

The Weather
Prediction Fair
Maximum yesterday 92
Minimum today 49 1/2

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

LOWE'S OATH ANENT K. K. EXPLAINED

**Candidate for Sheriff Declares
He 'Is' Not Member, But
Doesn't State He 'Was'
Not — Another Affidavit
From Ex-Member Declaring
Lowe Was K. K. Member.**

The D. M. Lowe affidavit swearing he "is not" a member of the Ku Klux Klan as charged in two affidavits yesterday by former members of the Klan, proved to be the recall sensation of the day.

The fact that D. M. Lowe says in his affidavit "I am not" and does not say he "was not," is regarded as very significant by everyone who studied the document. According to reports, there will be other affidavits from former Klan members swearing that Mr. Lowe was a member of the Klan and that if he is not now a member, he must have resigned very recently. It is also expected that this oath given by the candidate for sheriff on the eve of election will come up for serious examination at the mass meeting at the Natatorium tonight.

Mr. Lowe's statement today created the greatest amazement among the former members of the organization, who have sat in the meetings of that organization many times with Mr. Lowe and heard him loudly discuss the various activities of the organization.

Mr. Lowe's affidavit does not state that he never has been a member of the organization and was doubtless, according to members of the Citizens' committee, made outside of the lodge hall, upon the technical ground set out in Raymond Reter's affidavit below, he hopes to avoid the penalty of perjury. This peculiar method of evasion, according to members of the Citizens' committee is known to law-ymen as a "negative pregnant," and is, they say, in entire keeping with the shameful juggling of the truth that has characterized the vicious campaign against the sheriff and should be fittingly rebuked at the polls tomorrow.

Reter's affidavit follows:
Lowe's Affidavit Explained.
STATE OF OREGON,
COUNTY OF JACKSON, SS:
I, Raymond R. Reter, being first duly sworn, depose and say: That prior to the 11th day of March, 1922, I was a member of the Medford division, Knights of the Ku Klux Klan; that during the time I was a member I attended meetings of said organization in Medford; that the members of said organization are only known as Klansmen during the regular sessions of the said organization; that at all other times they are known as citizens of the Invisible Empire; that no persons but the duly elected and initiated members are authorized to sit at the meetings of said organization and that they are Klansmen only during the actual time that they so sit during the lodge session.

That I am well acquainted with one D. M. Lowe, recall candidate for sheriff; that I have sat in the lodge meetings of said organization in company with said D. M. Lowe on several occasions; that I could not be mistaken as to his presence because he is a militant and vociferous member and positively know that during the time that I was a member he was a citizen of the Invisible Empire and a member of the Ku Klux Klan. That if the said D. M. Lowe makes any statement to the contrary he makes it upon the technical ground that it is a citizen of the Invisible Empire and is only a Klansman while in attendance at a regular lodge session and that this is the status of every other member of the organization.

RAYMOND R. RETER.
Subscribed and sworn to before me this 28th day of July, 1922.
G. M. ROBERTS,
Notary Public for Oregon.
My commission expires August 23, 1924.

FAMOUS CLIMBER IS KILLED GLACIER P'K.

GLACIER PARK, Mont., July 27.—Dr. Frank B. Wynn of Indianapolis, nationally noted as leader in mountain climbing activities in the United States was killed in a fall from a cliff here today while at the head of a party ascending Mount Silyeh.

Always Call "Whoa!"
WENATCHEE, Wash., July 28.—The presence of mind of Emory Hamlin, orchardist, in calling "whoa" to his horses as they started to run when the heavy sprayer they were drawing toppled over on Hamlin yesterday afternoon, probably saved him from serious injury or death.

Wealthy Broker Lost Memory 3 Yrs. Ago, Now a Hotel Clerk

CHICO, Cal., July 28.—Friends today were endeavoring to help revive the lost memory of W. H. Benteen, one time a well known fruit broker of Kenathee, Wash., and Berkeley and Watsonville, Cal., who was found two days ago clerking in a small Chico hotel, a victim of amnesia. Benteen dropped from the sight of relatives a year and a half ago and since then a coast wide search has been made for him. When found his mind was a blank and he thought his wife and children, who are in Berkeley, died during an influenza epidemic.

GOVERNMENT IS POWERLESS TO CONTROL STRIKE

**President Harding Writes Gov.
Groesbeck of Michigan That
Federal Govt. Is Powerless
to Interfere With United
Mine Workers' Attitude.**

LANSING, Mich., July 28.—A letter from President Harding to Governor Groesbeck received today declared in effect that the federal government is powerless to interfere with the attitude of the United Mine Workers of America towards independent local agreements that at present nothing can be done except enable men willing to work, to work in safety, and that the big issue in the coal dispute is national dictation, "unhesitatingly assumed by the mine workers," which must be taken by the way of legislation.

The president's letter which was in reply to a telegram sent by the governor last week when he informed the national executive he was asking John L. Lewis, president of the mine workers, to grant Michigan miners permission to enter agreements independently of their national affiliation and return to work, said:

"I don't know whether you have the persuasive power to effect a voluntary agreement in Michigan, but I think it fair to assume you could not enforce such an arrangement. For the present in the absence of law to guarantee service in the public welfare, we can only take steps necessary to enable men willing to work to do so in perfect safety. I do not think this means an armed guard at the mouth of every mine. It does need the assurance that state authority and federal authorities, when needed, mean to protect every man in the pursuit of lawful employment."

National Policy at Fault.
It is a matter of record, the president wrote, "that coal operators and mine workers in many districts have been quite ready to come to an understanding in very short order, but the policy of the national organization is hostile to any district or state arrangement. This apparently is one of the new issues involved and is one which must be definitely settled. I do not know of any way of settling it under the legal authorities which are now possessed by either state or federal government."

"Manifestly, the national officials, if they would instantly put an end to such a practice, the mine workers unhesitatingly assumed national dictation. It is the big issue involved in the present dispute. Frankly, I think it must be dealt with if we are to have any security and any assurance of a supply of fuel."

The governor's reply said in part: "There being no dispute over wages or working conditions it seems a pity that the public must be made to suffer without any justification whatever."

"You will pardon me for taking the position that the national government has the power and authority to protect our citizens from the embarrassing situation that follows. I do not see how we can concede that such power does not exist. I am writing frankly because the people are becoming impatient of further delay in the adoption of measures that will spell an early end of the matter."

Countess Found Dead.
LONDON, July 28.—The Countess of Essex, widow of the seventh Earl of Essex, and daughter of the late Beach Grant of New York, was found dead in her bath at her London residence this morning. Her marriage took place in 1893.

Principals in Great Lightweight Battle Last Night



Left: A bit of diversion during his serious training at Delancey, N. J., for his bout with Benny Leonard. Lew Tendler, the lightweight prize of Philadelphia, gives "Scoundrel" his cheerful trainer, a ride in the wheelbarrow. "Great for the wrist" says Lew, and anyone who ever pushed a wheelbarrow will agree. Right: He took no chances with his features—witness this safety first headgear which he wore when snapped at his training quarters.

STILL CHARGE EXPLAINED BY LOCAL LAWYER

Don Newbury, in Public Statement, Explodes Campaign Story That Sheriff Terrill Rented Still for Purpose of Making Moonshine.

To the Editor: I have more than a passing interest in the vicious rumor that has been maliciously circulated throughout Jackson county for some time past that Sheriff Charlie Terrill has rented a still to private parties and a fraternal order for the purpose of distilling moonshine. I have first hand information as to the basis of this vile charge.

Some time during last February, I, together with Olen Arnsperger and C. C. Lemmon, was placed on the dance committee of the local Elks lodge. This committee conceived the idea of giving a hard times dance, and to carry out that scheme, decided to obtain a still somewhere and place it in the ball room of the lodge, and run sweet cider through it for the crowd to drink and for their information as to the character of a still, and for what amusement they might get out of the general idea.

It was suggested at our committee meeting that we could probably obtain a still, for a day or so, from the sheriff, and in pursuance of that idea, I went over to Jacksonville the day before the dance, and inside the county jail where the stills were ordinarily kept, and, in the presence of Bert Moses, B. F. Sandifer, and one or two other parties whose names I do not recall, informed the sheriff of the scheme. Those present took a decided interest in the matter, and each one of them lent his assistance and suggestions in picking out the most suitable still. I brought out the most suitable still, I brought it in still over to Medford, placed it in the ball room of the lodge, and ran the cider through it during the dance, before some one hundred local Elks and their ladies. If there is any doubt in the minds of innocent persons who have been misled by this rumor that moonshine was distilled in the Elks lodge that night, I refer them to any person who was present at the dance.

The morning after the dance, I returned the still to the sheriff at the county jail at Jacksonville, in precisely the same condition in which I had obtained it from him.

The two parties above named, as present in the county jail at the time the scheme was explained to the sheriff, and who are ardent supporters of the present recall movement, have, if not wilfully assisted in the circulation of this rumor, at least made no effort so far as I am able to learn to explain the circumstances to their cohorts, in accordance with their knowledge of the affair. In my estimation this is a most characteristic example of the more ardent supporters of the recall against the sheriff, to poison the minds of the unsuspecting public against this official, and the rumor circulated in connection with it is as worthy of belief by the voters of Jackson county, as any other rumor circulated about the sheriff that has come to my attention. Yours very truly,
DON R. NEWBURY.
Medford, July 28, 1922.



BENNY LEONARD

BASEBALL SCORES

American		
At Chicago—	R. H. E.	
Boston	3 12 1	
Chicago	4 10 0	
Batteries: Ferguson, Russell and Ruel; Faber and Schalk.		
At Cleveland—	R. H. E.	
Philadelphia	12 13 1	
Cleveland	3 9 3	
Batteries: Harris and Perkins; Morten, Lindsey and O'Neil, Sewell.		
At Detroit—	R. H. E.	
Washington	3 10 2	
Detroit	6 13 1	
Batteries: Francis and Picinich; Oldham, Daus and Woodall.		
National		
At Brooklyn—	R. H. E.	
Pittsburg	2 9 1	
Brooklyn	3 8 2	
Batteries: Adams, Winters and Goech; Vance and Deberry.		
At Boston—	R. H. E.	
Chicago	9 12 0	
Boston	0 5 0	
Batteries: Jones and O'Farrell; Oeschger, Branton and O'Neil.		
At Philadelphia—	R. H. E.	
Cincinnati	11 17 2	
Philadelphia	7 13 0	
Batteries: Donahue and Hargrave; Singleton, Hubbell and Peters.		

POLLING PLACES.

The polling places in Medford and vicinity on election day tomorrow, open from eight a. m., to eight p. m., are as follows:
Medford, North Main, Smith's Hall, 128 N. Grape St.
Medford, South Main, C. B. Watkins, 127 West Main.
North Central, City Hall.
South Central, Paul's Electric Shop.
North Riverside, High School.
Oakdale, Oakdale Grocery.
Newtown, Washington School.
East Medford, P. & E. Station.
Southeast Medford, Lincoln School.
Southwest Medford, 304 Hamilton Street.
West Medford, 632 Palm Street.
Northwest Medford, Jackson School.
Roxy Anne, Bradshaw House.
Orchard Home, D. W. Luke's residence.

Praying in Public No Cause for Firing A Man in Portland

PORTLAND, Ore., July 28.—Praying in public is not an offense against the civil service and therefore George Winters, veteran employee of the city park bureau is to get his job back. This is the ruling of the civil service commission which found that Winters had been improperly dismissed.

Winters was discharged several weeks ago because he persisted in praying loudly as a prelude to opening his lunch pail, a rite which had proved objectionable to his foreman and associates.

DEFINITE PLAN TO END STRIKE IS ANNOUNCED

**Railroad Heads and Union
Chiefs to Meet in Chicago
First of Next Week—Three
Definite Alternatives Formulated By Administration.**

WASHINGTON, July 28.—(By the Associated Press)—Definite announcement that President Harding has evolved proposals for ending the rail strike to be laid before meeting of union and executive representatives next week was made today by J. A. Franklin, president of the boilermaker's union, after he, with B. M. Jewell, general leader of the strikers, had concluded a final conference with the president.

LAWTON, Okla., July 28.—(By Associated Press).—Convicted at a secret trial on the widely heralded "bathing suit" charge and allegations of perjury and high-handed disciplining of members of his flock, the Rev. Thomas J. Irwin, former pastor of the Lawton Presbyterian church was unfrocked as a minister of the Presbyterian church in the United States early today by the judicial commission of the El Reno Presbytery. W. A. Roach was moderator of the trial board. The expulsion of the Rev. Irwin from the ministry came as a climax to episodes growing out of a bitter controversy from the Lawton church.

The convicted minister gave notice of an appeal to the synod of Oklahoma, the next highest body in the church which is scheduled to meet in October. Irwin was found guilty of conduct unbefitting a minister in performing a marriage ceremony last summer at Medicine Park, a resort near here, in which the principals, including the minister, wore bathing suits. It was alleged the wedding was conducted in a spirit of revelry, bringing disrepute on the church. Rev. Irwin was convicted of having sworn to a false affidavit to obtain a district court injunction restraining interference with his conduct of affairs of the Lawton church. The third count on which his jurors voted guilty was that he disciplined members of his congregation without due process as provided by church regulations.

Mr. Irwin was found in the country on two occasions suffering from attacks made by alleged abductors. After an investigation of one of the alleged abductions, the county attorney announced that information gathered tended toward the theory that the minister "framed" the kidnapping.

YANCOUVER, B. C., July 28.—Alexa Paulsen and Allen Robinson were hanged at Okalla prison today for the murder of W. F. Salisbury, prominent Vancouver merchant.

GIANTS MAKE IT FOUR STRAIGHT FROM ST. LOUIS

NEW YORK, July 28.—Flushed with three straight victories over the St. Louis Cardinals, the New York Yankees were hopeful of scoring a double victory over Riskey's men here today. The Giants have scored 31 runs on fifty hits in the last two days and feel they have St. Louis on the run. McGraw used Bill Ryan, the Holy Cross collegian in the first game of today's doubleheader, while St. Louis again used Bill Doak, who was defeated in the first game of the present series.

Rather discouraged with the showing of his team here, Branch Riskey shook up his entire lineup. Stock, the home run hero of yesterday, was moved up to second place in the batting order while McIlenny was put back in left field after a month's illness. Johnny Lavan also was benched and Toporcer went in at short.

St. Louis started off in the first inning with two runs. Flack walked, took second on Stock's infield out and scored on J. Smith's triple to deep right. Hornsby brought J. Smith home with a sacrifice fly.

First game. R. H. E.
St. Louis 4 7 2
New York 8 13 1
Batteries: Doak, Stuart and Clements; Ryan and Smith.

Weather Year Ago
Maximum 94
Minimum 52

NO. 109

VICTIM OF HANGING IS NOT FOUND

Arthur Burr, Colored Boot-black, Due to Arrive This Morning, Disappears—Investigation Started—Effort to Disband Local Klan Is Recited.

Arthur Burr, colored bootblack, victim of the first night riding outrage in Jackson county, and an important witness in the special grand jury investigation now underway, was listed among the "missing" up to noon today. Burr left Modesto, Calif., where he was located in time to reach this city this morning at 6:05 o'clock. The authorities were at the train to greet him, but Burr was not aboard. His present whereabouts are a matter of conjecture, and the federal authorities have hopes that he will show up eventually, otherwise his disappearance, and the circumstances surrounding it, will be a matter of investigation.

Out of deference to the religion of a member of the grand jury, who is of the Seventh Day Adventist faith, there will probably be no session of the grand jury tomorrow.

Conclude Next Week
It is now expected that the grand jury will conclude its work early next week.

The case under investigation today is that of Henry Johnson of Jacksonville, who was "strung up" Sunday night of April 9th, and who openly boasts that he knows members of the "party." Paul York, 17, who went on the auto ride with Alex Norris and his son-in-law in an automobile after machinery, and were halted on the lonely road, running from the Voorhies crossing, after the truck had stalled, was scheduled to testify. York was given a lecture on the company he kept. Johnson, however, fared worse, had his ribs "flecked with a six-shooter," and, from sources outside the grand jury room and officials it is learned he will tell who thinks it was that performed this function.

Alex Norris, well known resident of Jacksonville, A. E. Fleming, also of the same city, and one time mentioned as a recall candidate for sheriff, Bert Moses, courthouse janitor, and formerly county jailer, Tom Goodie, son-in-law of Norris, both of whom were ordered to drive further up the road, when halted by the band, and Mrs. Herbert K. Hanna, have been or will be called as witnesses from the county seat. Perry E. Wynkoop, local realty dealer, Jack A. Hemstreet, former Medford policeman, and Dr. Mc. M. Dow are also awaiting call, or have been called.

Testimony, it is said, will be introduced to show how the idea of the Johnson affair started at a woman's meeting, how one of the men present took notes on the talk regarding "chicken stealing" in the county seat, how one reputed Klansman spoke of "the necessity" of some action and how another member boasted that he "had been responsible" for the outrage, though not among those present.

These purported facts have been matters of common knowledge for weeks, and discussed on every street corner, over and over.

Edison Marshall Testified
Edison Marshall, nationally famous as a writer of wilderness stories, was a witness Thursday. He said he was one of the first 26 to join a majority of whom have since withdrawn from the Ku Klux Klan, when its menace was revealed. Marshall said that most of those had joined under the impression it was a "patriotic" order, and at that time there was no talk of religious bigotry or mob violence. Marshall testified that he tried to have a resolution adopted, outside the order, to disband the Medford chapter, but was unsuccessful. Marshall also gave the well known details of the first organization of the Ku Klux Klan in this city.

In the Burr "hanging," which occurred in the Siskiyou, the details of which were not known until after the Hale incident, witnesses will appear to tell of the finding of a gasoline book at the scene of the outrage. It is said, and the efforts to secure its return after it had been turned over to the government authorities, Burr was "taken out" as he was leaving the county jail, after serving a 30 days' sentence for violation of the prohibition laws, accepting a proffered ride to Medford, but was taken

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