

The Weather

Maximum yesterday.....59
Minimum today.....40

MEDFORD MAIL TRIBUNE

Predictions

Unsettled weather.

MEDFORD, OREGON, SATURDAY, OCTOBER 22, 1921

NO. 183

600,000 R. R. MEN OPPOSE STRIKE NOW

One-Fourth of Railroad Workers of America Vote to Remain at Work Pending Decision By U. S. Labor Board—Death Blow to Strike is Belief.

CHICAGO, Oct. 22.—(By the Associated Press)—One-fourth of the railroad workers of America—the 600,000 members of the federated shop crafts—today went on record against a strike and voted to remain at work, pending decision by the United States railroad labor board in the rules and working conditions case.

By their decision they dealt the most serious blow recorded against the big four brotherhoods and the switchmen's union, which have ordered a walkout October 30. The shop crafts, known as the railway employees department, American Federation of Labor, are said to control more railway workers than an individual union. Their action also is declared to bind the American Federation of Labor against any active support of a railroad walkout.

The shop crafts were first of all the unions to vote on a strike, 435,000 votes being cast for a walkout, with 40,000 opposed to a strike.

After the votes were canvassed, President Jewell announced they would accept action by the labor board in the rules case.

S. P. Order Rescinded
SAN FRANCISCO, Oct. 22.—F. H. Nemitz, vice president of the Order of Railroad Conductors, who is in charge of strike arrangements in the western territory held conferences with brotherhood leaders here today.

The Southern Pacific company announced today that it had rescinded an order that all shipping bills and bills of lading be marked "at sender's risk," which was issued in contemplation of the threatened strike.

Nemitz said he was inclined to doubt statements by the Southern Pacific that non-organized help was being signed up in encouraging numbers and that the company's pensioners could be relied upon to help break the strike.

Strike is Explained
CLEVELAND, Oct. 22.—(By Associated Press.) Causes for the strike of railroad workers set to begin in general at 6 a. m., October 30, are enumerated by W. G. Lee, president of the Brotherhood of Railway Trainmen in a statement to the Associated Press today.

The statement was issued, Mr. Lee explained, because the "public is rather confused" as to its causes, some believing it is for higher wages.

Three causes were ascribed by Mr. Lee: The wage reduction of July 1. Proposed further reductions. Proposed elimination of rules which would mean still further reductions.

The three local brotherhood chiefs, Mr. Lee of the trainmen, Warren S. Stone of the Brotherhood of Locomotive Engineers, and W. S. Carter of the Brotherhood of Firemen and Enginemen, while preparing to obey the citation to appear before the railroad labor board in Chicago next Wednesday were also going ahead with plans to carry out the strike.

L. E. Sheppard, president of the Order of Railway Conductors, arrived last night.

Public Confused
Mr. Lee's statement as to the causes of the strike follows:

"The public is rather confused as to the causes for the railway strike. There is a belief on the part of some that the strike is for higher wages and is not understood to be a demonstration against a wage reduction to which has been added propositions further to reduce wages and eliminate rules which would mean still further reductions.

"Railroad transportation employees even when peak wages were paid did not receive advances in keeping with the advance in living costs. The daily rate paid transportation men was fixed for all classes in the United States in 1913 and regardless of the increased costs of living there was no increase of wages for these employees until January 1918 and then only after a most searching investigation had been made by the Lane commission.

"The rate for a freight brakeman between Chicago and New York was \$2.76 a day, which was referred to by the railroads in their publicity campaign.

German Cabinet Falls.
BERLIN, Oct. 22.—(By the Associated Press.)—The cabinet headed by Chancellor Wirth resigned office today.

250,000 Gallons of Mash Confiscated in Illinois Farm Dist.

CHICAGO, Oct. 22.—Eleven men were arrested and 250,000 gallons of mash and 500 gallons of wine and whiskey were confiscated and nine complete stills were demolished in a series of raids in northern St. Louis county yesterday and last night by state and federal agents who estimated that they destroyed \$200,000 worth of illicit liquor distilling implements. Three of those arrested were farmers, officers said. In a farm house, which the agents described as the "assembly plant" of the liquor trust, five circular vats, nine feet high, and fifteen in diameter and 250,000 gallons of mash were found.

RAIL RATES REDUCED BY COMMISSION

Interstate Commerce Commission Renders Important Decision Reducing the Freight Rates on Grain, Hay and Products 15 Per Cent—Railroads to Reduce Wages.

WASHINGTON, Oct. 22.—In a sweeping decision involving the entire railroad situation, the interstate commerce commission today ordered the freight rates on grain, grain products and hay throughout the western half of the United States reduced by an average of approximately 15 per cent.

Notice was given the carriers that the commission expected the reductions to be put into effect immediately and that the low state of railroad earnings, which led to the increases in 1920, should hereafter be rectified by reductions in wages and prices and that a downward tendency should be set for the rates.

PORTLAND, Ore., Oct. 22.—Figures illustrating what a 16 per cent reduction in rates on grain and grain products and hay would amount to were furnished by local offices of the Spokane, Portland and Seattle railway today.

The present rate on grain and grain products between Walla Walla, Wash., and Portland is 20 1/2 cents a hundred, and reduced 16 per cent would make the rate 17 cents. The rate on hay between the same points is 23 1/2 cents, which reduced 16 per cent would make it 20 cents.

Between Spokane and Portland the rate on grain and grain products is 27 cents, which reduced 16 per cent would be 23 1/2 cents. Hay between these points is 30 cents, and under the 16 per cent reduction the rate would be 25 cents.

WASHINGTON, Oct. 22.—Freight rates on wheat and hay throughout the middle west and west were ordered reduced by the interstate commerce commission today, the reduction amounting to one-half of the increase given the railroads in 1920.

The commission also found the present rates on coarse grain, including oats, rye, corn and millet, to be unjust and unreasonable and ordered them to be fixed generally at ten per cent less than the rate prescribed for wheat.

Rates on commodities recognized as products of the named grains, including flour, feed and finished or semi-finished manufactures, the commission held, would be unjust and unreasonable, unless reduced to a relationship corresponding to the rates on the raw materials. The decreases, though chiefly affecting producing territory in the west, the commission stated, would make rate reductions in certain portions of the eastern territory necessary.

The railroads were directed to make the reductions "as soon as practicable and not later than November 20, 1921."

OLE HANSON TAKES UP 250 ACRES OF LOS ANGELES

LOS ANGELES, Oct. 22.—The sale of 250 acres of land in the southern part of Los Angeles city to Ole Hansen former mayor of Seattle, Wash., for a reported consideration of \$500,000, was announced here today by a syndicate. Hansen said he planned to sub-divide part of his new home.

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R. R. LABOR WALK OUT IN TEXAS

In Spite of Labor Board's Order, Hundreds of Workers Dropped Tools at Noon—"I Am Powerless," Says Union Chief—Armed Guards Called—Trains to Operate.

HOUSTON, Texas, Oct. 22.—Armed guards took up patrol duty at the International and Great Northern yards here at noon, as 150 trainmen, members of the brotherhood, abandoned their work. Switching in the yards was at a standstill but operating officials said all passenger train crews will be maintained, the places of the strikers being filled by new men.

SAN ANTONIO, Texas, Oct. 22.—Two hundred and fifty brakemen and switchmen of the International and Great Northern railroad, San Antonio division went on strike promptly at noon today.

Powerless Says Lee
CLEVELAND, Oct. 22.—(By Associated Press.) Referring to the strike of approximately 600 members of the Brotherhood of Railway Trainmen, at noon today on the International and Great Northern Railroad of Texas, W. G. Lee, president of the trainmen, said this morning:

"The men and committees of the brotherhood on the railroad have voted to withdraw from the service and authority as vested in our constitution has been given them and the matter is entirely out of my hands."

SAN ANTONIO, Texas, Oct. 22.—Unless W. G. Lee, grand president of the Brotherhood of Railway Trainmen directs otherwise approximately 600 members of the brotherhood employed by the International and Great Northern railroad of Texas, will strike at noon today, officials of the organization asserted this forenoon as the minute preparations for the walkout went forward.

The most definite announcement to that effect came from R. D. Gramme, chairman of the I. and G. N. brotherhood members who said that he was greatly interested in the order of the state's labor board yesterday that all railroad men remain at their posts pending the conference between railroad heads and union chiefs and that only an order from Mr. Lee would prevent the walkout.

WASHINGTON, Oct. 22.—Instructions covering the course of action to be pursued by federal authorities in Texas if the strike of the International and Great Northern railroad, called for noon today, is carried out, were in preparation this forenoon at the department of justice.

DELAY SENTENCE DR. BRUMFIELD UNTIL OCT. 31ST

ROSEBURG, Ore., Oct. 22.—Suffering, and in a very nervous condition, Dr. R. M. Brumfield, convicted slayer of Dennis Russell, when questioned today at first denied that he knew anything about his attempt to end his life by cutting his throat, but when asked how he happened to take out the bridgework of his teeth, admitted to Sheriff Sam Starmer that he might have inflicted the gashes with the sharp edge of the gold.

The convicted man was said today not to be out of danger of complications resulting from the wounds in his throat.

Owing to Dr. Brumfield's condition no attempt was made to take him into court today to be sentenced to hang for the murder of Russell, of which he was convicted Wednesday night. If he recovers from his self-inflicted injuries he will be sentenced October 31, according to announcement today by Judge G. G. Bingham, who presided at the trial.

Infection has developed in the self-inflicted wounds in the throat of Dr. Brumfield, according to Doctors A. F. Stether and Charles B. Wade, who made an examination this afternoon.

American Fishing Schooner Beaten by Canadian in the First Contest



"Elsie" & Captain Mary Welch

HALIFAX, Oct. 22.—Blue Nose of Lunenburg today won the first international fishermen's race in a rip-roaring wind, of twenty-seven knots that carried away the foretopmast of her rival, Elsie of Gloucester, Mass., after half the course had been covered.

HALIFAX, N. S., Oct. 22.—Blue Nose of Lunenburg was leading Elsie, of Gloucester by one minute and four seconds when the schooners reached the half-way mark today in their first race for the fishermen's sailing championship of the North Atlantic.

HALIFAX, Oct. 22.—The Gloucester schooner Elsie led the Nova Scotia schooner Blue Nose by a length in crossing the starting line of their 40-mile race today in the first of the series for the international championship of the Atlantic fishing fleets.

The official starting times were: Elsie 9:00:10; Blue Nose 9:00:49. Blue Nose captured the first leg, however, turning the initial mark at 9:32:50 with Elsie following at 9:33:28.

C. H. OWEN CASE DISMISSED BY FEDERAL JUDGE PRINCETON IS DEFEATED BY CHICAGO 9-0

By a decision handed down in the federal court this morning by Judge C. E. Wolverton, it was held that Charles H. Owen, of Salt Lake City could not be served with papers in a civil action, when brought into the state on extradition papers, growing out of his indictment in the Bank of Jacksonville failure, and a civil suit filed by State Bank Superintendent F. C. Bramwell and the suit was dismissed.

After he had been returned to the State of Oregon and was in the custody of the sheriff in Medford, Owen was served in a civil suit. A motion to quash the summons in the Circuit Court of Jackson county was filed and argued, the motion being based upon the ground that Owen was exempt and immuned from service in Oregon because he was brought into the state for one purpose only,—to answer an indictment,—and was a competent witness in his own behalf, and while within the jurisdiction of the court by compulsory process he could not legally be served.

The circuit court overruled the motion and the case was removed to the United States District Court and the motion renewed. The time to remove a case to the United States District Court is within the time in which one is required to plead to a complaint after service upon him.

J. RATHIE AND KIRBY TO BE SENTENCED

SALEM, Ore., Oct. 22.—John Rathie and Elvie Kirby, alias James Owen, will be taken to Pendleton Sunday, where on the following day they will be re-sentenced to hang for the part they played in the murder of Sheriff Th. Taylor of Umatilla county. Two guards from the penitentiary will accompany the prisoners to eastern Oregon.

Rathie and Kirby were convicted for the murder of Sheriff Taylor more than a year ago and were sentenced to hang. They later appealed to the supreme court, with the result that the verdict of the lower court was affirmed. It is now necessary to remove them to Umatilla county where they will be re-sentenced and a new date of execution fixed by the court.

PORTLAND MAN ON TRIAL FOR MURDER OF WIFE

PORTLAND, Ore., Oct. 22.—The jury was sworn in late yesterday to try Joseph J. Henderson on the charge of first degree murder of his wife, Gertrude Henderson, today went to the house where the tragedy occurred to view the premises. Mrs. Henderson was stabbed to death with a butcher knife August 8.

Japanese Ship Is Hit By Terrific Cyclone, All Safe

ABOARD THE STEAMSHIP KASHIMA MARU, Oct. 22.—(By radio to the Associated Press.)—A terrific cyclone characterized by the ship's commander, Captain Itsumo, as the worst in his 30 years' experience at sea, Thursday struck this ship, carrying among other passengers the principal delegates of the Japanese mission to the Washington conference. Prince Tokugawa, head of the delegation, narrowly escaped injury when a tremendous wave smashed the door of his room to splinters and hurled fragments of the broken mirror in his bureau flying about the compartment.

JURY VERDICT IS AGAINST BIG PINES LUMB. CO.

Full Amount Asked By McComber-Savidge Company Is Awarded By Jury in Federal Court—Case to Be Appealed.

A jury in the federal court this noon in the civil action of the McComber-Savidge Lumber company of San Francisco, against the Big Pines Lumber company, returned a verdict in favor of the plaintiff, after two hours' deliberation. The suit will probably be appealed to the United States Court of Appeals. The suit was for the collection of \$29,327.66 alleged to be due for non-fulfillment of contract, and this was the jury's award.

The suit has been on all week in the federal court, and the arguments were made last night. The instructions of the court were given to the jury this morning. The verdict came as a surprise and disappointment to many people.

It was the contention of the defense that the plaintiffs gave no orders for shipping the lumber, and that for this reason they were forced to try and sell it on the open market. They also contended that the falling prices of lumber after the war, caused the plaintiff to refuse it, and that they had used all methods employed in practical sawmilling to comply with the contract. The lumber in the controversy was manufactured by the Southern Oregon Lumber company.

The plaintiffs contended that the defendant company had failed to properly cover the lumber to keep it from staining and "bluing," and that their specifications for sawing sizes were not complied with.

SEATTLE MAGNATE BUYS BEAVERS

PORTLAND, Ore., Oct. 22.—W. H. Klepper, former president of the Seattle baseball club announced here today that he had purchased the Portland club of the Pacific Coast league for \$150,000. Associated with Mr. Klepper is another Seattle man, J. R. Brewster, also connected with the Seattle club until a short time ago. Papers completing the deal were signed October 14.

W. W. McCredie and his nephew, Walter McCredie have owned the Portland club for 17 years.

Canadian Treaty Signed.
WASHINGTON, Oct. 21.—Secretary Hughes and Ambassador Geddes signed today a special treaty extending to Canada provisions of the treaty of 1899 with Great Britain applying to the tenure and disposition of real and personal property by the nationals of each country in the territory of the other.

At Urbana, Ill.: Final score—Wisconsin 19; Illinois 0.
At Ames, Iowa: Final score—Kansas university 14; Iowa State college 7.
At Ann Arbor: Final score—Ohio State 14; Michigan 0.
At Providence, R. I.: Final score—Brown 0; Springfield 0.
At Cambridge—Harvard 21; Penn State 21, final score.

EX-EMPEROR IS MARCHING ON BUDAPEST

Charles of Austria Again Attempts Come Back—Lands With Wife in Burgenland From Airplane—Troops Proclaim Deposed Monarch As King—Horthy Flees Capital.

VIENNA, Oct. 22.—(By Associated Press.) Former Emperor Charles of Austria Hungary arrived at Oedenburg Burgenland, Friday afternoon in an airplane from Switzerland, according to an Oedenburg message today and is reported to be proceeding toward Budapest, escorted by Oostenburg troops.

A provisional government, the advice state, has been formed in Burgenland in the ex-emperor's interest, under Count Julius Andrássy, former Austro-Hungarian foreign minister. A message which reached the entente mission here this forenoon confirmed the advice that former Emperor Charles had arrived at Oedenburg in an airplane. This message places the time of his arrival at Thursday afternoon.

The Oostenburg forces immediately went over to Charles upon his arrival at Oedenburg and he was proclaimed king, according to the message.

PARIS, Oct. 22.—The Hungarian government will act as it did on the occasion of the previous attempt of former Emperor Charles to resume the throne in Hungary, according to information obtained here today, and will take measures to expel the former monarch from Hungarian territory, it is declared.

LONDON, Oct. 22.—(By the Associated Press.) Former Empress Zita of Austria-Hungary is reported in a Central News dispatch from Vienna to have arrived at Oedenburg in the airplane with her husband.

VIENNA, Oct. 22.—(By Associated Press.) Admiral Horthy, the Hungarian regent, is rumored here to have fled from Budapest this morning, following news of the arrival of ex-Emperor Charles in his former domain. Budapest advices state that a legitimate government has been formed there.

CONSTERNATION reigned in fruit shipping circles and among the orchardists this morning on learning that Southern Pacific Agent Montgomery had received orders from the Southern Pacific headquarters at San Francisco that beginning with this morning that railroad was putting a practical embargo on fruit shipments from Medford, by ordering that all fruit cars be labeled sent at owners risk because of the threatening strike of Oct. 30th on the S. P. and connecting carriers.

This noon much relief was afforded in fruit and business circles when the news came by the Associated Press from San Francisco that the Southern Pacific had rescinded this order, although stating no reasons for the change made. It is presumed, however, that the countermanding of the morning order was caused by more favorable news about the strike.

Had the "owners risk" order been kept in force it would have paralyzed the fruit packing and shipping industry in the valley, at least temporarily. After careful consideration of the "owner's risk" order C. C. Lemmon, local manager of the Oregon Growers Cooperative association, at once gave orders that all packing and shipping cease at the association's packing houses in Medford, Talent, Phoenix, Gold Hill and Grants Pass. He had decided to store the apples until the strike situation was cleared, but on learning of the rescinding of the railroad order, issued orders for the packing houses to be at once resume packing and shipping.

None of the other fruit shippers had made up their minds as to what to do before the rescinding order was received, but it was general talk that they would follow Lemmon's lead.

S. P. RESCINDS STRIKE ORDER ON SHIPMENTS

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