

# MEDFORD MAIL TRIBUNE

## The Weather

Prediction Fair  
Maximum yesterday 84  
Minimum today 44

## Weather Year Ago

Maximum 87  
Minimum 43  
Precipitation .12

Daily—Seventeenth Year.  
Weekly—Fifty-Second Year.

MEDFORD, OREGON, MONDAY, MAY 15, 1922

NO. 46

# CHILD LABOR LAW UNCONSTITUTIONAL

## GOVERNMENT LOSES LONG FOUGHT CASE

### North Carolina Furniture Company Wins Fight After Long Litigation—Decision Promises to Have Widespread Effect—Future Trading Act Is Also Hit.

WASHINGTON, May 15.—The child labor law was today held by the supreme court to be unconstitutional and not valid.

The decision of the court was rendered in a case brought by the government against the Drexel Furniture company of North Carolina and was one of three cases brought in that state testing the validity of the law and in all of which the United States district court decided against the government.

What was generally regarded as one of the most vitally important questions to reach the supreme court in recent years, involving the extent to which the courts will interpret the "motives" of congress in determining the constitutionality of its exercise of the right to impose excise taxes, was presented in the child labor cases.

These cases, three in number, came from North Carolina, where the United States district courts held that the excise tax levied by congress upon mines and factories employing child labor was an unconstitutional encroachment upon the prerogatives of the states in the exercise of their police powers. The same issue was presented to the court in the "Future Trading Act" case, brought by members of the Chicago Board of Trade.

Solicitor general in presenting the views of the government contended the people, and not the courts, should inquire into the object of congress in levying taxes which may have the effect of extending federal control into the field of regulatory governmental activity formerly exclusively occupied by the state. Unless the supreme court adopted that doctrine, and as one of the three coordinate branches of the government, refused to investigate the "motives" of congress in enacting excise tax legislation, he insisted, would be confronted with a serious dilemma.

The law held unconstitutional today by the court was enacted after the supreme court had declared invalid an act of congress which excluded from interstate commerce products in whose manufacture child labor had been used.

The law effected by today's decision was virtually the same except that it imposed an excise tax of ten per cent upon the annual net profits of establishments employing child labor. Opponents of the law contended the new law was an unconstitutional invasion of the police powers of the states.

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## San Diego to Send Out Snake Bite Cure By Airplane Express

SAN DIEGO, Cal., May 15.—The San Diego zoological society has announced completion of arrangements to deliver by airplane an anti-venomous serum to be administered to persons bitten by rattlesnakes in this part of southern California. A kit containing the serum, a syringe and emergency dressings will be carried in a parachute which will be dropped to the town calling for help in cases where the aviator cannot find a suitable and safe landing. The society announces that the serum will be provided free but that to effect a cure the serum must be injected within four hours after the snake bite. In cases where the airplane must be used the town or community which calls for the serum must pay the airplane expenses.

## EIGHT BANDITS ROUTED BY ONE EXPRESS CLERK

### Express Messenger On Golden State Limited Kills One Bandit, Wounds Another—Rest of Gang Flees—Posse Starts in Pursuit.

TUCSON, Ariz., May 15.—With two well directed bullets, Express Messenger H. Stewart early today frustrated a spectacular attempt by eight masked bandits to rob Chicago, Rock Island and Pacific train No. 3, the Golden State limited, bound from Chicago to Los Angeles. Stewart killed one of the octet, apparently wounded a second and routed the band empty handed.

Passengers were not molested in the holdup which was staged near James, a flag station eight miles west of Tucson. The body of the slain bandit, whose hands were encased in rubber gloves was recognized by Sheriff McDaniel of Pinal county as that of a Tucson pool room habitue. Beside the body was found a sack of dynamite with which the bandits evidently intended to blow strong boxes in the mail and baggage cars.

A red fuse, a railroad stop signal, was used by the gang to halt the limited at an isolated spot midway between James and Cortez at 1:10 o'clock this morning. Three masked men boarded the engine and a fourth stood guard over the passenger coaches. With revolvers leveled, they forced a blind passenger to assist them in unloading the mail and express cars from the remainder of the train. The engineer, obeying orders of the armed train, rolled the mail and express cars about a dozen car lengths to a point

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## INVITE U. S. TO ATTEND HAGUE MEET

### Premier Lloyd George Sends America Invitation to Sit in at Hague to Discuss Russian Affairs—Final Effort to Save Europe—Genoa Confab Admitted Failure.

GENOA, May 15.—(By the Associated Press.)—The Russians will accept the invitation to go to The Hague for continuation of discussion of the Russian question it was announced this afternoon by M. Rakovsky, the soviet premier of the Ukraine. He expressed belief however, that The Hague conference, like that at Genoa would prove sterile, unless the Russian idea for one mixed commission was accepted.

WASHINGTON, May 15.—A communication from American Ambassador Child reporting that the United States government has been invited to participate in the newly planned conference at The Hague was received today at the state department, but officials indicated that no immediate determination regarding it would be reached. Until they had an opportunity to study the proposal in detail, officials would make no comment regarding it. The general impression given by Prime Minister Lloyd George yesterday was that the question probably would be discussed at tomorrow's cabinet meeting and that some action might follow.

At the state department particular pains were taken to emphasize that the invitation was a complete surprise here officials declaring the Washington government not only had not suggested it, but was completely uninterested regarding the plan until today.

Prime Minister Lloyd George announced this afternoon he had handed to Richard Washburn Child, the American ambassador, last evening, a copy of the proposal of the commission to set at The Hague to discuss Russian affairs.

Genoa Meeting Falls. GENOA, May 15.—(By the Associated Press.)—The economic conference of Genoa, long heralded as the meeting of minds out of which would arise a rejuvenated Europe, and a new order of international concord and peace today stands a desolate wreck in the vision of an expectant world.

Out of weeks of negotiations has come the Easter treaty of Rapallo between Germany and Russia, virtually re-establishing the old order of "balance of power" decision to continue discussion of Russian rehabilitation at The Hague without Russian representation and the manifestation of irreconcilable differences between Great Britain and France on ways and means of Russian restoration.

The political sub-committee today approved of the agreement reached yesterday among the convening powers to hold another meeting at The Hague beginning June 15, to further examine the Russian question.

While adjournment of the Genoa gathering is not yet definitely announced, the return of the guiding spirit, Prime Minister Lloyd George of England, to London at the end of the present week is made known, which, with the list of subjects which various nations have announced may not be discussed at the meeting, brings the assemblage to the limit of its possibilities, with one single exception, namely, the non-aggression pact, suggested by Mr. Lloyd George. Any meaningful action on this suggestion, however, seems remote in view of the boundary settlements involved in the acceptance of the arrangement.

What the Genoa conference has failed to do—solve the Russian question—it is hoped to accomplish at another meeting if the United States will participate.

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## SUCCESSORS TO THE SIAMESE TWINS



Violet and Dobby Hilton, 16 years of age and attractive, of San Antonio, Texas, whose bodies are joined at the base of the spine just as were the bodies of the late Rosa and Josefa Blazek. The extent of his injuries was not available. Lee substituted for him.

## SCREEN STAR'S MARRIAGE IS DECLARED VOID

### Rudolph Valentino's Marriage to Miss Hudnut in Mexico Saturday Declared Subject to Criminal Proceedings—Divorce Decree Not Final.

LOS ANGELES, May 15.—The marriage of Rudolph Valentino, screen actor, and Miss Winifred Hudnut, motion picture art director, which was solemnized at Mexicali, Mexico, last Saturday, is void in California and the bridegroom has made himself subject to criminal process, according to justices of the superior court.

This condition is due to the fact that Valentino obtained an interlocutory decree of divorce from Jean Ackers, his first wife, in January, 1922, and that that decree will not become final until next January.

According to the Judge Valentino is still married to Miss Ackers and therefore cannot legally contract another marriage in California or anywhere else.

Whether Valentino would be disciplined by the courts was not stated. Judge Thomas O. Toland, who granted the Valentino decree, declined to discuss the case today. Judge J. W. Summerfield, who is also engaged in hearing divorce cases, consented, however, to explain the law. Judge Summerfield said that the entry of an interlocutory decree of divorce was nothing more than an order of the court that, nothing interfering, the parties would be entitled to a divorce after a year had elapsed if they attempted other marriage within that year, he said, the result was bigamy.

Inquiry at the Lasky studios, where Valentino is employed, brought the information that he was out of town for three weeks. He was reported to be doing some desert location work in the Imperial valley. The studio management declined to discuss his marriage or what effect, if any, it would have on his employment.

## PROFESSOR FIGHTS DUEL WITH EDITOR

MILAN, May 15.—Professor Benito Mussolini Mussolini, leader of the fascist or extreme nationalists, who bears more than one hundred wounds received in battle, engaged in a duel yesterday with Signor Misiroli, editor of the Turn Secolo over differences arising from from articles appearing in their respective newspapers. Professor Mussolini is editor of the Popolo Italia of Milan.

## BASEBALL SCORES

National League.  
ST. LOUIS, May 15.—Goldie Rapp, third baseman of the Philadelphia Nationals was picked up unconscious after falling head first into the Cardinals' dugout this afternoon. He was going after a foul hit by McHenry in the third inning. The extent of his injuries was not available. Lee substituted for him.

At Chicago:	R.	H.	E.
New York	1	19	1
Pittsburgh	0	5	1
Neft and Smyth, Snyder; Aldrich and O'Farrell.			

At Pittsburgh:	R.	H.	E.
Boston	5	17	0
Cincinnati	6	11	1
Fillisim, Miller, Oeschger and Gowdy; O'Neill; Glazner, Yellowhorse, Carlson and Mattox.			

At Cincinnati:	R.	H.	E.
Brooklyn	2	7	0
Cincinnati	6	7	0
Cadore, Mammoux, Gordon and Miller; Rixey and Hargrave.			

At New York:	R.	H.	E.
Detroit	6	11	0
New York	1	3	0
Stoner and Bassler; Jones, O'Doul and Schang.			

At Boston:	R.	H.	E.
Chicago	0	5	1
Boston	2	5	1
Courtney and Schalk; Collins and Ruel.			

At Washington:	R.	H.	E.
Cleveland	3	11	0
Washington	2	12	0
Pagby and O'Neill; Johnson and Finch.			

## Portland Shaken Up By Earthquake; No One Reported Injured

PORTLAND, Ore., May 15.—A slight earth shock was felt here today at 9:30. Pictures were shaken from the walls, windows rattled and birds in the trees were agitated.

## GATES OBJECTS TO MASKS IN SECRET ORDER

### Mayor After Initiation in Ku Klux Klan, Announces Ceremony Is Beautiful, But Doesn't Like Regalia—Will See Law Is Obeyed Here.

Mayor After Initiation in Ku Klux Klan, Announces Ceremony Is Beautiful, But Doesn't Like Regalia—Will See Law Is Obeyed Here.

To the Editor: My answer to the Klugies agreeing to take the work under certain conditions, was accepted and I was called upon the phone to appear. I appeared and was given the work from one end to the other.

The obligation and oath was one that no Christian man could take exception to. Whoever wrote it must have been an artist for it certainly was a masterpiece. According to that obligation, any man who violates any law of either the United States, your own state or city, could not be a good Klansman. The work was beautiful and very impressive. If a man is not a better citizen after taking the work, he is not a fit subject for any order or community. When all masks were removed, and I looked around the room into the faces of over two hundred men present, men from every walk of life in the community, I could not help but wonder, why the packing of so many guns in Medford? I not only heard every word of the obligation but read it over from the ritual afterwards to be sure that I was getting it as it really was. I believe that with the class of ten that went in at the time, we received it in its entirety.

But I did find an objection, and I so stated in my talk to them when called upon. I am sorry that the mask is used at all, although they tell me that it is to be used only in the lodge room as paraphernalia and upon the public streets in a parade. If the wearing of the mask was entirely eliminated, I firmly believe the attitude of the public toward the Klan would be entirely different. The wearing of the mask gives the crooks and men of evil minds the opportunity to do unlawful acts under the guise of the Ku Klux Klan. If any member of the Ku Klux Klan violates the laws of our community or country, I assure the public that he will be prosecuted to the full extent of the law for outside of the crime committed, he has violated his obligation as a Klansman. Very truly yours, C. E. GATES.

Medford, May 15.

## HUGHES HAS REASON FOR PEACE HOPE

### Secretary of State Opens Conference to Settle Age-Old Dispute Between Chile and Peru—Praises Spirit of Good Will Between Contesting Nations.

WASHINGTON, May 15.—(By the Associated Press.)—Chile and Peru, estranged for forty years by the dispute over Tachna-Arica, joined here today in a new effort to compose their differences and remove the "problem of the Pacific," as a source of international friction in Latin America.

The opening session of the conference was called to order in the presence of official representatives of all the governments of the world and within the pan-American union building the already made historic in the annals of international confessions by the sessions of the confessions.

Luis Izquierdo was delegated to respond for Chile and Meliton Porras for Peru, to the key note address by Secretary Hughes.

Secretary Hughes predicted that the conference not only would herald a new day of international amity in the western hemisphere, but would furnish to the whole world "a needed and inspiring example of the practice of peace."

Both the time and place of meeting, he declared, were auspicious for the healing old wounds and the effacement of "whatever differences may exist in Latin-America by a triumph for the processes of peace."

"There could be no more agreeable harbinger of a better day and of a lasting peace upon this hemisphere," he said, "than the convening of this conference. I congratulate you upon the high purpose and the noble and conciliatory spirit which have animated both governments in the approach to this meeting and upon the earnest desire which both have manifested that through this friendly intercourse a mutually satisfactory settlement may be found."

"The only relief for a troubled world is in resort to the processes of reason in lieu of force. The pathway to an enduring accord and to the prosperity of a mutual helpfulness lies open before you. What is done here will have a lasting effect upon the security and happiness of all people, inasmuch as the success of this conference through your agreement will not only demonstrate your wisdom and lofty conceptions of duty but will furnish the world with a needed and inspiring example for the practice of peace. The government of the United States gives you welcome and God speed."

## PEARLS BY THE BUSHEL, DIAMONDS BY THE PECK TO BE SOLD BY BOLSHIEVSKI

MOSCOW, May 15.—(By Associated Press.) Silver by the ton, gold by the hundredweight, pearls by the bushel and diamonds by the peck, dumped into wooden boxes, jute sacks, pasteboard cartons or only wrapped in parcels, all this treasure hoarded awaiting opening and sorting at the storehouse for valuables confiscated by the soviet government from the churches and synagogues of Russia for the benefit of the famine sufferers.

The correspondent of the Associated Press was permitted to visit the five story building which constitutes the storehouse by consent of M. L. Kalenin, peasant president of Russia, and head of the famine relief organizations.

diamonds. The articles from the provincial churches are to be stored on other floors.

Each of the packages in this big room is sealed.

The yield from some of the non-precious metals was too large for a single package, overflowing into smaller boxes at the side.

A rough list of the articles confiscated accompanies each box as it is brought, under heavy guard, to the storehouse, but the exact value only will be known when appraisers open the parcels and sort their contents.

Motor trucks fairly bristling with bayonets of the soldier escorts drove up to the treasure house all through the day and night, bringing the boxes from the churches. From the outer gates to the roof, the building swarms with guards. To get permission to enter it at all, one must first visit another building where some other state treasures are stored and where soldiers even prevent pedestrians from walking on the side of the street on which the building fronts.

## TO MAKE PUBLIC K. K. K. LIST IN SAN FRANCISCO, POLICEMAN RESIGNS

SAN FRANCISCO, May 15.—District Attorney Matthew Brady today was scheduled on his own announcement to make public a list of 29 San Francisco policemen and firemen who are members of the Ku Klux Klan, whose names have been found on the membership rolls sent Brady by District Attorney Woolwine of Los Angeles.

Brady spent Sunday checking the list of 150 names sent him. "I cannot understand why a policeman or fireman who has taken his oath and is being paid by the people to protect our system of government should countenance such an organization as the Ku Klux Klan," Brady stated in announcing his intention to make public the names. "The Ku Klux Klan has been capitalizing prejudice. It has been making money out of racial and religious jealousy, with a large mercantile business of selling nightgowns as a side line."

SAN FRANCISCO, May 15.—Police Sergeant William M. Ross, was a member of the Ku Klux Klan for a year previous to April 3, when the publicity given the Klan's activities forced him to resign, according to an alleged statement by Ross today in The San Francisco Call.

"The president of the United States could join the Klan without violating his oath of office to the slightest degree. Ross is quoted as saying in The Call item, "I believed the Klan is thoroughly American and is doing all it can to uphold law and order."