is resting easily, though she is not allowed company, reports from physicians in charge say.

FILMERS LAND

G. C. Quick and Shender Quick landed their Cessna monoplane at Sloan Field this morning, enroute to El Paso from Kansas City.

FLAPPER FANNY SAYS



When you take the trouble to teach them, it's the little things that count.

# THE REPORTER-TELEGRAM

Evenings (except Saturday) and Sunday Morning  
116 West Missouri, Midland, Texas  
Midland Publishing Company, Publishers

**I. PAUL BARRON**, Editor  
**MELVERN J. TAGGART**, Business Manager  
Entered as second class matter at the postoffice at Midland, Texas, under the Act of March 30, 1879

Subscription Price  
Daily, by Carrier or Mail  
Per Year \$5.00 Per Month .50c

Advertising Rates  
Display advertising rates on application. Classified rate, 2c per word; minimum charge 25c. Local readers, 10c per line.  
Any erroneous reflection upon the character, standing or reputation of any persons, firm or corporation which may occur in the columns of The Reporter-Telegram will be gladly corrected upon being brought to the attention of the firm.

### A REVIVAL FOR MIDLAND

Sunday next will witness the beginning of the cooperative revival meeting, taken part in by the various churches of the city. Definite plans have been formulated for financing the evangelistic campaign so that few collections need be taken during the course of the meeting. The Baptist tabernacle is being enlarged and every necessary step taken so that the services may begin and run their span free from all financial worry and responsibility.

Dr. Rayburn, the evangelist, is said to be different from many of his co-laborers. His plan of campaign is simple but effective. He sees to it that the foundations upon which he builds his meetings are complete and adequate before the services start. In this way, the meetings under way immediately without the preliminaries that require time, money and thought if they are not disposed of prior to the opening of the meeting.

The evangelist is said to be a man who depends upon the power of gospel meetings to bring the lost safely into the fold. He does not employ tactics that tend to be regarded as sensational or dramatic to reach the sinner. His propositions to the unsaved are like unto those expounded by the great teacher, Christ. In fact, they are one and the same with His. He shows the Christ to be the personal savior of men, who died upon the Cross that men might live to enjoy the life everlasting. Such sermons should get results.

Midland needs a city-wide revival, a spiritual awakening.

The coming revival will be a success for the Lord if the people of Midland realize fully its wide scope and influence and work indefatigably and pray consistently and earnestly for their unsaved loved ones and friends. Revivals are built largely upon prayer, just as every worth while thing in life is. It is up to the sinner as to whether he will take the best God has to offer him or the worst, and equally, it is up to the Christian people to make the sinner see the truth that is here expounded.

This week is a week of preparation and prayer for a revival that will shake the tottering and unstable foundations of sin in Midland and that will bring many to forsake their ways of wickedness and to partake of the salvation that is offered them, freely and unafraid.

### Cottage Prayer Meetings

**Wednesday**  
Presbyterian church—Mrs. M. A. Jared, leader.  
Baptist church—Mr. W. I. Pratt, leader.  
Christian church—Mr. Paul T. Vickers.  
Methodist church—Mr. R. T. Bucy.

**Friday**  
South side: Mesdames C. A. McClintic and M. C. Ulmer, leaders, at the home of Mr. and Mrs. J. C. Hudman, 520 South Main Street.

West side: Young Peoples' prayer meeting with Mr. Claude White leader; Mrs. M. A. Jared, chairman, at the home of Mr. and Mrs. Ira F. Lord, 1014 West Michigan Street.  
North and east side: Mrs. T. C.

Heard, chairman; place of meeting to be announced later.

### Announcements

**Wednesday**  
Girls' Auxiliary of the Baptist Church meet at the home of Mrs. Carroll Hill—4:00.

Bien Amigos Club at the home of Mrs. J. D. Chambers.

R. R. Sims and family of Pecos spent Sunday visiting friends in Midland.

Mrs. W. Dickson, who underwent an operation in Wichita Falls last week, is reported doing nicely.

Will Daiches has gone to San Antonio where he will meet his wife who has been visiting there several weeks. They will return to Midland soon.

# SOCIETY

### Teachers Give Picnic for Pupils

Teachers of the primary and beginners department of the Baptist Sunday School were hostesses to their pupils at a lawn party at the church yesterday afternoon.

Forty-five members enjoyed this out of door affair during which time many lively games and races were delightfully played by both departments.

Closing the afternoon eskimo pies and candies were served to the guests.

### Carpenters Hold Annual Picnic Labor Day

The Midland Carpenter's Local No. 1933 held their annual picnic on Labor Day at the Cloverdale City Park, with more than one hundred and fifty people attending. Guests included members of the local and their families, who enjoyed a pleasant evening in games and other social entertainment.

As an added feature Miss Lucille McMillan read in her talented way to the group.

### Miss Ann Smith Honored On Birthday

A dinner party affair honored Miss Ann Smith on her eighteenth birthday Monday evening with her mother, Mrs. L. O. Smith as hostess to family members and several guests.

Guests included Mrs. Arthur Stout and son Fred, Mrs. Hitchcock and daughter Laura and Mr. and Mrs. Charlie Ulmer.

### Pleasant Bridge Supper Given for Bien Amigos Club

Gathering at the home of their host and hostess, Dr. and Mrs. D. M. Ellis, members of the Bien Amigos Club were served supper in cafeteria style on the lawn of the Ellis home Tuesday evening.

After the supper games of bridge were enjoyed in the reception rooms of the home and when closed Mrs. W. E. Anderson held high score for women and Mr. Harry Sadler high for men. High cut favors went to Mrs. Joe D. Chambers and Mr. Fred Ellis; low score prizes went to Mrs. C. B. Goodman and Mr. C. D. Hodges.

Guests were Messrs. and Mesdames Harry Sadler, C. D. Hodges, C. B. Goodman, Joe D. Chambers, Fred Ellis, M. L. Layton, Mesdames H. S. Collings, W. E. Anderson and Mr. J. D. Douglas.

### Party for Entre Nous Members at Dawson Home

Entre Nous Club members and guests were entertained at the pretty new home of Mrs. Ed Dawson Tuesday afternoon with bridge games.

When the games closed the hostess souvenired Miss Elma Graves, who held high score for club members, with a card set and Mrs. Harry Tolbert, high guest score, with a vanity case. Mrs. J. F. Hornbeck cut high for a pretty applied pillow.

Guests for this affair were Mesdames Harry Tolbert, S. H. Cassteel, A. N. Hendrickson, J. R. Vandeventer, L. O. Hays, J. F. Horn-

beck, A. C. Neal, F. W. Estill, Geo. Abell, A. E. Horst, R. J. Moore, Mesdames Frances Lolley, Fannie Bess and Cordelia Taylor, Elma Graves, Leola Eigham, Juliette Wolcott, Lotila and Lillie B. Williams, Theresa Klapproth, Alma Brunson and Jerra Edwards.

### Teacher to Open Dramatic Art and Dancing Classes

Miss Janice Nichols, formerly of San Angelo, is this week in Midland organizing a class in dancing and dramatic art to open within the next few days.

Mothers and children interested in this work will be guests of Miss Nichols at a tea in the Junior Ball Room of Hotel Scharbauer Friday afternoon starting at 3 o'clock.

The Nichols Studio will hold classes in the Crystall Ball room of Hotel Scharbauer, with Miss Nichols as director and teacher of toe, ballet and tap dancing. A class will also be started for women who desire reducing, body building and strengthening. Miss Nichols has been a student of Theodore Wosloff, of the Imperial Russian Ballet and has been offered contracts for dancing in talking films.

### Personals

Miss Mildred Brown has returned to Midland after visiting relatives and friends in Fort Worth.

Mr. and Mrs. Jack Twilley and son C. G. accompanied by Donald Parrott spent the past weekend visiting the Carlsbad caverns, Roswell and other New Mexico points.

Donald Brown has returned to his home in Lovington, New Mexico after spending several days visiting his parents in Midland.

Mrs. J. B. Dickens and children have returned from Dallas and points in Arkansas where they have been visiting for the past two months.

Mrs. R. D. Lee and son of Lovington, New Mexico have been in Midland the past few days.

Mr. and Mrs. Bill Potter leave today for their home in Carlsbad after visiting their parents in Midland for several days.

Mrs. E. K. Bowman and children of Odessa were shoppers in Midland this morning.

Mr. and Mrs. Calvin Pegues of Odessa spent today shopping in Midland.

Mr. and Mrs. J. A. Tuttle and daughter Jessa Lyn returned Monday from Commerce where they visited relatives several days.

Wade Stevens returned yesterday from Crane where he has been a guest of Bill Blodgett for several days.

Z. L. Boozer has returned from Winters where he has been visiting three weeks.

H. T. Simpson returned to Midland yesterday from Clayton, New Mexico, where he has been transacting business. He plans to move his family there in a few days.

Mr. and Mrs. Marshall Brown have returned from Junction, Texas, where they have been on business. They were accompanied to Ozona last week by her sister, Miss

Mr. and Mrs. Jack Medlin of Wink spent Tuesday night in Midland visiting friends.

Roy E. Simmons and daughters Imogene and Artie Lee of the Gulf Lease spent yesterday shopping in Midland.

Mr. and Mrs. G. E. Wimberly are in Midland today making arrangements to move here from San Angelo. Mr. Wimberly is connected with the Adams Royalty Company.

S. M. N. Marrs, State School Superintendent, spent Tuesday night in Midland.

Mr. and Mrs. R. M. Turner and children of Waco spent Tuesday night in Midland. They are on their way to Los Angeles to spend their vacation.

Mr. and Mrs. Will Daiches and Miss Bertha Schwartz returned last night from San Antonio where they have been visiting relatives.

Betty Davidson, who has been visiting here.

Mrs. Iva M. Noyes and sons returned last night from a month's vacation in Chicago, Lake Geneva, Kansas City and Tulsa.

Miss Lorna Arington of the Norfolk & Pandino Company of Lubbock has been in Midland transacting business.

Francis Orson has gone to Menard where he will visit friends several days.

### SMALL FORTUNE SPENT TRYING TO GET WELL

"After Taking Orgatone I Am Relieved of All My Troubles and Feel Like a New Man," Says San Angeloan

"Orgatone has done me more real genuine good than other treatments and medicines that cost me hundreds of dollars and I don't feel like I would be doing right not to tell others about it," said A. I. Bledsoe, of 1922 N. Oakes Street, San Angelo, Texas. Mr. Bledsoe is very well known here, having retired from the grocery business last year.

"I suffered dreadfully with nerv-

ous indigestion and other troubles for fully 15 years," continued he, "and although I spent a lot of money and took medicine I kept getting worse. I got so I could hardly eat anything and only the lightest of foods, and then it wouldn't digest and I would have severe gas attacks. I had so much gas on my stomach at times I could hardly breathe and would get so nervous I could hardly stand it. I just felt tired and languid and never felt like doing my work at all. I had cramping spells and would chill until I would think I was going to die. I was constipated and took strong laxatives most all the time. I had typhoid fever which

settled in my stomach several years ago and I have been in misery since. "Some of my friends advised me to try Orgatone and I read so much about it in the papers and, honestly, after taking a few doses I could notice a change right away. I have taken two bottles and certainly feel different and am eating just anything and everything I want and it digests perfectly. My kidney trouble has been relieved and those cramping spells are gone. I am sure that when I take the course of seven bottles I will have all my health back again."

Genuine Orgatone may be bought at Midland, at the Midland Drug Company.—Adv.

M. A. Jafed, Jr., Enos Feeler, and Thomas Barber spent the weekend visiting friends in San Angelo.

Specify Malted Milk Bread and Perfection Rolls When Ordering Groceries.—City Bakery.

Mr. and Mrs. Sam Weinstein are visiting friends in Colorado for a few days.

No Need for Midland People Eating Shipped in Bread Thirty-Six to Forty-Eight Hours Old, Get Malted Milk Bread Four to Eight Hours Out of Oven.—City Bakery.

"BUY RAYBURN BONDS"

**WONDERFUL NUT SUNDAES**

Texas Pecans—Brazil Nuts, English Walnuts—Nuts from all over the world, served with Dairyland Ice Cream make the most delicious nut sundae you have ever tasted. Drive by a Dairyland dealer, enjoy a real "Taste Treat." Try one of these marvelous sundaes.

**Dairyland ICE CREAM**

## ERRORGRAMS

HE'S SINGING THE "TOREADOR SONG" FROM "IL TROVATORE" HE DON'T SING VERY WELL

**PELEPINZ**

Something recently prominent in the news.

There are at least four mistakes in the above picture. They may pertain to grammar, history, etiquette, drawing, or whatnot. See if you can find them. Then look at the scrambled word below—and unscramble it, by switching the letters around. Grade yourself 20 for each of the mistakes you find, and 20 for the word if you unscramble it. On page 4 today, we'll explain the mistakes and tell you the word. Then you can see how near a hum-dred you bat.

**ANNOUNCING NICHOLS STUDIO OF DANCING AND DRAMATIC ART**

CLASSES UNDER SUPERVISION of Miss Janice Nichols, former pupil of Theodore Kosloff, of the Imperial Russian Ballet

TAP BALLET AND TOE DANCING  
Children's classes now being enrolled  
CALL ROOM 526, SCHARBAUER HOTEL

**LUMBER**

We Sell Lumber from One Stick To a Carload—  
All Kinds of Building Material

**WE WILL FURNISH PLANS FOR YOUR HOME, FINANCE BUILDING YOUR HOME SUPERINTEND BUILDING OF YOUR HOME.**

Let us figure with you before you close your contract to build, and we will save you money.

**ANDERSON-SUNDQUIST LBR. CO.**  
Incorporated  
323 Marienfield Street

... in the ring it's **PUNCH!**

... in a cigarette it's **TASTE!**

"STICKIN' to our knittin'"— never forgetting that Chesterfield's popularity depends on Chesterfield's taste . . .

But what is taste? Aroma, for one thing—keen and spicy fragrance. For another, that satisfying something—flavor, mellow tobacco goodness—which we can only call "character." Taste is what smokers want; taste is what Chesterfield offers—

"TASTE above everything"

MILD . . . and yet THEY SATISFY

# Chesterfield

FINE TURKISH and DOMESTIC tobaccos, not only BLENDED but CROSS-BLENDED

© 1929, LIGGETT & MYERS TOBACCO CO.

# Manager King Makes Coleman Pitcher Show Where He Got Nickname of 'Flop'

With Coleman gone and Midland at that town to end up the series which is destined to prove the winner of the West Texas League, appreciation of the opponents is being stated in Midland by the fans, and the Coleman press is taking the same attitude towards Midland players.

Several little stories of the circulation among players of one camp among those of the rivals have cropped out since the series. The funniest is that of "Flop" Harris and his bus fare:

"Flop" is by way of being the ace in the Coleman camp. He can pitch with reasonable success against anyone in the league except the Colts. Tall and lank and, seemingly withered, the spectre of the mound shows 'em in to the batsmen in a manner wholly entertaining to everyone but the batsman.

Harris can flop his ears; hence his pseudonym. Harris claims Goldville as his home. It isn't definitely known whether anyone else knows where the burg is except "Flop," but he

manages to catch rides from the place to Coleman occasionally. Sometimes he has to walk, sometimes the mail jitney pants up alongside and Flop, for all his likeness to being associated with most things imaginable, is given a lift. The story says that Flop was engaged in one of the occasional walks from his home to Coleman and was overtaken by the Midland bus loaded with Midland ball players.

He hailed it and asked for a ride. Manager John King, himself a bit of a joker, if the sarcastic words

of scribes over the circuit are to be used as axioms, told Harris he would have to flop his ears three times before he could board the Midland bus.

Despite Flop's trying to cheat by giving the ears only two oscillations, he was forced to come up to agreement, whereupon the genial pitcher was given a lift.

Besides common salt it has been calculated that the Dead Sea contains 1,300,000,000 tons of potash, 20,000,000,000 tons of magnesium chloride, 850,000,000 tons of bromides, and large quantities of other salts.

The first gas street lamps were said to have been used in London in 1802.

## Grass Fire Cause Warnings Posted

Prairie fires swept several sections of grass on two Midland county ranches Tuesday. At noon the blast of the fire whistle was followed by information that the C ranch had reported a grass fire. At 5 o'clock a fire started on the Elkin ranch, 40 miles southeast of town.

The Midland Chamber of Commerce this morning asked ranchmen to put up fire warning signs at gateways of their ranches in order to lessen the carelessness of those who smoke and throw away cigars and matches in grass.

There are plenty of signs which may be had for free distribution at

the chamber office, according to the secretary.

## COUNTRY CLUB BRIDGE

A weiner roast Thursday afternoon at 7 o'clock will be given Country Club members before the regular semi-monthly bridge party, committee man in charge announced this week.

Waves are not made by the tide, but by the action of the wind, which depresses one part and thereby forces up another.

In Spain a woman's mantilla is held sacred and cannot be sold for debt.

"BUY RAYBURN BONDS"

# CLASSIFIED

## TODAY'S SPECIAL BARGAINS

We have a buyer for 640 acres of land close to Midland that controls 3 or 4 sections of grass land. For trade—1926 Hudson Coach for well located lot.

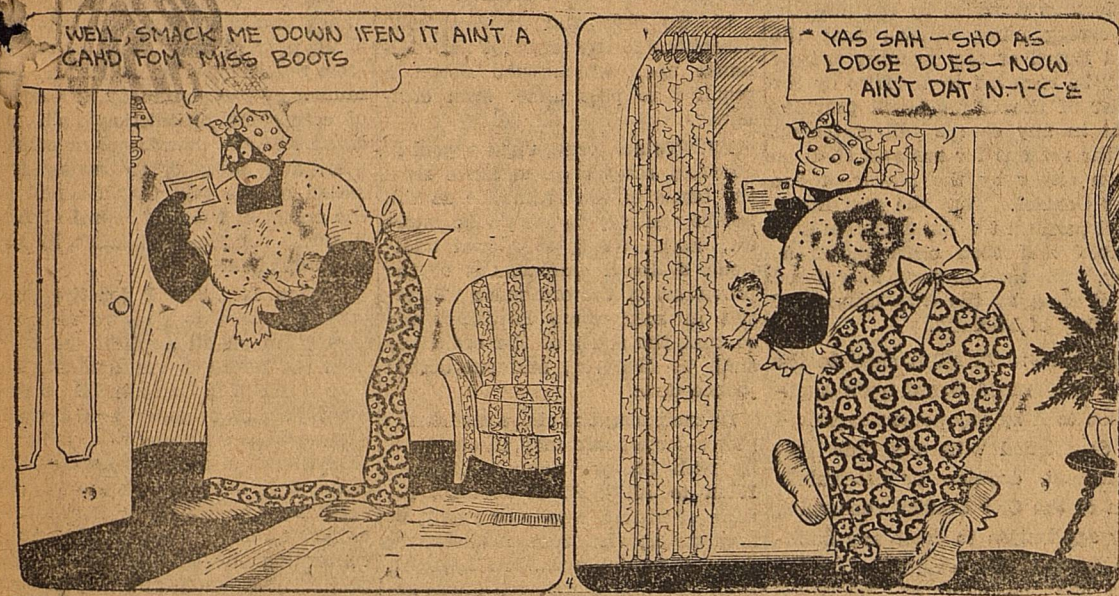
If you have a house for rent, phone us.

## WEST TEXAS LAND CO.

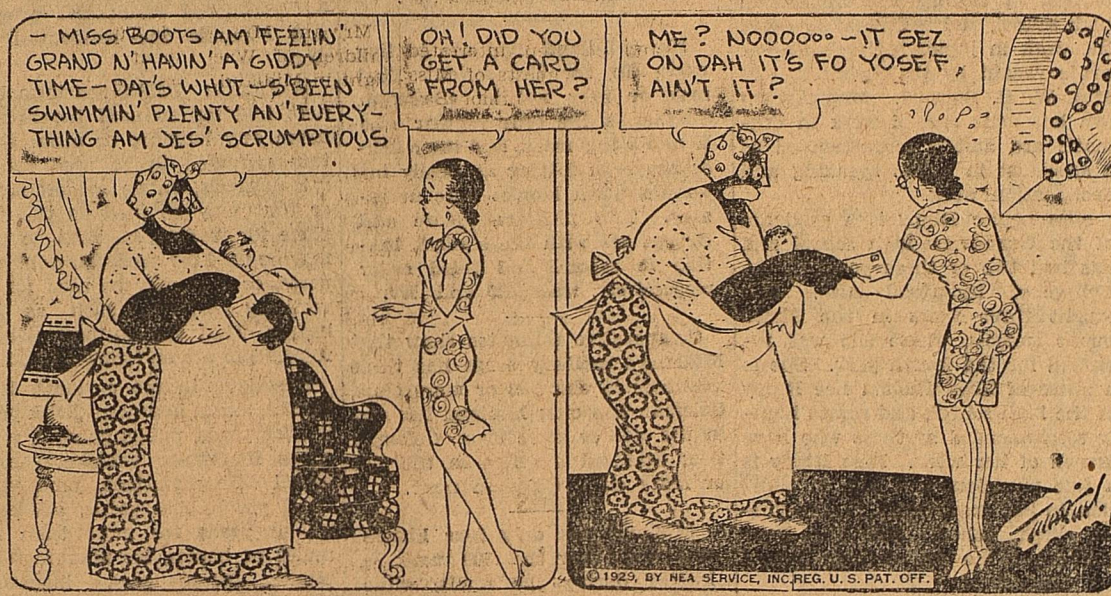
206 Petroleum Building  
Ira F. Lord

Phone 808  
J. M. White

## BOOTS AND HER BUDDIES



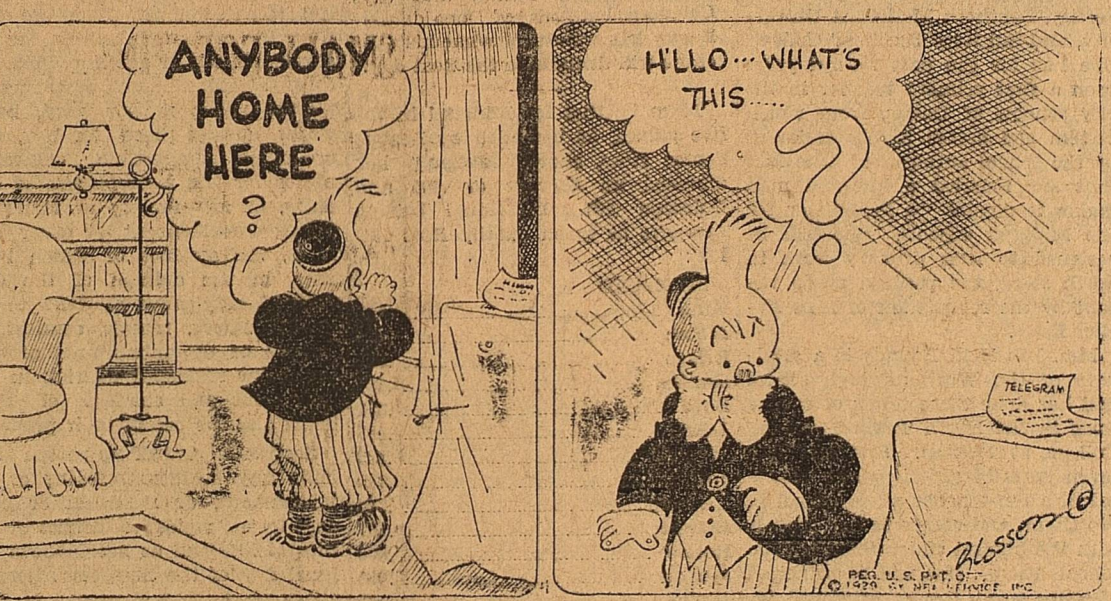
## All the Same to Opal



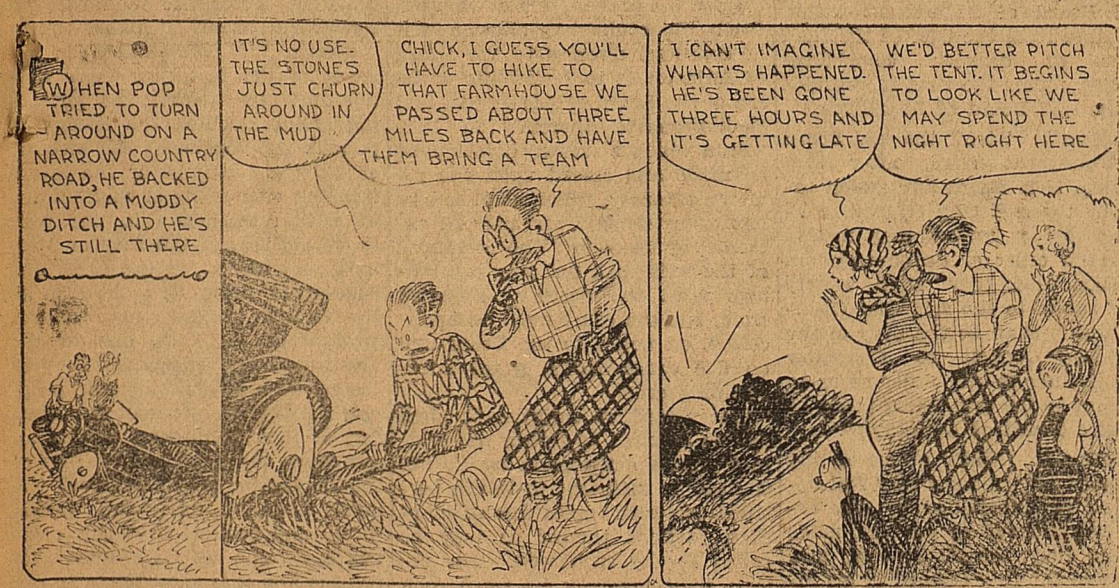
## FRECKLES AND HIS FRIENDS



## Oh Ho!



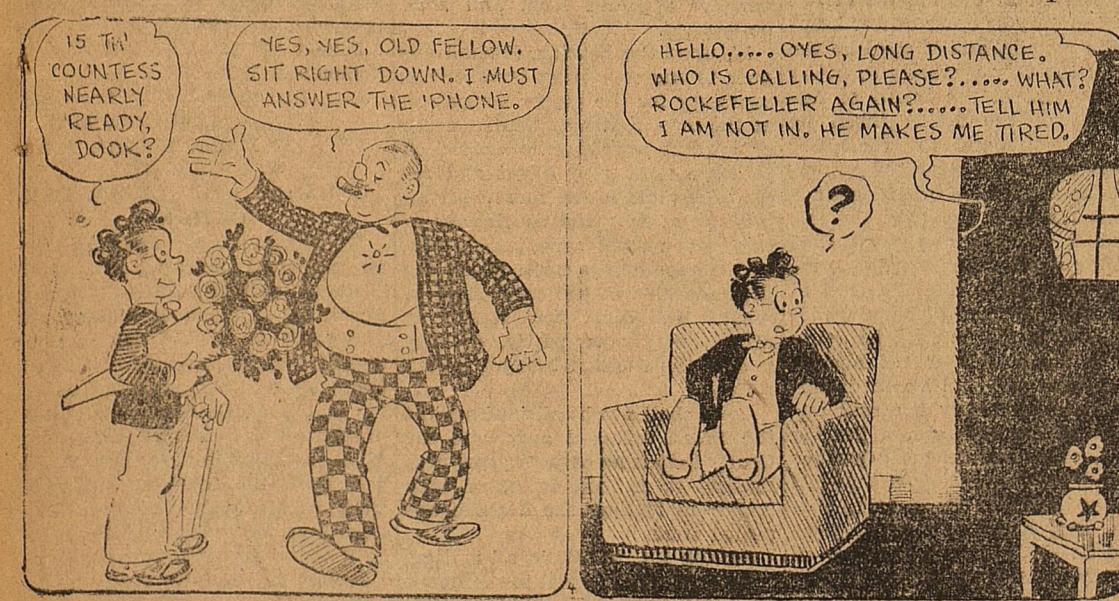
## MOM'N POP



## Folks, Meet Jud Weller

## By Cowan

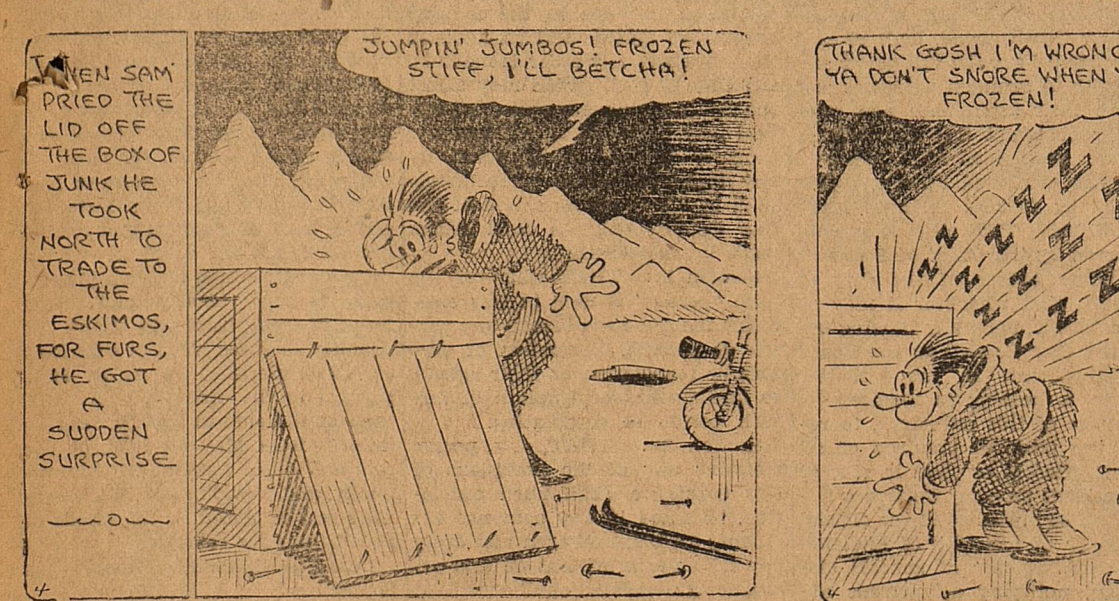
## WASH TUBS



## Impressing Washie

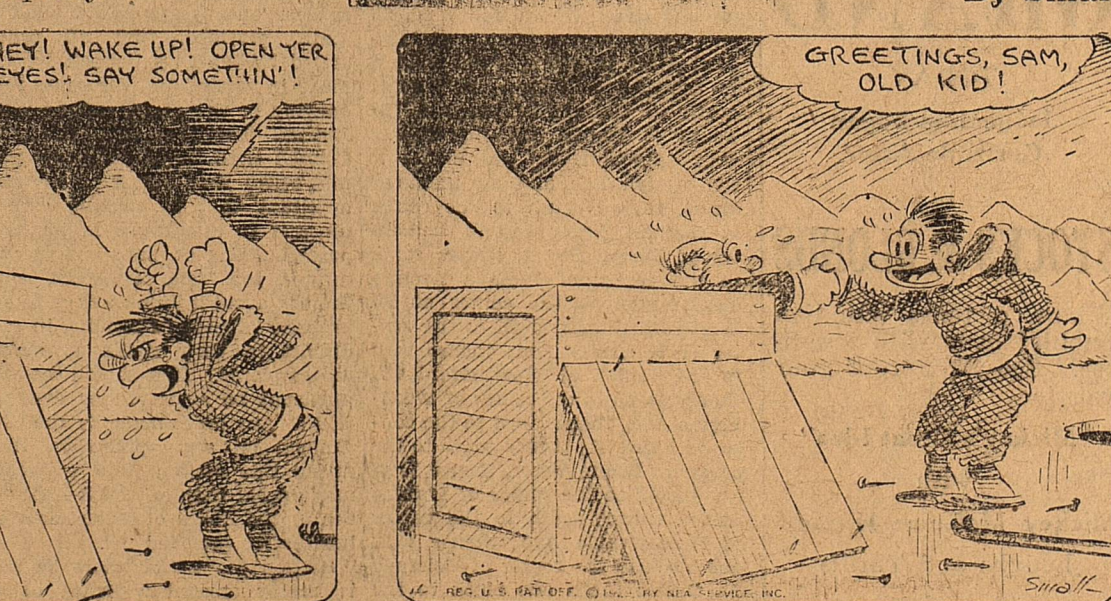
## By Crane

## SALESMAN SAM



## Two's Company

## By Small



**DR. D. K. RATLIFF**  
Dentist  
310 Petroleum Bldg.  
Office Phone 149  
Residence Phone 9

Your Milk Trane Will Be Appreciated  
**HINES DAIRY**  
T. B. Tested Cows  
V. H. Hines, Prop.  
9906-F2

**BLAIR & SMITH**  
Attorneys-at-Law  
General Civil Practice  
First National Bank Building  
Sloan Blair W. R. Smith

**A. M. GANTT, M. D.**  
General Medicine and Surgery  
Diagnosis and Consultation  
Office Phone 583  
314 - 315 Petroleum Bldg.  
Residence Phone 564  
Home Address  
1522 West Texas Avenue  
Midland, Texas

Your Patronage Appreciated  
Inquiries Solicited  
T. B. Tested Cows  
**Meissner's Dairy**  
Gustav Meissner, Prop.  
Phone 9038-F3

YOU WILL FIND Experienced Workmen who render Courteous Service at the  
**SANITARY BARBER SHOP**

**DR. A. L. CANTRELL**  
Chiropractor  
announces the removal of his offices to 209 Petroleum Building.  
Phone 162  
Formerly in the Cowden Bldg.

**Dr. L. B. PEMBERTON**  
DENTIST  
Rooms 501-3  
THOMAS BUILDING

**DR. MAY OBERLANDER**  
Licensed Chiropractor  
And Scientific Massage  
12 Years Experience  
Room 314 Scharbauer Hotel

**H'yatt, Mims & Crane**  
"Our Service Is Better"  
General Insurance - Loans  
First Nat'l Bank Annex  
Abstracts - Title Insurance  
Phone 24

**Dr. W. G. Whitehouse**  
Physician and Surgeon  
308 Petroleum Building  
Off. Phone 386 Res. Phone 552

# "PEEWEE" DESERVES SHUTOUT AS MIDLAND ANNEXES 6-2 WIN

## HORSE CREW BATTERS OUT BIG FENCE PARTY FOR FLOP HARRIS AND HIS COLEMAN ASSOCIATES HERE

For the first time since the playoff series began, Midland is thinking of a pennant pole somewhere out there in the Cowden Park orchard. Pleasant anticipations of driving along the east side approach of the city on the Broadway of America and seeing the bunting waving over the park were occasioned by the home run attack of King, Kallina, Ratliff and G. Moore yesterday on "Flop" Harris, the boy with the auditory appendages, and a pleasant memory of an edge in the series, which now stands at 3-2, Colts. Yesterday's game ended 6-2.

**Today May Decide**  
The series is resumed this afternoon in Coleman, and the Colts have a chance to pinch the Bobcats tall with another win, which would make Midland supreme in West Texas.

Gene Moore held the Coleman batters to what should have been a shut-out. He deserved serving up a goose egg to the Coleman crew. Coleman's two scores came about in the seventh after Moore had frozen along on a crest of six runs since the sixth. Stebbins grounded to Boyd who made a sensational play (as he has been doing ever since being put on short). Crumpton was safe when Flowers, coming in fast, could not get his fingers laced around the wild pellet. Tex Moore flew to King in right. Dawson doubled to score Crumpton. Harris singled to left to score Dawson. J. Moore ended the session by hitting to Flowers.

**Homers in Vogue**  
Midland did her scoring in four innings. Kallina started things in the second with a wee smack (for him) over the tool house somewhere over toward where the sun has a habit of coming up on balmy mornings. The small sphere was still going when last observed by the lookout man in the Coleman dug-out.

The horses scored two in the fourth on Cheeves' double, Boken's Texas Leaguer that went for a double, Ratliff's Texas Leaguer and Gene Moore's sacrifice fly.

**Reception for "Flop"**  
King's home run in the fifth was a pretty liner that sailed into the teeth of the light breeze from the east. It cleared the pallisades with feet to spare. In the sixth successive homers by Ratliff and Gene Moore were different only in direction, Ratliff's blow charting out a course over the left wall where Cheeves had twice directed hits the day before, and Moore's following Manager King and Kallina's drives of the afternoon.

**First Inning**  
Coleman—J. Moore flew to Boyd. Carpenter grounded to Boyd. Bryant safe on Ratliff's error. Kowalik up. Bryant went to second on a passed ball. Kowalik grounded to Boken. No hits, no runs, two errors.  
Midland—Boyd called out on strikes. Flowers flew to Kowalik. King flew to Kowalik. No hits, no runs, two errors.

**Second Inning**  
Coleman—Stebbins beat out an infield hit. Crumpton flew to King. Tex Moore bunted to Cheeves. Dawson grounded to Boken. One hit, no runs, no errors.  
Midland—Kallina hit a home run over the right field fence. Cheeves grounded to Dawson. Boken grounded to Crumpton. Stagner singled to left. Ratliff flew to Bryant. Two hits, one run, no errors.

**Third Inning**  
Coleman—Harris called out on strikes. J. Moore popped to Boyd. Carpenter singled to center. Bryant flew to Ratliff. One hit, no runs, no errors.  
Midland—Gene Moore flew to Stebbins. Boyd safe on Carpenter's error. Flowers walked. King grounded to Carpenter, advancing both runners. Kallina struck out, swinging. Harris pitched himself out of a tough hole in this inning. No hits, no runs, one error.

**Fourth Inning**  
Coleman—Kowalik flew to Flowers. Stebbins lined to Kallina. Crumpton popped to Cheeves. No hits, no runs, no errors.  
Midland—Cheeves doubled to left. Boken's Texas-leaguer got away from J. Moore for two bases; Cheeves scoring. Stagner flew to J. Moore. Ratliff got a Texas-leaguer over second. J. Moore made a wonderful catch of Gene Moore's long fly; Boken scoring. Boyd flew to Kowalik. Three hits, two runs, no errors.

**Fifth Inning**  
Coleman—Tex Moore singled to center. Dawson hit into a double play, Moore to Kallina. Nice fielding play by Moore who snagged Dawson's hard liner through the box with one hand. Harris out on strikes. One hit, no runs, no errors.  
Midland—Flowers flew to Crumpton. King hit a home run over the right field fence. Kallina singled through the box. Cheeves forced Kallina at second. Boken flew to left. Two hits, one run, no errors.

**Sixth Inning**  
Coleman—J. Moore grounded to Boyd. Carpenter grounded to Boyd. Bryant walked. Bryant advanced to second on a wild pitch. Kowalik popped to Cheeves. No hits no runs, no errors.  
Midland—Stagner flew to J. Moore. Ratliff hit a home run over the left field fence. Gene Moore hit a home run over the right field fence. Flowers struck out. Two hits, two runs, no errors.

**Seventh Inning**  
Coleman—Stebbins grounded to Boyd who made another nice play. Crumpton safe when Flowers muffed his fly ball. Tex Moore flew to King. Dawson doubled to right, scoring Crumpton. Harris singled to left, scoring Dawson. J. Moore flew to Flowers. Two hits, two runs, one error.  
Midland—King singled to right. J. Moore made another great catch of Kallina's long fly. Cheeves flew to Bryant. King stole second. Boken beat out an infield hit. Stagner flew to Kowalik. Two hits, no runs, no errors.

**Eighth Inning**  
Coleman—Carpenter walked. Bryant forced Carpenter at second. Moore to Cheeves. No hits, no runs, no errors.  
Midland—Ratliff grounded to Dawson. Gene Moore out, Harris to Stebbins. Boyd walked. Boyd out, stealing second. No hits, no runs, no errors.

**Ninth Inning**  
Coleman—Stebbins singled, over second. Crumpton struck out. Tex Moore doubled to center and Stebbins was out at the plate when the ball was relayed in. Flowers to Boyd to Stagner. Dawson grounded to Boyd. One hit, no runs, two errors.

Coleman		AB HPO A	
J. Moore, M.	4	0	5
Carpenter, 2b	3	1	2
Bryant, If	3	0	2
Kowalik, rf	4	0	4
Stebbins, lb	4	2	6
Crumpton, 3b	4	0	1
T. Moore, c	4	2	3
Dawson, ss	4	1	2
Harris, p	3	1	2
Totals	33	7	24
Midland		AB HPO A	
Boyd, ss	4	0	2
Flowers, m	3	0	2
King, rf	4	2	0
Kallina, lb	4	2	1
Cheeves, 2b	4	1	4
Boken, 3b	4	2	2
Stagner, c	4	1	4
Ratliff, If	4	2	1
G. Moore, p	3	1	2
Totals	34	11	27
Coleman	000	20	—2
Midland	010	212	00—6

**Summary—Runs.** Crumpton, Dawson, King, Kallina, Cheeves, Bishop, Ratliff, G. Moore, Errors—Stagner, Ratliff, Flowers, Carpenter, Crumpton, Harris, Hits—Moore 7, Harris 11. Home runs—Kallina, King, Ratliff, G. Moore. Two-base hits—Cheeves, Boken, Dawson, T. Moore. Struck out—Harris 3, Moore 3. Bases on balls—Harris 2, Moore 2. Sacrifice hit—G. Moore. Stolen base—King. Double plays—Boyd to Cheeves to Kallina. Moore to Kallina. Wild pitch—Moore. Passed ball—Stagner. Time—1:40. Umpires—Carson, White.

Mr. and Mrs. J. N. Walker and son and daughter have returned to Colorado after visiting in the home of their son J. T. Walker and family.

**Errorgrams**  
Corrections  
(1) The "Toreador Song" is from "Carmen," not "Il Trovatore." (2) "He doesn't sing very well" should be, "He doesn't." (3) Tuxedo trousers do not have cuffs. (4) There are no pedals on the piano. (5) The scrambled word is ZEPPELIN.

**Fifteen New—**  
(Continued from Page 1)  
and has done graduate work in the University of Texas, having something like two courses on her M. A. degree. She has had three years of

successful experience as history teacher in a high school in Louisiana, resigning her fourth year there to accept a position in the Midland system. Miss Smoot is a specialist in history, and will likely be assigned to the work made vacant by the resignation of Miss Eureka Bottom at junior high school, which was the history department. Miss Smoot is also a fine musician.

Miss Kathryn Anderson is a graduate of the Abilene high school and of Simmons University. She has had successful experience as a teacher of history and English in high school, and will be assigned to the work in junior high which was made vacant by the resignation of Mrs. W. H. Stewart. Miss Anderson has done special work in dramatic art, and is recommended as a specialist in public speaking and declamation work.

Miss Louise Rippey is a graduate of the Grandview high school and has had two or three years in the College of Industrial Arts. She taught three years in the Pharr public schools, where she was re-elected for the fourth year. She is a sister of Miss Thelma Lee Rippey of the high school, and comes highly recommended by those who have known her work. Miss Rippey is a fine musician, and will, in addition to her grade work in the junior high school building, have charge of the junior high school orchestra there.

Mrs. Sam Holloway is a graduate of the Waco high school, and has done college work in Baylor University, Southern Methodist University, and Sul Ross Teachers' College. She has for the past several years been a first primary teacher in the city schools of Dallas, from which system she comes highly endorsed by the school authorities. The fact that she married a Midland man makes it possible to secure her for the Midland schools. She will be assigned to first primary work in north ward, the position made vacant by the resignation of Miss Evelyn Estes.

Mrs. Iris Neill Bounds is a graduate of the Wortham high school and has done three terms of college work in the North Texas Teachers' College, Southern Methodist University, and the University of Colorado. She has had six or seven years of successful experience as primary teacher in the city schools of Abilene and Colorado, declining re-election at the latter place to accept a similar position in Midland. She will be assigned to the position of first primary teacher in south ward, the position made vacant by the resignation of Miss Louise McClarty. Miss Wilkes is highly endorsed by the superintendents of schools at Abilene and Colorado City.

## AN ORDINANCE

AN ORDINANCE regulating and controlling and restricting the location of and use of buildings, structures and land for trade, business, industrial residential and other purposes; and regulating and controlling the granting of permits for the erection of certain businesses within the residence district of the City of Midland, defining the residence district and the business district, providing for a Board of Adjustment, prescribing a penalty and declaring an emergency.

WHEREAS, under and by virtue of the Revised Civil Statutes of Texas as 1925, Article 1011a to 1011j, inclusive, express power and authority is conferred upon the legislative body of the City of Midland to prescribe certain districts within the City of Midland for the purpose of regulating and prohibiting the erection of certain business houses and within certain districts and to define and outline those districts which shall be used for business purposes and those which shall be

used for residential purposes; and WHEREAS, it is deemed advisable by the City Council for the purpose of promoting the public health, safety, order, convenience, prosperity, comfort and general welfare of the people of the City of Midland, Texas, to regulate and control and prohibit the construction of business buildings proposed to be built or erected within the residential district of the City as well as to regulate and control and prohibit the conduct of certain businesses therein which are deemed hazardous, as well as harmful, to the safety, health, good order, comfort and welfare of the people of such district; and

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIDLAND:

Section 1: THAT the business district of the City shall consist of the following property within the City of Midland and is delineated and bounded by the following lines: Beginning at a point with the intersection of Ill. Ave. at "A" St. on a public road and running east to the center of Marienfeld St., thence north one and one-half blocks to the center of the street west of Block 46, Homestead Addition, thence east to the intersection of Davis St., with the section line which bounds East Midland Addition on the west, thence north two blocks to the center of South street, thence east five blocks to the northeast corner of the city limits on said street, thence following the city limits to the center of Hubbard street, thence west three blocks to the center of Ave. "B," thence north to the right-of-way of the Texas & Pacific Ry. Co., thence west approximately two blocks to the section line and an unnamed street, thence south to the center of Terrell Street, thence south to the center of Indiana Avenue, thence west to the center of Ft. Worth St., thence south to the center of Kentucky Ave., thence west to the center of Weatherford St., thence south to the center of Washington Ave., thence west to the center of Baird St., thence south to the center of Maine Street, thence West two blocks to the center of Loraine Street, thence south to the center of Pennsylvania Ave., thence west one block to the center of Colorado St., thence south one block to the center of California Street, thence West to the section line separating

## SPORT BRIEFS

Some interesting facts have been brought out in batting during the Midland-Coleman series. Stebbins of Coleman has jumped up to take the lead, swinging a 550 bludgeon, eight points ahead of Manager King of the Mustang tribe who has jumped ahead of Lefty Moore who is now batting second in the Midland lineup with a 520.

Nine Midland men are batting over .300 for the series. That may or may not be a record. Stagner is the only regular who is under this mark, and the catcher has been hitting at timely intervals, when bingles were necessary. Two pitchers, Moore and Briggs, are with the leaders, batting in second and third order respectively, with .529 and .500.

Comparative estimates show that Midland's artillery corps has three members in the 500 or more class, Coleman has one; Midland has one in the 400 or more class, Coleman two; Midland has five in the 300 or more class, Coleman none.

Midland has only four hitters who are below the .300 mark in hitting during the series, while Coleman has 10. Only one of Midland's regulars is below the "timber line," while five of the Coleman batsmen of the staid lineup has wondered what his average will dwindle to the next day.

Team batting for Midland in the five games, as compiled by League Scorer Ross, shows Midland has amassed an average of .405 and Coleman .267. Individual batting averages as given out by Ross follow:

MIDLAND		
King	.....	.542
Moore	.....	.529
Briggs	.....	.500
Kallina	.....	.434
Boyd	.....	.381
Lewis	.....	.357
Flowers	.....	.333
Ratliff	.....	.333
Cheeves	.....	.304
Stagner	.....	.267
RoRse	.....	.260
Melton	.....	.000
Blake	.....	.000
COLEMAN		
Stebbins	.....	.550
T. Moore	.....	.450
Kowalik	.....	.418
Bryant	.....	.273
Dawson	.....	.250
Meyers	.....	.207
Holloway	.....	.167
Harris	.....	.167
J. Moore	.....	.139
Crumpton	.....	.125
Carpenter	.....	.100
Henson	.....	.000
Hubert	.....	.000

The Southern Addition, Midland Hts. Add. Original Town Add. and West End Add., thence north with the said section line to the center of Missouri Ave., thence west on Missouri to a point 150 feet west of the southeast corner of Blk. 15, W. E., thence north with the lot lines between lots 9 and 10 and 3 and 4, in Blk. 15, and 9 and 10 in Blk. 14 to a point 150 feet west of the Northeast corner of Lot 12, thence east to the said section line, thence north to the point of beginning.

All other property within the city limits of the City of Midland shall be considered residential property and compose the residential section.

Section 2: THAT the term business building as used herein shall mean any building or other structure proposed to be used for the sale of goods, wares, or merchandise or that may be used as the chief place for trading, bartering or that may be used for manufacturing purposes, or that may be used for advertising purposes, such as billboards. That the businesses herein referred to are as follows, to-wit:

Hospitals, insane asylums, livery stables, steam laundries, brick yards, lumber yards, public garages, repair shops for motor vehicles, gasoline or oil filling stations, junk yards, wood yards, coal yards, stables or wagon yards for more than four mules or horses, ice manufacturing plants, cotton gins, blacksmith shops, horse shoeing shops, steam sawmill or planing mill, cement products plant, cleaning and dyeing establishments, furniture factory, dance hall, oil yards for the storage of oils or gasoline, glue factory, slaughter houses, soap factory, picture show, marble yard, boiler works, storage places for hay, feed or other combustible substance, places for the manufacture of gas, dairy, or any factory or manufacturing establishment, or other business, the conduct of which business, in the opinion of the City Council, may prove injurious to the health, safety, morals, comfort, or welfare of the inhabitants of that particular residence district, in the enjoyment and comfort of their home and the use of their property.

Section 3: THAT no person shall build any business building or establishment, or maintain or conduct in the residence district of the City of Midland as hereinabove defined any of the businesses hereinabove set forth and named in Section 2 hereof without first making application to the City Council and obtaining a permit therefor, which application shall state the location of the said business and the particular nature of the same and a general description of the dwellings or residences surrounding the same; that all such applications shall be made to the City Secretary and addressed to the Mayor and the City Council, and upon the filing of any such application the City Council shall order a public hearing to be had on the said application and it shall be the duty of the City Secretary to notify all persons owning property or residing within 1,000 feet of said proposed building or business or businesses to appear before the said City Council at said hearing; that in lieu of giving personal notice of the said hearing to the property owners or persons residing within 1,000 feet of said proposed building or business or businesses, the City Secretary may, upon the order of the City Council, cause to be published in the official newspaper of the City of Midland, a newspaper of general circulation in the city, a notice of the said hearing, at which all persons affected by the said application shall have a full and fair opportunity to appear and give testimony concerning all matters touching the said application. That after the conclusion of the said hearing the said Council, within a reasonable time, shall make a final order granting or refusing such application, as may be warranted by the facts; that any person aggrieved by any final order of the said City Council shall have the right to appeal to the Board of Adjustment as provided by Section 5 hereof; that the businesses referred to are those included in Section Two hereof.

Section 4: THAT the City Council may, after hearing the evidence, deny any application so made for a permit where they deem that the granting of the same will injure the property or be harmful to the residents of said district as hereinabove made upon any application shall be stated, provided, that all orders stated by the City Council for the denial of any application shall be made in writing and the cause fully denying of the same, and provided further: however, that the City Council shall never deny any permit where it is shown by the said applicant that by making certain changes or alterations in his proposed building or plans and specifications, the said applicant may thereby avoid injuring any adjacent property or persons residing in said district in their rights as herein contemplated. That should the said applicant be aggrieved or dissatisfied by any order made by the City Council on any application filed under this section, said applicant may appeal from any such final order to the Board of Adjustment as hereinabove provided for.

Section 5: THAT there be and is hereby created a Board to be known as the Board of Adjustment which shall be composed of five

reputable citizens and taxpayers of the City of Midland who shall hold their office for the period of two years, and who shall be appointed by the City Council in the manner provided for by Article 1011a to 1011j R. C. S. 1925, for the appointment of such Board of Adjustment and before taking their office they shall take the oath prescribed by the Constitution and they shall receive such compensation as may be fixed at the date of their appointment by the Mayor and City Council, and shall be subject to the same qualifications and disqualifications as provided by the Statutes governing other offices; that the said Board or any member thereof may be removed from office by the order of the City Council provided that in any case a full statement of the reasons for removal shall be given either by the Mayor or the City Council. That the said Board shall perform the duties herein prescribed and such other duties as may, from time to time, be ordered or directed by the City Council of the City of Midland.

Section 6: THAT it shall be the duty of the said Board upon application to it by any person aggrieved or dissatisfied with any order, requirement, decision or determination of the City Council concerning any application to erect any building or establish, conduct or maintain any business or businesses within the residence district of the City of Midland, or to conduct any business in a residence district of the City of Midland as hereinabove defined, to give a full and fair hearing to any such person and the said Board and each member thereof shall have the power to administer oaths and to hear testimony touching upon any order, requirement, decision or determination made by the said City Council and for such purpose the Board shall have the power to require the attendance of witnesses and to issue process for same as such power is now conferred upon the said Board to require process to be issued whenever applied for by any applicant or his attorney. That the Mayor shall appoint the President of said Board and the said Board shall provide such rules for the governing of their meetings and the order of their business as may be deemed advisable and shall fix and determine the time of hearings to be given to all persons aggrieved, and determine it shall be the duty of the person aggrieved to make application to the said Board of Adjustment within five days from the date of the final order or decision complained against, unless the time is extended by the said Board of Adjustment.

Section 7: THAT the said Board of Adjustment shall, after said hearing, if it deems any action taken by the said City Council to be inequitable or unjust, may modify any such order or decision and in all such cases they shall certify their action to the said City Council; and it shall be the duty of the said City Council to thereafter change their former order so as to conform to the said ruling made by the said Board of Adjustment.

Section 8: THAT whenever any applicant for a permit may feel aggrieved or dissatisfied by any order, requirement or decision made by the City Council he may give notice to the City Council of his intention to appeal to the said Board of Adjustment, which notice shall be preserved in the records of the City Secretary or other officer keeping the records, and it shall be the duty of the City Secretary to notify the president of the Board of Adjustment of the action taken by said applicant and to thereafter present before the Board of Adjustment the application of the said applicant made to the City Council, including all other papers filed touching upon the matter, and together with a substantial record of the testimony taken before the said Board and the same shall be delivered to the said Board of Adjustment. That the said Board of Adjustment shall notify the said applicant of the date of the hearing as well as give notice to all persons affected, as provided by the Article 1011a to 1011j R. C. S. 1925, provided, that a notice may be published in the official newspaper of the City of Midland in lieu of personal notice as hereinafter provided for.

Section 9: THAT in all hearings had before the Board of Adjustment or City Council, both of said bodies shall have the full power and authority to summon witnesses and require their attendance and punish for contempt any disobedience of their process as such power is otherwise conferred upon the City Council by Articles 1011a to 1011j, R. C. S. 1925. That all process shall be served by the Chief of Police or any police officer of the City of Midland; that whenever it may be impracticable, upon any hearing before the City Council or the Board of Adjustment, in any matter wherein a hearing is required by the terms of this ordinance, to require the personal presence of all persons affected or that, in case of non-resident property owners, a notice shall be published in the official newspaper of the City of Midland, being a newspaper of general circulation, notifying all persons affected, including non-residents or absent property owners of the date

of such hearing and giving a general description of the matter pending before the said Board; such notice shall be published three times in the official newspaper of said City, the first of which publication shall be at least twenty days prior to the date of hearing. The Board of Adjustment shall have the following power:

I. To hear and decide appeals where it is alleged that there is error in any order, requirement, decision or determination made by an administrative official in the enforcement of this ordinance.

II. To hear and decide special exceptions to the terms of the ordinance upon which such Board is required to pass under such ordinance.

III. To authorize, upon appeal in specified cases such variance from the terms of the ordinance as will not be contrary to the public interest, where, owing to special additions, a literal enforcement of the provisions of the ordinance will result in unnecessary hardship, and so that the spirit of the ordinance shall be observed, and substantial justice done.

In exercising the above mentioned powers such board may, in conformity with the provisions of Articles 1011a to 1011j, R. C. S. 1925, reverse or affirm, wholly or partly, or may modify the order, requirement, decision or determination appealed from and may make such order, requirement, decision or determination as ought to be made, and to that end shall have all the powers of the officer from whom the appeal is taken.

The concurring vote of four members of the Board shall be necessary to reverse any order, requirement, decision, or determination of any such administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass under any such ordinance, or to effect any variation in such ordinance.

Any person, or persons, jointly or severally, aggrieved by any decision of the Board of Adjustment, or any taxpayer, or any officer, department, board or bureau of the municipality, may present to a court of record a position, duly verified, setting forth that such decision is illegal, in whole or in part, specifying the grounds of the illegality. Such petition shall be presented to the court within ten days after the filing of the decision in the office of the Board.

Upon the presentation of such petition the court may allow a writ of certiorari directed to the Board of Adjustment to review the decision of the Board of Adjustment and shall prescribe therein the time within which a return thereto must be made and served upon the regulator's attorney, which shall not be less than ten days and may be extended by the court. The allowance of the writ shall not stay proceedings upon the decision appealed from, but the court may, on application, on notice to the Board and on due cause shown, grant a restraining order.

The Board of Adjustment shall not be required to return the original papers acted upon by it, but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ. The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified.

II. upon the hearing, it shall appear to the court that testimony is necessary for the proper disposition of the matter, it may take evidence or appoint a referee to take such evidence as it may direct and report the same to the court with his findings of fact and conclusions of law, which shall constitute a part of the proceedings upon which the determination of the court shall be made. The court may reserve or affirm, wholly or partly, or may modify the decision brought up for review.

Costs shall not be allowed against the Board unless it appear to the Courts that it acted with gross negligence, or in bad faith, or with malice in making the decision appealed from.

Section 10: THAT in all matters pertaining to an appeal to the Board of Adjustment the persons aggrieved or dissatisfied may have the right to make such appeal, provided the same is made in the manner hereinabove stated, and in addition thereto where any order is made by the City Council which may affect the rights of property owners an appeal may be taken by at least two property owners so aggrieved by any final order made. That appeals shall be allowed from action of the City Council only on final orders made by said Council.

Section 11: THAT whenever the term "person" is used in this ordinance the same shall mean any person or persons, association of persons or corporation or their agents, or any servant or employee of any such person or corporation.

Section 12: THAT any person violating any of the provisions of this ordinance, shall upon conviction, be fined in any sum not exceeding \$200.00; and each and every day that the provisions of this ordinance are violated shall constitute a separate and distinct offense. That in addition to the said penalty

provided for, the right is hereby conferred and extended upon any property owner owning property in any district, where such property owners may be affected or invaded, by a violation of the terms of the ordinance, to bring suit in such court or courts having jurisdiction thereof and obtain such remedies as may be available at law and equity in the protection of the rights of such property owners.

Section 13: THAT wherever any permit under the terms of this ordinance nothing herein contained shall prevent any such applicant from resorting to the courts and obtaining by proper remedy in a court of competent jurisdiction such orders by way of mandamus or otherwise, and bringing in review the action of the said City Council, of the action of the said Board of Adjustment complained against by the said applicant.

Section 14: THAT for the purpose of preserving a record of hearings given on all applications filed with the Board of Adjustment, the City Council a substantial statement of the evidence heard upon any such hearing shall be reduced to writing and a record kept of the same; that the City Secretary shall safely keep all papers filed and other records made upon the hearings concerning the transactions of the said City Council and the Board of Adjustment; and the same shall be made a part of the archives of his office.

Section 15: THAT this ordinance shall be deemed to be cumulative and in addition to all other ordinances on the same or similar subjects and shall supercede protante only such ordinances directly in conflict herewith; that if for any reason should any section, sentence, or classification or any part of this ordinance be declared invalid the same shall not affect any other valid sentence, classification or portion thereof, and should there arise at any time a controversy concerning the denial of any application and resort is taken by the applicant to the courts and for reason should the court hold that the said applicant is entitled to said permit applied for, the same shall not affect the terms and provisions of this ordinance relating to any other application not involved in said suit, provided, nothing herein shall be construed to preclude the City of Midland appealing from the judgment or decision rendered by any court, in accordance with the law regulating appeals to higher courts.

Section 17: WHEREAS, on account of the fact that there does not exist any adequate law governing and controlling the issuing of permits and regulating the erection of business buildings or the establishment conducting or maintaining certain portions of the City of Midland, and because of the great and widespread harm that is done to the citizens residing in residence sections of the City, due to the absence of any adequate law protecting such citizens in their property rights and enjoyment and comfort of their residences, creates an emergency and urgency in behalf of the immediate preservation of the public health, morals and public safety and comfort that this ordinance become effective upon its passage and it is accordingly so ordained that this ordinance shall be in full effect and force from and after its passage and publication as provided by law.

Passed on this 3rd day of September, 1929.

J. C. HUDMAN, City Secretary  
LEON GOODMAN,  
Mayor, Midland, Texas

**NOTICE OF SALE UNDER EXECUTION**  
By virtue of an order of sale and execution issued out of the 88th District Court of Eastland County, Texas, on a judgment rendered in said court on the 1st day of September, 1928, in favor of A. H. Hall and against defendants Sam L. Caffey and S. F. Castellaw, No. 13448, in such Court, I did, on the 29th day of August, 1929, at 8 o'clock A. M. levy upon the following described land, situated in the County of Midland, State of Texas, as the property of said defendants, to-wit:

Section 27, Block 38, Township 24 South, Texas and Pacific Railroad Lands, containing 640 acres, more or less; and on the 1st day of October, 1929, the same being the first Tuesday of said month, between the hour of 10 o'clock A. M. and 4 o'clock P. M. on said day, at the court house of said county, I will offer for sale and sell at public auction, for cash, all the right, title and interest of said Sam L. Caffey and S. F. Castellaw, and of each of them, in and to said property, subject, however, to a prior Vendor's Lien on such property in favor of Commercial State Bank of Cisco, Texas, to secure the payment of three notes of date May 31, 1926, executed by A. H. Hall, payable to the order of said bank, each in the sum of \$500.00, bearing interest from May 31, 1928, at the rate of 7% per annum, payable annually, and providing for 10% attorney's fees if placed in the hands of an attorney for collection.

Dated at Midland, Texas, this September 1, 1929.  
A. C. FRANCIS, Sheriff, Midland County, Texas.

**RITZ**  
Midland's Cooling Station  
**LAST SHOWING TODAY**  
"LONESOME"  
With  
**Glenn Tryon**  
News Comedy Organ  
Hassen & Company will