

The Weather
Prediction.....Probably rain
Maximum yesterday.....55.8
Minimum today.....35.8
Precipitation......09

Daily—Eighteenth Year.
Weekly—Fifty-Third Year.

MEDFORD MAIL TRIBUNE

MEDFORD, OREGON, TUESDAY, APRIL 3, 1923

Weather Year Ago
Maximum.....59.8
Minimum.....43.9
Precipitation.....11

NO. 10

VICAR DIES BEFORE RED FIRE SQUAD

Soviet Carries Out Death Sentence On Church Head—World Protest Ignored—Details Shrouded in Secrecy—Execution Occurred Last Saturday, Advices State.

MOSCOW, April 3.—(By the Associated Press)—Monsignor Constantine Butchkavitch, vicar general of the Roman Catholic church in Russia, condemned to death for wilfully opposing the soviet government has been executed by a firing squad.

The fate of the prelate, in doubt since last Thursday, when his appeal for clemency was denied, became known today when it was announced that the death sentence had been carried out last Saturday.

Up to late last night there were rumors that an exchange might be arranged. Responsible officials, however, asserted that soviet justice must take its course regardless of protests and attacks abroad.

Details of the prelate's execution probably never will be revealed. Judging from what has happened in previous cases, it is probable that after the executive committee had refused to relieve him he was removed from the prison in which his colleagues were confined to the prison for the condemned and that there, after the death sentence had been read, he was executed.

This is the general procedure in the swift carrying out of the death penalty in Russia.

Constantine Butchkavitch, vicar general of the Roman Catholic church in Russia was sentenced to death on March 26 after he and sixteen other prelates, including Archbishop Zepiaki, had been found guilty of opposing the soviet government. The Russian central executive committee, meeting last Thursday night to consider appeals made in behalf of the ecclesiastics denied clemency in the case of Monsignor Butchkavitch, asserting he had "used his position as a priest to carry on a direct and active state treason."

The committee at the same time commuted to ten years imprisonment the death sentence imposed on the archbishop.

News that Monsignor Butchkavitch would have to pay the extreme penalty created a stir in many lands.

Soviet officials since last Friday had professed ignorance as to the final outcome of the case and last Saturday afternoon Commissioner of Justice Kurksi told correspondents that the death sentence had not yet been carried out.

The trial of the prelates began on March 21. They were charged specifically as follows:
First, with opposing the decree separating the church and state;
second, with opposing sequestration of church treasures; and third, with engaging in a campaign of agitation among the Catholic clergy and parishioners in the hope that the churches might be closed, thus inconveniencing the soviet government before the vatican and impairing the terms of the Riga treaty with Poland.

Foreign Minister Tchitcherine informed Poland yesterday that Premier Sikorski's recent pronouncement in regard to the sentences imposed on Archbishop Zepiaki and Vicar General Butchkavitch "is undoubtedly an unfriendly act and manifests an aggressive policy towards Russia."

Appeals from the outside world, which had poured in upon the soviet authorities had no effect in staying the hand of their executioners. Competent opinion, indeed, is that even the breaking of diplomatic relations by outside governments of a threat of war would not have moved the Moscow officials from their course.

Their last word in the case had been spoken, it appears, when they commuted to ten years' imprisonment the death sentence upon Archbishop Zepiaki, convicted at the same time as Vicar General Butchkavitch.

Monsignor Butchkavitch was the father superior of the church of St.

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GILBERT GETS BACK HIS STATE JOB ON VOTE OF HOFF AND GOV. PIERCE

SALEM, Ore., April 3.—On motion of State Treasurer Hoff, the staff board of control this morning voted to remove Mr. and Mrs. W. L. Kuzer, superintendent and matron respectively, of the state training school for boys and elected L. M. Gilbert, of Salem, former superintendent of the

Deny Actress Right To Clear Name In Perfect Lover Case

NEW YORK, April 3.—Stella Adler, youthful actress known on the stage as Stella Larrimore, today was denied a jury trial to determine the truth of allegations made against her as co-respondent in the divorce suit of Geraldine Farrar against her actor husband, Lou Tellegen.

Miss Adler, alleged heroine of park bench and hallway spooning episodes with Farrar's one time "perfect lover," asked Supreme Court Justice O'Malley yesterday to order a jury trial to give her an opportunity to clear her name.

The court held that as co-respondent she was "not a party to the action in the strict sense of the word, but a qualified party who must come into the action as she finds it, without a retrial of issues already determined."

WORLD COURT MAIN TOPIC OF HARDING'S TOUR

President to Visit West—May Be Campaign Issue—L. of N. Not Considered—Chief Executive Goes to Ball Game and Golfs at Augusta.

AUGUSTA, Ga., April 3.—American membership in the international court of justice probably will be used by President Harding as a subject of one or more speeches to be made on his proposed western tour, it was said here today by several members of the president's vacation party.

Mr. Harding, shortly before the adjournment of congress last month, recommended to the senate that the United States accept conditional membership in the international court. Last night he talked for some time with Dr. Nicholas Murray Butler, president of Columbia university on the subject.

Dr. Butler recommended the proposal of membership in the international court as an issue which the republican party could safely carry before the country. Arguments that such membership would involve the United States in the League of Nations are illogical, he said.

The conference with Dr. Butler was the first the president had since his arrival here early on Sunday for a week's stay. Charles D. Hilles, republican national committeeman for New York, who had been expected to confer with Mr. Harding, left yesterday. It is considered unlikely that any further conferences of importance will be held during the week.

The president planned to get in some more golf today over the Augusta country club course and also had an invitation to visit an exhibition baseball game between the Detroit Americans and the Toronto International league club.

NEW YORK, April 3.—Lord Robert Cecil, English statesman and protagonist of the League of Nations, in his first formal address in America, told 2000 persons at a dinner of the foreign policy association here last night that America could not afford to stay out of the league.

The league has already done meritorious work and will continue to do so he said.

America should ask herself, he said, if she can afford to stand aloof from the scheme that promises more than any other to prevent the outbreak of war.

NEW YORK, April 3.—Woodrow Wilson listened to the address of Lord Robert Cecil on the League of Nations here last night by radio at his home in Washington. When it was announced that the former president was hearing the address, the diners at the hotel Astor rose to their feet and cheered. Mrs. Wilson, who was present, smiled happily as she joined in the tribute to her husband.

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Doubt Capture Of Clara Phillips; Believe Tale Was Only Clever Ruse



LOS ANGELES.—Spooking the authorities? Police now believe Mrs. Catherine Uribe, who claimed she had Clara Phillips, escaped "hammer murderess" captive in the underworld of Tia Juana, Mexico, was playing a daring game for the release of "Little Phil" Languin, held by Los Angeles authorities. Mrs. Uribe's avowed purpose in holding the Phillips woman was to exchange her for "Little Phil." There is good reason to believe Mrs. Phillips is still at large.

SIMMONS FIGHTS FOR LEGAL RIGHT 'INVISIBLE RULE'

ATLANTA, Ga., April 3.—An injunction which temporarily places William Joseph Simmons in complete authority over the Knights of the Ku Klux Klan and prevents the disbursement of any money except on his order, was signed late yesterday by Judge E. E. Thomas of Fulton, superior court, it was learned here today.

A hearing was set for next Saturday. Colonel Simmons' action was filed by his attorney, Ben H. Sullivan, against H. W. Evans, Imperial wizard; F. L. Savage, chief of staff, and H. C. Montgomery, H. K. Ramsey, Brown Harwood, Tom Akers, T. J. McKinnon and N. M. Furney, members of the wizard's staff. It alleges that Colonel Simmons, as the emperor of the klan, is its highest authority and actual executive head and charges Imperial Wizard Evans and his staff with interference with the emperor in the operation of the order.

C. CHAPLIN FILM GETS DELETED

MASON CITY, Iowa, April 3.—That part of Chaplin's latest screen play, "The Pilgrim," in which the comedian, playing the role of a preacher, makes sport of saying grace at the table, is missing today from the production at the Palace theater here.

After a visit by a delegation from the Protestant Ministers association and later by a man who said he was a representative of the Ku Klux Klan, Manager Ralph Ravenscroft deleted almost one-fourth of the film.

WIND AND HAIL HIT KANSAS

HUTCHISON, Kan., April 3.—Heavy wind and hail storms struck southwestern and central Kansas late yesterday. A tornado struck Patridge late yesterday injuring two persons and causing damage estimated at \$50,000. Three business buildings were destroyed and the roofs of several other stores and residences were carried away.

Jag Cruiser Sails

VLADIVOSTOK, April 3.—(By Associated Press)—The Japanese cruiser Nishin Nishin, which the soviet authorities here threatened last week to blow up because of her captain's alleged transmission of wireless messages for Japanese merchants, has sailed for Japan.

KLAN ISSUE IN 2 CITY ELECTIONS BIGOTRY TO FORE

Religion Injected Into Chicago Mayorality Race—East St. Louis Vote Rests On Chief of Police Being Protestant—Texas Citizen Flogged.

CHICAGO, April 3.—The city's voters today must select their mayor for the next four years after a campaign marked by a lack of mudslinging from the candidates, Arthur C. Lueder, republican standard bearer, and former postmaster, Judge William E. Dever, democratic nominee, and William A. Cunneen, socialist candidate.

The last day's campaign brought out the religious issue, the democrats connecting the Ku Klux with the republican campaign and some of Mr. Lueder's supporters it was charged, stressing the fact that Judge Dever is a member of the Roman Catholic church.

The late Congressman James R. Mann's seat in the second Illinois district also was filled today. The two major party candidates were Morton D. Hull, republican, former state senator, and Barrett O'Hara, democrat, former lieutenant governor.

ST LOUIS, Ill., April 3.—(By the Associated Press)—With the Ku Klux Klan as an issue, voters went to the polls here today to elect a mayor and four commissioners.

The St. Louis Post Dispatch has stated in news articles that those candidates having the endorsement of the klan have pledged that if elected the chief of police will be a protestant, all the city appointments will go to klanmen if possible and a klan committee will approve appointments before they are made.

TAYLOR, Texas, April 3.—R. W. Burleson, Wein, Texas, was in a hospital here today recovering from a flogging received Sunday. His head was gashed and his shoulders were mutilated.

Representatives of the Ku Klux Klan here denied any connection with the whipping.

CHICAGO, April 3.—Reports were made of minor disturbances at the polls here.

Complaints of three sluggings and two kidnappings were received by the state's attorney, but no serious violence was reported.

Another complaint told of a charge by a republican of ballot box stuffing before the polls opened at 6 a. m.

Colorado Kills Boxing

DENVER, April 3.—The Colorado senate yesterday killed by a vote of 17 to 13 a bill proposing to legalize boxing in the state.

Kansas Outlaw Dead

COFFEYVILLE, Kas., April 3.—Albert Conner, noted Kansas and Oklahoma outlaw, died in the city jail here today from bullet wounds received in an attempted robbery here March 24.

HEARST'S SON RUNS AWAY AND WEDDED TO IDAHO GIRL

BERKELEY, Cal., April 3.—George Hearst, young son of William Randolph Hearst, the publisher, and his bride were on their honeymoon here today as a sequel to their elopement and marriage yesterday afternoon. Meanwhile, relatives and friends were recovering from their surprise.

Hearst and his wife, who was Miss Blanche Wilbur, were married yesterday afternoon by Father E. S. Olsen, pastor of St. Catherine's Catholic church at Martinez. At the Martinez city hall, where the license was obtained, Mr. Hearst gave his age as 21 and Miss Wilbur her's as 19. Both were students at the University of California. He was a sophomore, and she a junior.

Mrs. Hearst's parents are Mr. and Mrs. O. K. Wilbur of Idaho Falls, Idaho, where Mr. Wilbur is a merchant.

Mrs. Wilbur, her daughter and Mr. Hearst were playing whist at the Wilbur home yesterday afternoon when Mr. Hearst and Miss Wilbur decided to go for a ride. The ride in Mr. Hearst's car ended in the wedding. Later in the day they returned and broke the news to the bride's mother.

Mrs. Wilbur said she was very much surprised, but that her family did not object.

MYSTERY CLOUDS WOMAN'S DEATH

YAKIMA, Wash., April 3.—Yakima officials are still holding the four persons taken in custody following the shooting of Mrs. Carrie Medison early Monday morning incommunicado, but say that important developments are expected in the near future. So far all those held insist that they know nothing of the affair until they were summoned by a man living in an adjoining house to aid the woman, who had fallen in the alley. It is known that officers are looking for two others who are believed to have been in the house earlier in the night. A coroner's jury last night decided the case was one of murder.

TRIO HELD FOR CIGARETTE THEFT

ABERDEEN, Wash., April 3.—Theft of 200,000 cigarettes from the Tacoma grocery company here in three successive burglaries is believed solved today with arrest of Ray Olsen and Walter Pohlman, the alleged robbers and W. N. Mack, cigar dealer, charged with buying and selling the stolen cigarettes, according to the police. The three are held in \$1500 bail.

Present Boom in Business Indicates Prosperity's Return

WASHINGTON, April 3.—The country's present business boom is on a sound foundation, Secretary Hoover said today and there is good reason to expect a long continuance of prosperity.

"The business condition is marked just now by the fact that the goods are not accumulating," the secretary said.

"Although production is at a high point, consumption is equally high. Goods are moving continuously through the channels of distribution and are not piling up in a way that might indicate a check to business activity would be possible.

"Likewise, prices are not showing the runaway tendencies that we witnessed during war time and immediately after. Although economic forecasting is always hazardous, I can see nothing on the business horizon which indicates that business reverses are due."

WALLA WALLA WINS FIRST GAME HOOP TOURNEY

Defeat Gloversville, N. Y., 36-29—Outweigh Eastern Five—Losers Make Fast Spurt in Middle of Second Half.

CHICAGO, April 3.—(By the Associated Press)—Walla Walla high school, champions of the state of Washington won the initial game, 36 to 29, from Gloversville, N. Y. Adrenaline champions, of the national invitation interscholastic basketball tournament at the University of Chicago today.

The defeat for Gloversville means the elimination from the tourney of the New Yorkers who traveled nearly 1000 miles to compete. The tournament brought together forty of the best high school basketball teams from 31 states, including 29 state champion teams, nearly 400 players, coaches, instructors and officials of the schools represented. The contests are being held at the University gymnasium.

Walla Walla's heavier team—every man on the Gloversville five, except the center, was outweighed—and fast work ran up a score of 18 to 10 in the first half. In the middle of the second half Gloversville spurred in remarkable fashion and took the lead, 27 to 26, largely through the work of "Red" Armstrong, forward, and Captain Peris, right guard, the latter hurling seven baskets in the final half, four of them in quick succession. Gloversville formations went into the lead and won.

Walla Walla's stars were Chaney and Truant, the forwards, Chaney making eight baskets from the floor while Truant caged four.

For Gloversville, Captain Peris made seven goals from the field, while Armstrong scored three from the field and three on free throws.

Nanticoke, Pennsylvania champions, beat Miles City, the Montana titleholders, 32 to 22 in the second clash of the tournament.

Win \$900,000 Suit

HOUSTON, Texas, April 3.—A finding in favor of the defendant in the suit for accounting by the Old Colony Trust company of Boston against the Sugarland Industries is recommended in the report by the master in chancery filed today in the federal court here. The suit involved about \$900,000.

JOHN D.'S MILLIONS NOW USED TO GET INSIDE DOPE ON "SPOONING"

NEW YORK, April 3.—College women throughout the country have been asked by the bureau of physical hygiene, incorporated, founded by J. D. Rockefeller, Jr., to answer unusually frank questionnaires concerning love, it was learned today.

Questions put to unmarried women included:

ASK JAIL TERM FOR 'RED' BOSS

American Institutions Demand Conviction of W. Z. Foster—Church Founder Talks for Defense—American Legion Issue—Case May Go to the Jury Tonight.

ST. JOSEPH, Mich., April 3.—Defense of American institutions demands the conviction of William Z. Foster of Chicago charged with violating the Michigan law against criminal syndicalism, the state argued today in the closing arguments at Foster's trial.

Foster was arrested as a result of attending a secret convention of the communist party of America held last August. He is the first of 33 arrested to face trial.

Charles Gore, state's attorney for Berrien county, made a plea for conviction, which carries a sentence of ten years in prison or \$5000 fine or both, at the discretion of the court. Mr. Gore was followed by Humphrey Gray, Benton Harbor banker, philanthropist and church founder, representing the defense.

The closing arguments were to be made this afternoon by O. L. Smith, assistant attorney general of Michigan and Frank P. Walsh of New York and Washington, chief counsel for Foster. Judge Charles White may deliver his instructions and give the case to the jury tonight.

The state announced today that as soon as the verdict is returned it will ask that the trial of Charles E. Ruthenberg of Cleveland be set for Monday. Mr. Gray charged the prosecution with trying to prejudice the jury when, during the trial, it asked Ruthenberg who appeared as a witness for Foster, whether he believed in the American Legion. The question, he said, had no purpose in the trial except to create an unfair bias in the jurors' minds.

Frank P. Walsh told the jury the case was based entirely upon the interpretation placed upon words and not on an overt act.

Judge White announced that he would adjourn court this afternoon at the conclusion of the arguments and postpone charging the jury until tomorrow.

KILAUEA SPITS FORTH FIRE

HILO, T. H., April 3.—(By Associated Press)—Kilauea volcano is more active than it has been for years. The glow in the sky is visible for miles. With ten acres of fire less than 300 feet from the rim, ten fountains are spouting an amount of lava estimated at 3,000,000 cubic yards weekly.

The Noted Dead

VLADIVOSTOK, April 3.—(By Associated Press)—Frederick S. Pray, United States vice consul here, died today from blood poisoning. He had been a resident of Vladivostok for 27 years.

WALLA WALLA, Wash., April 3.—C. L. Whitney, one of the best known pioneer farmers and horticulturists of the Walla Walla valley, died this morning at his large suburban home here. He was the first district horticulturist here and a few years ago was chairman of the republican county central committee. He has long been prominent in lodge, club, business and political circles in this section.

JOHN D.'S MILLIONS NOW USED TO GET INSIDE DOPE ON "SPOONING"

"What things are most stimulating to you?"
Married women and widows were asked these questions:
"Has your married life been a happy one? If not, why not?"
"Were you strongly attracted toward young men?"
"If so how would you describe this attraction?"
"Did you indulge with one or more young men in the intimacies usually embraced in the term spooning?"
"If so, how far did you go in spooning?"
The purpose of the questions is to aid in solving vexed questions of education and hygiene.