

The Weather

Prediction: Fair and Warmer
Maximum yesterday 100°
Minimum today 52°

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

MEDFORD MAIL TRIBUNE

MEDFORD, OREGON, THURSDAY, JULY 6, 1922

Weather Year Ago

Maximum 95
Minimum 51

NO. 90

STATE TO PROSECUTE LOCAL OUTRAGES

NIGHT RIDER PROSECUTION IS ORDERED

Governor Olcott, On Advice of U. S. Government, Instructs Attorney General to Take Charge of Cases in Jackson County — Government to Assist—Call Grand Jury.

SALEM, Ore., July 6.—Following an extensive investigation by the United States government into alleged outrages committed by night mobs in Jackson county a number of months ago, and advice to Governor Olcott from United States Attorney General H. M. Daugherty that no federal statutes would apply to the crimes committed but such crimes essentially must be prosecuted in the state courts, Governor Olcott today forwarded to Attorney General Van Winkle of Oregon a direction for his office to take charge of the cases in Jackson county and push prosecution on them. So far local officers in Jackson county have failed to act.

In advising Governor Olcott that federal statutes would not apply but prosecutions must be conducted in the state courts, United States Attorney General Daugherty, however, extended to the state of Oregon every assurance of cooperation and assistance.

In a telegram to Governor Olcott under date of May 17, Attorney General Daugherty said:

"Referring to your telegram yesterday, prosecution would lie in state courts. This department will offer every possible assistance including mass of information on local conditions, also general organization tactics, etc. Data on local situation Medford and Portland being compiled here and will be forwarded promptly. Should you desire assistance this department in preparation of evidence please wire me and instructions will issue immediately."

In a subsequent letter under date of May 20, in which the federal government turned over to the state all the data it had secured through weeks of investigation through its secret service department, Attorney General Daugherty further wrote Governor Olcott as follows:

"In response to your telegrams, I have had prepared, for your confidential use, and have the honor to transmit herewith, a summary of all of the information in the possession of this department, covering the activities of the Ku Klux Klan in the state of Oregon. I shall take pleasure in transmitting to you any additional information received from time to time and sincerely trust that, in the event this department can be of any assistance whatever, you will so indicate to me. I assure you we will cooperate with you in every possible way."

As a result of the evidence submitted through the federal government's investigation and from other sources, Governor Olcott sent the following letter of direction to Attorney General Van Winkle:

"In compliance with the provisions of law of the state of Oregon I hereby direct you to attend in person or by one of your assistants the present term of the circuit court of the state of

Henry Ford Offers To Haul Coal for Detroit Industries

DETROIT, Mich., July 6.—(By the Associated Press.)—Henry Ford has offered to lease that part of the Louisville and Nashville railroad extending between Bannerfork and Corbin, Ky., and from Corbin to Cincinnati and operate it with the present force of railway employees "in order that coal may be moved to Detroit."

It became known Mr. Ford made the offer to the president of the Louisville and Nashville after the railroad company had informed him it was unable to move 8,000 cars of coal consigned to Detroit industries because of labor troubles.

HALL RECOUNT DEMAND FILED, FRAUD CLAIMED

Defeated Candidate Charges Illegal Voting in 500 Precincts, Miscounts in 500 More—Jackson County Included in List of Suspects.

SALEM, Ore., July 6.—Governor Olcott had no announcement to make today regarding the course he would pursue in the matter of the petition filed by Charles Hall, defeated candidate for the republican gubernatorial nomination in the recent primary election, asking a recount of the votes cast in certain precincts in 16 Oregon counties on the ground of illegal voting.

Jay Bowerman, of Portland and Roy Shields, of Salem, are acting as attorneys for Governor Olcott.

Charles Hall, through R. R. Coster, secretary of the Public Defense league, as nominal complainant, has filed the long expected demand for a recount of the primary vote on the ground in the Marion county circuit court.

In his petition, which is filed in Marion county because that is the county in which the contestee, Ben Olcott, resides, it is set up that there has been miscounts of the vote cast for governor in some 500 precincts of the state, while it is also alleged that there has been illegal voting by illegal voters in some 500 other precincts of the various counties.

Wants Boxes Opened.

It is demanded that the ballot boxes be opened in about 500 of the precincts in order that the alleged irregularities may be checked.

It is the contention of the complainant that the recount, when held, will show a gain of from 2000 to 2500 votes in favor of Hall and against Olcott.

The complaint alleges no fraud except in a relatively few precincts, some 50 in all, and all of them are located in Multnomah county and in Marion, the principal one there being the Mount Angel precinct.

It is the Hall contention that the alleged errors are those of fact and law on the part of the election judges and clerks, such as counting votes written for Olcott on the Democratic ballot on the Republican tally sheet.

Eight Not Affected.

The eight counties in which no irregularities are charged are Curry, Josephine, Lane, Umatilla, Wallowa, Tillamook, Douglas and Yamhill. Specified precincts in all other counties of the state come within the allegations of the complaint.

The official count of the Olcott-Hall vote, gave Olcott a plurality of 521.

Union Officers of Herrin District



Officers of the United Mine Workers of the Herrin district shown from left to right are, A. T. Pace, and Hugh Willis, members of the board; F. C. Hughes, Vice President; William G. Davis, Secretary. Seated are Fred Cooper and Senator William J. Sneed. Insert, William J. Lester, President of the Herrin Mine Company, was turned back when 20 miles from Herrin. His relatives and friends were among the massacred men.

LINCOLN'S WORD ON PROHIBITION RANK FORGERY

Alleged Declaration By Great Emancipator Opposing Dry Laws Admitted Fake By Anti-Prohibition Director—Merely Campaign Swindle.

CHICAGO, July 6.—Denial that Abraham Lincoln had once declared himself as opposed to prohibition was made here today by the Rev. Duncan C. Milner, associate minister of the Presbyterian church, a Civil war veteran and chaplain of the Loyal Legion.

In a statement intended to refute the statement of "certain wet organizations, that the immortal Lincoln had ever lent a hint of approval to the liquor traffic," Dr. Milner made public an affidavit signed by three nationally known men setting forth that an alleged quotation from Lincoln which was used in a local option campaign in Georgia in 1887, was an admitted fraud.

The following is the affidavit: "That the Rev. Sam Jones, Henry W. Grady, this affiant, (Rev. Sam Small) and many other speakers then openly denounced the purported words of Abraham Lincoln to be a flagrant forgery, defied discovery of them in any recorded utterances by Lincoln and offered a reward for proof of their genuineness, but no one produced any such proof."

"That some time after the excitement of the campaign had disappeared, this affiant in conversation with Colonel John B. Goodwin, who had been the director of the anti-prohibition forces in said campaign was told by Colonel Goodwin that he himself devised the circular in question, composed the alleged words of Lincoln so as to attract the adhesion of the colored voters and had done so as to win them was the forlorn hope of the 'wets,' the county at that time being under prohibition law."

The words credited to Lincoln but since admitted to be those of another were:

"Prohibition will work great injury to the cause of temperance. It is a species of intemperance itself for it goes beyond the bounds of reason in that it attempts to control man's appetite by legislation and in making crime out of things that are not crimes."

"A prohibitory law strikes a blow at the very principles on which our government was founded. I have always been found laboring to protect the weaker classes from the stronger and I can never give my consent to such a law as you propose to enact. Until my tongue be silenced in death I will continue to fight for the rights of man."

HEADS UNITED STATES RAILROAD ADMINISTRATION



James C. Davis is director general of the railroads of the United States. He has one of the really big jobs in Uncle Sam's service and settles disputes arising out of federal control and has the authority at any time to make complete inspection of railroad systems.

BASEBALL SCORES

American	
NEW YORK, July 6.—Babe Ruth today knocked out his fourteenth home run of the season, when in the third inning of the game against Cleveland he sent in three men ahead of him with a circuit clout.	
Second game—	R. H. E.
Cleveland.....	3 8 2
New York.....	11 14 0
Batteries: Chaute and O'Neill; Shawkey and Hoffman.	
First game—	R. H. E.
Cleveland.....	3 10 3
New York.....	10 13 2
Batteries: Mails, Bagby and O'Neill; Bush and Hoffman.	
At Philadelphia—	R. H. E.
Chicago.....	9 16 4
Philadelphia.....	5 7 0
Batteries: Scupp, Dodge and Schalk; Heimach, Yarrison and Perkins.	
St. Louis-Boston games postponed; wet grounds.	
At Pittsburg—	R. H. E.
New York.....	6 11 0
Pittsburg.....	3 5 1
Batteries: Nehf and Smith; Snyder; Adams, Cooper and Gooch.	
Still Going Down	
NEW YORK, July 6.—The price of German marks which has been on the toboggan for several weeks fell today to a new low record. One hundred marks were quoted in this market at between 22 and 22 1/4 cents. The normal, or pre-war price of marks was 23.8 cents each.	

SUBWAY TRAIN CATCHES FIRE, 150 OVERCOME

Spectacular Accident Occurs in New York Subway When Express Catches Fire—Fuse Blows Out—Mayor Hylan Directs Rescue Work.

NEW YORK, July 6.—(By the Associated Press.)—About 150 persons were overcome by smoke today when a northbound Jerome express caught fire near Lexington avenue and 61st street. Dozens of ambulances were summoned from nearly every hospital in the city and Mayor Hylan arrived to direct the rescue work.

The accident occurred about 75 feet underground. The fire started in the motorman's box after a fuse had blown out. There was a flash of flame and the smoke swept through the crowded train. When the emergency brakes were applied and the train came to a grinding halt, guards threw open the doors and the passengers made a mad scramble to escape. Those unable to walk were carried from the cars to the 59th street station. Fire ladders also were dropped through iron gratings at 61st street and unconscious women lifted to the street. A temporary hospital was organized and 14 pulmonologists were put into operation. The crowd of spectators soon became so dense that police reserves had to be rushed to the scene.

Fire Extinguished.

Men, women and children filled the ten car train. Guards attempted to fight the flames with hand extinguishers, but failed. When the firemen arrived, however, they soon succeeded in quelling the blaze, which in itself was small. Many of the firefighters were overcome.

Besides the doctors who hastened to the scene in ambulances, many other physicians jumped into taxicabs, in many cases bringing their office nurses with them.

Bloomingdale's department store at 59th street and Lexington avenue promptly organized a fire brigade of 75 employees, who dashed into the subway to aid in the rescue work. The store's drug department was raided for supplies and pulmonologists. Many firemen were overcome as they tried to descend the subway steps.

Members of the rescue squad donned their gas masks to attack the flames. Mayor Hylan, one of the first city officials to arrive, was driven back by the fumes when he attempted to enter the subway. He directed that experts be summoned from the fire department and the department of water supply, gas and electricity to make a thorough investigation of the blaze.

Governor Olcott to Visit Medford On Highway Inspection

PORTLAND, Ore., July 6.—John B. Veon and W. B. Barrett, state highway commissioners, with Governor Ben W. Olcott and federal officers of the highway service, started today over the Pacific highway on inspection of the state road system. R. A. Booth, third member of the commission, will join them at Eugene.

A tour of all districts is contemplated. The party will go to Crescent City, Cal., to attend the inter-state road meeting scheduled for Monday. Grants Pass, Medford, Klamath Falls, Lakeview, Burns and Ontario are in the itinerary following the Crescent City visit. A conference will be held at Ontario with state officials of Idaho regarding a bridge over the Snake river.

STATE SENATOR VON DER HELLEN DIES, PORTLAND

Prominent Pioneer and Deeply Beloved Citizen of Jackson County Succumbs to Operation—Had Long and Distinguished Career.

Hugo G. A. von der Hellen, for many years prominently identified with the political and educational life of Oregon and one of her most widely known and beloved citizens died at the Portland Surgical hospital at Portland Wednesday night at 9:30 o'clock, following an operation from which he never fully rallied.

The funeral services will be held from the Elks Temple tomorrow afternoon at 2:30 o'clock, and the body will arrive in the morning. The Rev. W. B. Hamilton will deliver the funeral oration.

Hundreds of southern Oregon people who knew the departed, will feel a tinge of sorrow at the passing of a charming gentleman of the old school whom they knew affectionately as "Senator." The end was not unexpected, owing to the seriousness of the last illness, coupled with advanced years.

Senator von der Hellen was born at Kiel, Denmark, September 8, 1846, and was in the seventy-fifth year. His busy career took him to many lands. Educated in the schools and university of his home town, at 17 he went to India, where he was engaged for 18 years in the rice exporting business. At Rangoon, India, he served with distinction in the diplomatic service.

At the age of 35 years he moved to England, following the export and import business, and after two years moved to Germany. In 1888 he came to Florida, and the following year he came to southern Oregon, purchasing a farm at Wellen, this county. He was a charter member of the Medford lodge of Elks.

Later he entered the field of local politics and served one term in the house of representatives, and two terms in the state senate. At various times his name was mentioned for governor, and during his legislative career Senator von der Hellen was instrumental in securing the passage of bills that were the forerunner of the present highways and good roads. He

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STRIKERS IN CONTROL OF ALTON SHOP

Strike Breakers Cleared Out of Slater, Missouri, Without Violence—Trouble Certain, However, if Strike Breakers Are Sent Back—Governor of State Appealed to.

SLATER, Mo., July 6.—(By the Associated Press.)—Railroad officials today awaited word from Governor A. M. Hyde before making further plans for reopening the Chicago and Alton shops here, from which a crowd of more than 500 strikers drove 18 strikebreakers yesterday.

After the strikers had cleared the town of strikebreakers, had drawn a dead line around the shops beyond which strangers were not allowed to pass, and had established guard posts at various points, they settled down to a policy of watchful waiting. Union chiefs and town officials are one in declaring they expect no trouble if the railroad does not attempt to import strikebreakers.

Eighteen strikebreakers were taken from the shops late yesterday in automobiles to the edge of town and told to "beat it and keep going." Ten more who escaped by hiding in a foreman's car in the yards, were placed on a Chicago train last night. Trains going through Slater were watched carefully by a crowd of 150 strikers who took command of the railroad station and searched the trains to be sure they carried no strikebreakers.

Won't Permit Strikebreakers

The strikers say they want no violence and do not expect to have any. They are frank to admit, however, that they do not intend to permit the opening of the railroad shops with outside labor.

Railroad men control the local government and furnish most of the subsistence of the town of which the chief industry is the railroad shops. The mayor, a clerk in the shops, says he has not heard of any violence. The only arrest has been that of a strikebreaker who was later released by union men and told to leave town after being held in jail for four hours.

The sheriff of Saline county, John Logsdon, agrees with local officials in discounting the probability of any trouble developing. He spent only half an hour here last night, then went to his home in Marshall. His force consists of two deputies and one office assistant. Acting on telephone advice of Governor Hyde last night, he endeavored to enlist a small force of deputies, but declared he was unable to find any persons willing to serve.

Governor Hyde appealed to yesterday by railroad officials for 100 soldiers to be used as guards, indicated last night he did not consider the situation warranted the use of troops.

Signal Men Not to Go

CHICAGO, July 6.—Several railroads entering Chicago today reported that a majority of the men were still out on strike. Officials of a number of roads announced that after July 10 the men who do not return to work would lose all seniority

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FOREST FIRES IN WASHINGTON STATE AGAIN BEYOND CONTROL

OLYMPIA, Wash., July 6.—Another sultry day with northeasterly winds rising has increased the forest fire hazard throughout the state and slow fires are blazing up everywhere, according to information received at the office of State Forester Fred E. Pope today. Reports are meager, but the general condition is declared to be very serious.

The situation in Skagit and Whatcom counties is declared to be almost beyond control, the winds whirling the flames in all directions. Loggers in that country have signified their intention of following the suggestion of Governor Hart to cease activities

KIRBY AND RATHIE SIT IN DEATH CELLS, AWAIT HANGING TOMORROW

SALEM, Ore., July 6.—Elvie D. Kirby, alias Jim Owens, and John L. Rathie were waiting today in their death cells, realizing that they must hang at an early hour tomorrow, unless they get an eleventh hour reprieve.

Kirby and Rathie are to be executed for the part they played in the murder of Sheriff Till Taylor of Umatilla county on July 25, 1920, when they, together with Neil Hart, Floyd

Henderson and Irvine L. Stoop, escaped from the Umatilla county jail and in so doing fatally wounded Sheriff Taylor.

Taylor was shot by Hart, whose real name was Emmett Bancroft. He was hanged December 3, 1920. Henderson and Stoop are serving life sentences in the state prison. The five men were captured by a posse at Toll Gate in the Blue mountains, after a man hunt of several days following the killing of the sheriff.