

DEFENSE MOTION DISMISS EDWARDS CASE IS DENIED

A. B. Gates was the first witness called in the trial of James (Shine) Edwards. He testified that he first met the defendant on August 3, 1921, while acting as a special agent for Jackson county, and identified a bottle of moonshine as the one he purchased from Edwards on August 7, enroute to Prospect, delivery being made by defendant in exchange for \$10. Gates also testified that on August 6, he met Edwards by agreement and after passing a Ford coupe, the driver giving instructions, they drove to the King Street Garage, and after passing through two hands he received a bottle of moonshine for which he relinquished a \$10 bill. Both bottles were introduced as evidence by the state.

The cross examination of Gates on his trip to Prospect, as brought out in the two previous trials was denied admission by the court.

Gates testified further on cross examination that he gave Edwards \$40 to buy liquor, and no one was present but the defendant. The women in the party were in the house, and the defendant returned with a bottle of Scotch and two bottles of moonshine, which the witness said was drunk enroute to Prospect by members of the party.

In the defense in its questions on the cross examination of the witness laid the foundation for impeachment of the witness, many of the leading questions being objected to by the state and sustained by the court.

S. B. Sandifer was next called to the witness stand, and testified regarding his official positions and related a conversation he had with the defendant in the county jail shortly after his arrest, in which Edwards was alleged to have said, in effect: "You've got me, and got me right," when confronted with the evidence against him. This was when Gates was revealed as a state officer.

The witness also said he told Edwards that he did not know what the penalty would be, and that the defendant "seemed to care nothing about a fine, but feared a jail sentence."

On cross examination the witness said he did not know how much he had been paid by the county.

F. L. Redden, a collection and insurance agent and resident of Medford for 35 years, testified that he "heard a portion of a conversation" between Edwards and Sandifer in the county jail, standing at the head of the stairs, about 25 feet away, and heard Edwards say, "It looks like they've got the goods on us, John." County Clerk Florey testified that the two bottles of moonshine had been in his custody since the last trial, and were now as when received.

Attorney Roberts at this point moved that the case be dismissed, which was denied by the court. The state rested its case.

"Shine" Takes Stand
Edwards took the stand in his own behalf, and testified that after discharge from the army he engaged in farming with his father, and later entered the taxi business.

The witness said the next time he saw Gates was at his taxi stand, when he wanted to go to the Applegate, and next when Gates came to him and hired him to drive out on Oakdale avenue where they met a Ford sedan, and afterward drove to King Street Garage, where a bottle of moonshine was purchased. The witness denied that he had anything to do with the deal except a fare of \$1.00.

The witness said he introduced Gates to Mrs. Frankie Edwards, and a trip to a dance at Prospect proposed. The preliminary arrangements of this trip were made by the defendant, and he told of a visit to a house on South Riverside avenue, and said that Gates, nor any of the women left the car.

Witness denied that he bought any liquor for, or received any money from Gates, and testified that a man known as Joe Kidd delivered two bottles of moonshine on North Central avenue, in response to the foot of the auto horn. This was opened above Eagle

Point on the way to Prospect, the witness said, and efforts of the defense to introduce testimony on side phases of the trip were overruled by the court.

The jury as finally selected is: Mrs. Olive E. Swendenburg, Ashland; Ernest Applegate, Ashland; Mrs. Lella Applegate, Ashland; Henry C. Mackey, Medford; Chess L. McKinney, Medford; Mrs. Katherine Lindley, Medford; Mrs. Laura J. Almsing, Phoenix; J. R. McCracken, Ashland; L. C. Charley, Medford; A. E. Kinney, Ashland; E. E. Foss, Talent; James Dalley, Medford.

Testimony was completed and arguments began in the third trial of James (Shine) Edwards this morning, with rebuttal testimony of Policeman Joe Cave, Mrs. Ross J. Schiefflin, and Cruzy Dew, a special prohibition officer. Edwards is charged with a violation of the prohibition law.

Officer Cave testified that on or about December 5th, last year in the presence of others, whose names he could not remember, Edwards said to him, in substance and effect:

"I've committed every crime but murder, and they had to bring in a stool pigeon to get me."

Mrs. Schiefflin testified that as secretary of the home service section of the local Red Cross, she was acquainted with Billie Duley and Frankie Edwards, defense witnesses at previous trials, whose testimonies were read to the jury this morning, and that their reputations for morality in the community were such as to make them unworthy of belief.

Dew corroborated the testimony of Redden, who testified that he heard the defendant say, in the county jail, "they've got me and got me right."

C. A. McLane, called by the defense, testified that he was a Canadian army war veteran, four years overseas, and snapped out all his answers in precise military style. He said he saw the transaction in the King street garage, and saw no money pass between the defendant and A. B. Gates for moonshine. McLane was a strong witness for the defense, and his testimony was unshaken on cross examination.

C. C. Stevens, a former roommate of Edwards, testified that he was in bed about the time A. B. Gates testified he was taking a drink with him, after the return from Crater Lake.

A. B. Gates was recalled to testify relative to the identity of Joe Kidd, alleged by the defense to have sold the liquor used on the trip. Gates said the purchase from Kidd was on August 5. Kidd is indicted but uncaught.

PREPARE SPECIAL RECALL BALLOTS

The county clerk, acting under orders from the secretary of state is preparing today for the special elections to be held May 19th, primary election day, for the voters to vote upon the recall of Fred A. Williams and Fred G. Buchtel, public service commissioners. There will be separate ballots for each. The recall is based upon a long standing squabble in the Willamette valley, over telephone rates, and a political row is raging on the side, which has been brewing for months.

Special election notices have been sent out to all precincts. The election of a commissioner to fill out the term of Williams, which expires next January, will also be an issue at the election.

MAX OSER SURPRISED MATHILDE'S SILENCE

PARIS, May 3.—Max Oser is surprised at the failure of Miss Mathilde McCormick, his fiancée, to answer his cable messages, and disappointed because she did not appear in Zurich last month, when he expected her, according to a Zurich dispatch to the Herald. The former riding master, declines, however, to discuss reports of an estrangement with John D. Rockefeller's granddaughter.

PARENT-TEACHER RECEPTION AT K. P. HALL LAST NIGHT

The Parent-Teachers reception given last evening at the K. P. hall in honor of Mrs. Milton Higgins, of Worcester, Mass., president of the National P. T. A. and Mrs. J. L. Hill of Portland, president of the State P. T. A., was very well attended and was a decided success. About 200 mothers, fathers and teachers were present.

A violin duet by Carlton James and Ruth Campbell, and vocal solos by Ruth Warner and William F. Isaacs with Mrs. George Andrews as accompanist were the musical numbers of the evening. Mrs. George Kuzman of the local P. T. A. conducted the meeting and presented the speakers with beautiful bouquets from the chamber of commerce of this city.

Mrs. Hill and Mrs. Higgins were the speakers of the evening and both gave some very sound advice to parents.

Mrs. Hill's subject was the home and she emphasized the need of love, intelligence and reverence in the home. Several other points strongly advised were that mothers be sure where their daughters are when they say that they are going to stay with another girl all night; that the father co-operate with the mother in training children; and that parents allow children to learn the value of money by earning their own and spending it. She also strongly advised that parents explain intelligently to children the story of life and that they train their daughters for motherhood and their boys for fatherhood.

Mrs. Higgins' talk also contained a great deal of valuable advice for parents and she stressed the last point mentioned in Mrs. Hill's speech and urged strongly that her advice be followed. Mrs. Higgins compared the development of children to the development of blossoms into fruit and outlined the needs of each, showing how similar they are. She showed the close relation of home and school and urged parents to become more familiar with teachers. She said that the aim of the school was to teach the girls to be better mothers and the boys to keep the future generations free from degenerating diseases. She urged that parents use their influence in raising the ideals of their children to the same plane at which they are arriving in learning in modern educational institutions.

FORUM SPEAKER LAUDS CIVIC BODIES

I. I. Boak, president of the Denver chamber of commerce gave a very interesting talk at the chamber of commerce forum luncheon at the Hotel Medford this noon.

Mr. Boak emphasized the need of civic bodies such as the chambers of commerce of American cities and praised the local body as well as the local city council. The council has just passed an ordinance creating a city planning commission. Mr. Boak also spoke on the great advantages derived from a civic center and told of the development of the Denver civic center and the pride which the citizens of that city take in it.

The speaker impressed upon the audience the great and increasing importance of the tourist trade and the necessity of providing sufficient facilities for automobile tourists. He stated that Colorado was preparing to meet and provide for 1,200,000 tourists this coming season and that the streets and boulevards in and around Denver were so crowded during the tourist season that the natives who wished to take a family ride on Sunday afternoons were compelled to sneak onto the street and fall in with the procession.

COUNTY NURSE IS PRAISED FOR WORK

Much credit is due Miss Faldine, county nurse, for the excellent work she is doing in Jackson county. Many more calls for her services are being received daily than she can handle and most urgent calls are being given preference. A resume of her last week's activities will give the public in idea of what Miss Faldine is accomplishing. Thursday, April 27th, the Pankey district was visited, the school children inspected and two home visits were made. Friday, Miss Faldine inspected 20 children at Reese Creek and four in the Long Mountain district. Saturday she handled office routine. Monday she visited the Lower Soda Springs district and made several home visits while yesterday the Green Spring Mountain district was covered.

Next Saturday Miss Faldine will address the meeting of the Southern Oregon Federation of Women's clubs at Grants Pass, and afford the people of that city to know more of her work.

COLONEL KELLY GIVES VIEWS ON KU KLUX KLAN

To the Editor: Replying to your editorial High Office versus Low Visibility, permit me to say, that while I am the candidate of a minority party and without opposition in the primaries, your editorial appeals to me as a timely and fitting inquiry. I regard the Ku Klux Klan as the gravest menace to internal peace that has threatened this country since the Civil War.

With platitudinous mouthing of one hundred per cent Americanism, munificence of high sounding title and the fetish of mystery, it appeals to the well meaning but ignorant, and incites in them prejudice, racial hatred and religious bigotry.

In the year 1216 a Lateran council forbade the use of "trial by ordeal," as an institution too barbarous for Christian men. Out of this council grew the petit jury. Through the intervening centuries the martyrs have nurtured this first flower of freedom until it gave its fairest fruition in that immortal document, the constitution of our country. The Ku Klux Klan proposes to wipe out those intervening centuries of growth and civilization and substitute for constituted authority and law, mob violence and trial by the ordeal of hanging and torture.

The recent spectacle at Los Angeles of terrorized women vainly telephoning for the protection of the police while those worthless sworn to uphold the law were protecting a mob in its orgy of lawlessness and parading innocent and naked girls before the Kliegades and Knights ought to arouse in every true and thinking citizen a sense of obligation.

May I thank you for your inquiry, and I trust that I have made my position on this question plain, that I am simply a plain citizen without allegiance to any potentate, visible or invisible, Grand Goblin, Kliegale, Knight or other secret Hokum. Truly yours, E. E. KELLY.

There will be a meeting of the Order of De Molay, Thursday night, at the Masonic hall. All members are urged to attend. The caps have arrived.

BALL PLAYERS MAD, GROUNDS RENTED TO BARNES SHOW

Much grumbling was heard about the city last night and today because the school board had rented the school's athletic park to the Al G. Barnes athletic park on today, especially among the baseball lovers, who fear that the diamond and field will be greatly damaged by the circus showing there. It is understood that the school board did not originally rent the park to the circus advance representative, but the plot of ground beyond the athletic park, which is also owned by the board, for \$60, and that later a resident nearby who did not want the circus so near his house plowed up the lot.

This automatically barred the circus from showing on this plot and the school board, on the promise of the circus representative not to plow up in any way, agreed to let the attraction appear there today. At that, the ball park is too small to accommodate such a large amusement aggregation comfortably and some of the circus belongings had to be stored outside.

There was no other lot in the city available for the circus as the usual show grounds at the foot of South Grove and South Holly streets is planted in grain, and a large amount of old lumber is piled on the Fair lot, which might be used for that purpose.

SENTENCE HINES THIS SATURDAY

The petitions being circulated in behalf of a parole for R. D. Hines, former vice president of the Bank of Jacksonville found guilty by a jury in the circuit court last week, on a charge of making a false report to a bank examiner, are being freely signed, and, according to courthouse talk, have been signed by a number of the jury who returned the verdict against him.

Hines was originally scheduled to come up before the court for sentence Tuesday, but owing to pressure of business during the Edwards trial, action was deferred. It is now expected that Hines will come up for sentence next Saturday morning, though this is not definite.

Time to Spray Pears Again

The time for spraying pears which are infested with the sawfly larvae and the fruit worm or canker worm will be about the latter part of this week. This spray should be applied just as soon as the petals fall and in case there is serious infection, spraying can start when about 90 per cent of the petals are off. Considerable damage has been done in some sections by the above insects. This application will also aid in controlling codling moth, as the calyx cups will be filled with arsenate at this time. Old Bartlett trees should have this application if not infested with above insects for the control of codling moth, as the calyxes of the Bartlett close to a certain extent and should be filled with poison before closing. Use dry arsenate of lead, one pound to 50 gallons, or two pounds to 20 gallons of the paste. Sprayer may be used at the rate of one and a half pounds to 200 gallon tank. The "pink" spray for apple scab with lime sulphur at the rate of one gallon to 25 gallons of water, or three pounds of dry lime sulphur to 50 gallons, may be continued for the next few days. This application may be used until about 10 per cent of the apple blossoms are out. C. C. CATE, County Pathologist, May 3, 1922.

BABY BLUE ARRIVES FOR SMOKER MAY 9

Baby Blue, the dusky little ring exponent of Portland, arrived in this city last night from Los Angeles to prepare for his go with Jack Burns of Oakland, Calif., at the Natorium next Tuesday. Matchmaker Dixon has promised Southern Oregon people one of the best fights ever staged in this city and his Tuesday smoker card seems a fulfillment of this promise. As a semi-windup to the Burns-Baby Blue main event, the remains of Edwin C. James will arrive in Medford on Friday morning and the funeral service will be held at the Perl Funeral Home Friday at 2 p. m., Rev. Lawrence officiating and interment will be in I. O. O. F. cemetery.

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