

The Weather
Fair tonight and Tuesday.
Maximum yesterday 68
Minimum today 32

MEDFORD MAIL TRIBUNE

Weather Year Ago
Maximum 57
Minimum 33
Precipitation .01

Daily—Seventeenth Year. Weekly—Fifty-Second Year. MEDFORD, OREGON, MONDAY, APRIL 24, 1922 NO. 28

S. P. TRAIN HITS TRUCK, TWO KILLED

WM. EADS AND W. J. SMITH KILLED; THIRD MEMBER OF TRUCK PARTY NEAR DEATH

Party of Prospectors From Grants Pass Struck at Third Street Crossing By S. P. Train No. 13—Cause of Accident Is Unknown—Eyewitnesses Declare Truck Going About 15 Miles An Hour, Not Trying to Beat Train to Crossing—Fear Joe Anderson Fatally Hurt, While Two Men Escape With Serious Injuries.—One Boy Is Unharmed.

Southern Pacific passenger train No. 13, due here at 9:17 a. m. struck a Ford truck at the crossing north of the express office about 8:15 this morning. Five men were riding on the truck. Two were killed and three were badly injured, while a sixth on horseback was thrown against the train but was not seriously injured.

The dead are: William Eads of Grants Pass, who died en route to the Sacred Heart hospital. W. J. Smith of Grants Pass, who died shortly after arrival at the hospital.

The injured are: J. C. Eads, 50, of Grants Pass, father of William Eads and John Eads. Severe bruises and cuts about the head. J. C. Eads was the owner and driver of the truck. Joe Anderson, 17, of Grants Pass. Fracture of the elbow and suspected fracture of the skull. Suffering with convulsions. Small but possible chance for recovery.

Frank Willmarth, of Grants Pass. Cuts and bruises. Expected to recover. John Eads, 17. Concussion of the brain. Slight injuries. Not serious. John Eads is another son of J. C. Eads, owner of the truck. He was riding a horse in the rear of the truck and was thrown from it against the train but miraculously escaped serious injury.

The other five men were riding on the truck and the party it is understood was bound for a prospecting tour in northern California. They were carrying supplies and bedding with them and gave the appearance of having intentions of prospecting for gold while en route, as a gold pan and several picks and shovels were in the equipment.

The men had come from Grants Pass this morning and were west-bound on Third street. They were traveling at a speed of about 15 miles per hour when they started to cross the track. It seemed as though they had no knowledge of the presence of the train and they ran onto the crossing with no apparent realization that the train was near. The report that the driver was endeavoring to beat the train to the crossing is believed to be unfounded according to eye witnesses interviewed today.

The engine struck the truck directly in the middle and carried it 27 yards south of the crossing where it was deposited facing in the opposite direction from which it had been when on the crossing. Two of the injured men were lying on the west side of the track and three on the east side when the train stopped in addition to John Eads who had been riding the horse and who was walking around in a dazed condition on the east side of the track.

Mary Garden Quits Losses Near Million, Largest in History

CHICAGO, April 24.—Though Mary Garden announced nothing definite concerning her future, following her resignation last night as general director of the Chicago Opera association it is expected she will leave for New York today ostensibly for a conference with her concert manager Charles Wagner, who is reported to have offered her \$250,000 for a concert tour next season. Later she may go to Europe for a season.

Miss Garden's tenure of office was marked with considerable turmoil. It began January 13, 1921 when at the suggestion of Harold P. McCormick the position was offered her. During the year the organization's losses have been almost \$1,000,000, the largest in its history.

PRESIDENT IS NO FRIEND OF KU KLUX KLAN

Medford Woman Receives a Letter From Geo. B. Christian, Secretary to President Harding, Declaring Chief Executive Disapproves.

Armed by a declaration made by the official speaker of the Ku Klux Klan at the Page theatre in this city, in which she declares it was stated that President Harding was friendly to the organization, Mrs. Frank L. Applegate, recently wrote to the president concerning the truth of this statement. Today she received the following reply which speaks for itself and in rather emphatic language.

The White House
Washington, April 18, 1922.
My dear Mrs. Applegate:
Your letter of April twelfth, to the president, is received.

You may be very sure that any statement of the president's interest in or approval of the Ku Klux Klan is a complete and egregious misrepresentation of the President's attitude. In some quarters it has even been represented that the president is a member of this organization. Not only is that untrue, but the fact is that the president heartily disapproves of the organization and has repeatedly expressed himself to this effect.

Very sincerely,
GEO. B. CHRISTIAN, JR.
Secretary to the president.
Mrs. Frank L. Applegate, 615 S. Oakland Avenue, Medford, Oregon.

BUCHTEL'S RECALL PETITION SHORT OF SIGNATURES

SALEM, Ore., April 24.—Roscoe P. Hurst, acting in the name of the Law and Order league of Portland today served notice upon Secretary of State Kozler that he and the people he represents would object to the addition of any further names to the petition for the recall of Fred G. Buchtel, public service commissioner. Mr. Hurst contends that acceptance of the recall petitions by the secretary of state's office last Tuesday constituted a formal filing of the documents.

THREATEN TO QUIT PARLEY ONCE AGAIN

French Premier for Third Time Throws Scare Into Genoa Conference—If Agreements Not Observed France Will Go It Alone—Enforcement of Treaty Demanded.

BAR LE DUC, April 24.—(By the Associated Press)—Premier Poincaré announced in a speech here today that if the French delegation at Genoa could not go ahead with its work under the agreed conditions, France would regretfully have to cease participation in the conference.

BAR LE DUC, France, April 24.—France will, if necessary, undertake alone to see that the treaty of Versailles is executed if the Germans default in their reparations payments, Premier Poincaré intimated in a speech before the general council of the department of the Meuse today.

The 31st of May when the Germans must either accept the conditions laid down by the reparations commission or default in their payment is an important date for France said the premier. It is France's duty, he added, "to maintain the integrity of the treaty."

Ask Treaty Enforcement.
"All we ever have asked and all we ask today is the execution of the treaty," said M. Poincaré, "and that we must have and shall have. The peace of Europe depends upon it. Your future and national prosperity depend upon it. It is not by precipitate action or by decisions which reflect that we will obtain it. It is by persevering and methodical action. But it must be done."

The premier declared he ardently hoped for the cooperation of the allies in case Germany defaulted, "but according to the terms of the treaty," he added, "each may in case of need, respectively take such measures as are necessary and we shall not suffer it that our unfortunate country succumb under the burden of reparations alongside of a Germany that does not consent to make the necessary effort to discharge her debts."

"We shall defend, in full independence, the French cause, and we shall not abandon any arms the treaty gives us."

GENOA, April 24.—(By the Associated Press)—The French delegation announced today that it was willing to subscribe to the proposed pact under which the various nations would agree to abstain from aggression, considered especially necessary in favor of the Russo-German treaty.

Germans Abandon Reply.
GENOA, April 24.—(By the Associated Press)—Once more today the grating Genoa conference which has been alternating between fears and hopes and punctuated by political crises which threatened to destroy it altogether, set itself grimly to the task of readjusting the economic life of Europe.

The decision of German delegates late last night that they would not reply to the allies' second note, because they did not wish to endanger the success of the conference, was received everywhere with frankly uttered words of relief for almost everybody was beginning to despair secretly that the conference would end in economic achievement.

In all quarters today were heard words of praise for the valiant efforts of the Italians to re-establish harmony so that the conference might concentrate constructive problems for which it was organized.

Six sub-commissions were scheduled to meet today and the committee of experts on the Russian question made plans to take up seriously the report on construction in Russia prepared by the allied experts who met in London. This report concerns not only the question of the handling of Russia's debts but also matters vital to foreigners in their relations with Russia bearing on the legal protection they are to have in their dealings in Russia.

The soviet delegates have overthrown for the moment its noted memorandum issued as an answer to the experts, because it is in contradiction with the later Russian note accepting the allies terms as a basis for discussion.

Hill Will Stand.
ST. PAUL, April 24.—Petitions of contending heirs of Mrs. James J. Hill for appointment of either the Northwest Trust company of Louisville, Ill. as administrator of her \$12,000,000 estate, were denied by Probate Judge Howard Wheeler, in a decision filed today.

Movie Actress Is Barred From Church By Baptist Deacons

NASSUA, N. H., April 24.—Virginia Pearson, motion picture actress who was to have spoken at the First Baptist church last night was prevented at the last minute by the deacons. They instructed the pastor to announce that the action was "the good of the church."

A crowd that filled the auditorium for the first time in its history had appeared to hear Miss Pearson tell of "efforts to raise the moral standard of the stage."

She said afterwards that she was invited to speak by the pastor, adding that the action of the deacons "was apparently the work of people who think that actors and actresses are damned forever."

U-BOAT CHASER USED TO BRING IN CUBA LIQUOR

Boats Formerly in U. S. Service, Manned By Men In U. S. Uniforms Ply Liquor Smuggling Traffic—Chaser 101 Caught.

NEW YORK, April 24.—A bootlegging scheme whereby liquor was smuggled into this country from Bermuda and Cuba on former submarine chasers by officers wearing the uniform of the United States navy, has been unearthed, it was announced today at the customs house. The former chaser 101, renamed Pidos, has been captured with her commander and crew of seven the announcement stated.

Customs officials claimed to have received from the crew a story to the effect that pirates held up the chaser yesterday, 20 miles off Montauk Point, Long Island, boarded the craft with drawn revolvers, bound the commander to the mast and seized the chaser's cargo of liquor.

SAN FRANCISCO, April 25.—Because the waiters at Dante's cafe in what is known as the Bohemian quarter, marked down wine on the checks along with other items ordered with the libation, the cafe lost liquor valued at \$20,000 in a federal prohibition raid today. H. Morgenstern, proprietor, and one waiter were arrested.

SAN FRANCISCO, April 24.—The arrest of one policeman and the suspension of another on bribery charges in connection with the alleged operations of a "protected" whiskey selling ring here will be followed by the bringing of bribery charges against "higher ups," in the police department, it was announced today by Samuel F. Rutter, federal prohibition director for California.

James M. Rawlings, the arrested policeman, is said by Chief of Police Daniel J. O'Brien to have made a statement implicating F. S. Joyce, a former policeman, who was also arrested.

Decisions of U. S. Supreme Court

WASHINGTON, April 24.—Manufacturers are required to use trade names and labels which will convey to the purchasing public an accurate description of the materials or ingredients composing their products, the supreme court today decided in a case brought by the federal trade commission against the Winsted Hosiery company.

Justice Brandeis in delivering the opinion of the court upheld the authority of the trade commission to issue an order to the company to desist from certain practices, typical of the trade, particularly its label "merino," as used in connection with knit goods, on the ground that they constituted unfair competition. Justice McReynolds dissented.

WASHINGTON, April 24.—A case involving certain land in Portland, Ore., held by the Oregon-Washington Railroad and Navigation company and others and claimed by Virginia Bailey and other heirs of Henry Ploch was today dismissed by the supreme court on authorities cited.

3 PEACE OFFICERS SHOT, ONE DEAD, AS RESULT OF L. A. NIGHT RIDERS RAID

Night Marshal of Los Angeles Suburb Shoots When Told to Hold Up Hands By Masked Men—Furious Battle Follows—Wounded Man Member of Secret Organization—Ku Klux Goblin Denies Responsibility—Rigid Investigation Ordered—Two Men Near Death—Entire District Thrown Into Disorder By Tragedy—Refuse to Name Organization Involved.

LOS ANGELES, April 24.—An inquest over the body of M. B. Mosher of Inglewood, who was shot and killed by a policeman late Saturday night when the policeman attempted to halt a raid by masked men on an Inglewood home, will be held at Inglewood at 9:30 tomorrow morning. The district attorney announced that William S. Coburn, grand goblin of the Ku Klux Klan and W. K. Price, king klegg, would be summoned to testify.

The district attorney announced that in his judgment investigation had shown the shooting of Mosher and the wounding of two other men to have been justified. He said the wounded men would likewise be summoned to testify at the inquest although their evidence probably would have to be taken at hospitals.

Negroes Arming
A further development was the statement by a leader of the negro colony of 45,000 persons here that members of his race had designated groups for defense and were arming to prevent any mob aggression. The spokesman said that the negroes feared that the next move of the masked raiders might be directed against them.

LOS ANGELES, April 24.—While county officials were shaping plans for an exhaustive investigation today into the raid by masked men at Inglewood, a suburb, early Sunday morning in which three peace officers participating in the raid were shot, one dying shortly after, Leonard Ruegg, deputy sheriff and one of the raiders, today was passing through a critical stage at the Inglewood hospital, following an operation in which a bullet was extracted from his abdomen. Constable M. B. Mosher of Inglewood is dead and his son Walter, a deputy constable, was slightly wounded.

The two Moshers and Ruegg were outpost guards of upwards of a hundred men who raided, in masks, a residence at Inglewood early Sunday morning. Frank Woerner, night marshal of Inglewood summoned by a telephone message from the neighborhood reporting a big holdup, was stopped by the masked trio, and being ordered to throw up his hands with threats of death after exhibiting his official badge, opened fire, killing the constable and wounding the deputies.

The investigation today centers around the statements that the raid was the work of a well organized band members of which frequently mentioned their "organization."

Girls Are Abused
The residence of Mathias and Fidel Elduayan was the scene, and the brothers were kidnaped after the former's wife was treated roughly and their two daughters subjected to indignities.

The ostensible purpose of the raid, according to information furnished to a newspaper man summoned in advance to attend it and to admissions made subsequently by participants, was to obtain information against the Elduayan family for alleged illicit sale of liquor.

Arrests are expected today. Preliminary investigation indicated, according to investigators of county offices, that the shooting by Woerner was in the course of duty and that the raid was an "unlawful escapade" of "picked men," and staged entirely for unlawful purposes in the words of William C. Doran, chief deputy district attorney.

C. Fred Mortimer, state's attorney of Sangamon county, in whose jurisdiction the indictment was found, filed a list of more than 250 witnesses with the court.

Marshal Tells Story
Night Marshal Woerner's story of the shooting was as follows:
"I received a call that there were sticking men there. We started toward the place," referring to the start on motorcycle with Clyde Bannatta, a youth whose motorcycle he commandeered. "When about 200 yards away from the cross roads where the crowd was, a man stepped out into the road and ordered me to halt. He carried a revolver in his hand.

"Throw up your hands," he said to me. "Throw up your hands yourself, I am an officer," I replied, and placed the rays of my flashlight on my badge so that he would see it. I waited a little. The man continued to point his gun at me and made a threatening motion. Then I fired.

"Two more men came running toward me, firing as they came. I think other shots came from the bushes. I fired at the two men and they fell. Then a whole crowd came forward and started down the road. I ran into the field, jumped on the motorcycle and got back to the road and went to town."

GROVER BERGDOLL'S PLEA IS DENIED

WASHINGTON, April 24.—The supreme court today denied the application of Erwin R. Bergdoll of Philadelphia for a writ of habeas corpus. Erwin, a brother of Grover Cleveland Bergdoll, now is serving a sentence of four years in Leavenworth for failure to perform military service during the war and contended he was convicted illegally.

WASHINGTON, April 24.—Justice Bailey in the supreme court of the District of Columbia today ruled that the alien property custodian cannot be required to surrender property of Grover C. Bergdoll, valued at \$750,000 if the government proves that Bergdoll has been convicted of desertion and is now a fugitive from justice.

MORGAN ACCEPTS PLACE ON BOARD

NEW YORK, April 24.—J. P. Morgan today announced his acceptance of the allied reparations committee's invitation to become a member of the committee which will consider flotation of an international loan for Germany. He will sail for Europe about the middle of May.

BASEBALL SCORES

National League:
At Philadelphia: R. H. E.
New York 2 8 3
Philadelphia 2 10 5
Douglas, Causey and E. Smith; Hubbell and Henline.
At Boston: R. H. E.
Brooklyn 7 10 1
Boston 8 11 0
Mitchell, Mammaux and Hurling; Watson, McQuillan, Marquard and O'Neill.
At Cincinnati: R. H. E.
St. Louis 6 7 2
Cincinnati 4 12 4
Fertus, Barfoot and Alsimith; Donohue, Markie, Schnell and Wingo.
At Chicago: R. H. E.
Pittsburgh 2 5 0
Chicago 4 11 1
Cooper and Gooch; Aldridge and O'Farrell.

American League:
At Cleveland: R. H. E.
Chicago 5 11 1
Cleveland 6 14 0
Faber and Schalk; Mails, Merton and O'Neill, Sunamaker.
At Washington: R. H. E.
Boston 3 12 1
Washington 11 14 1
Quinn, Fullerton, Meyers, Dodge and Walters; Mordridge and Charrity.
At St. Louis: R. H. E.
Detroit 2 9 2
St. Louis 6 11 1
Oldham, Johnson, Daus and Basler, Manion; Shocker and Severeid.
At New York: (11 innings) R. H. E.
Philadelphia 4 12 2
New York 6 9 1
R. Harris, Rommel, Heinrich and Perkins, Fehrman; Mays and Schang.