

The Weather	
Prediction	Fair
Maximum yesterday	48
Minimum today	39
Precipitation	.04

MEDFORD MAIL TRIBUNE

Weather Year Ago	
Maximum	34
Minimum	28

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

MEDFORD, OREGON, FRIDAY, NOVEMBER 30, 1923

NO. 215

BORDEN SUSTAINED BY GOV'R PIERCE

O. C. BOGGS IS RETIRED BY PIERCE

Oregon Governor Terminates Appointment Special Prosecutor and Puts Full Power of All Law Enforcement in Hands of District Attorney Newton W. Borden.

SALEM, Ore., Nov. 30.—(Special to Mail Tribune)—Governor Pierce declared today that he has sent letters to O. C. Boggs, special prosecutor for Jackson county and District Attorney Newton W. Borden, terminating the appointment of the former and informing the latter that the enforcement of all laws will be in his hands exclusively as long as the laws are vigorously enforced.

The letters in full follow:
"Mr. O. C. Boggs,
"Medford, Oregon.
"My dear sir:
"Section 224-45 Oregon Laws reads in part as follows:

"And whenever any prosecuting officer shall be unable, or refuse to enforce the provisions of this act, in his county, or where from any reason whatever, the provisions of this act shall not be enforced in any county, the governor as the executive officer of the state shall appoint as many prosecutors as he may deem necessary, who shall be removable at his pleasure."
"I appointed you as special prosecutor for liquor cases in Jackson county during the term of office of another district attorney. Since that time, it has become my duty to appoint a new prosecuting officer in Jackson, I appointed Newton W. Borden whom I have every reason to believe, will effectively enforce all laws, including the prohibition statutes. Since there is no evidence in this office that Mr. Borden will do otherwise than effectively enforce the law and since I have no evidence that he "shall be unable, or shall neglect or refuse, to enforce the provisions of this act, (the prohibition act) in his county," it is obvious that the conditions which necessitated the appointment of a special prosecutor have ceased to exist.

"With a district attorney prepared to fully enforce the law and with no evidence of conditions that would call for the services of a special prosecutor, I have no right, nor reason, to ask the people of Jackson county to pay the additional expense of a special prosecutor. I have, therefore, this day terminated your appointment as special prosecutor for Jackson county.

"I have been asked to request the appointment of an assistant to the attorney-general for Jackson as well as other counties.
"The attorney general of the state advises me that I am at liberty to ask for an assistant to the attorney general at any time, but add that I believe, however, that it is inadvisable for the governor to exercise such power except in extreme cases. Certainly, there is no 'extreme case' in Jackson county. In fact, there is no evidence whatsoever that the present prosecutor is not or will not fully enforce the law. Under the circumstances, just as in the case of the special prosecutor, I have no moral right at least and certainly no reason to saddle an extra expense on Jackson county taxpayers when there is every evidence that the law is now being and will be effectively enforced.

"Thanking you for your aid as special prosecutor and for your stand in behalf of law enforcement, I am,
"Very truly yours,
"WALTER M. PIERCE,
"Governor."

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Teddy Roosevelt, Jr., Flays Ku Klux As An Un-American Order

NEW YORK, Nov. 30.—The support of the Ku Klux Klan in his candidacy for governor of New York was spurned in a letter from Theodore Roosevelt to the National Association for the Advancement of Colored People made public today. The association had asked Mr. Roosevelt if the recent report that the Klan had endorsed him was true.
"I have not heard one thing about the Klan endorsing me," Mr. Roosevelt said. "I cannot conceive that it is so, because I came out flat footed against them in a public speech on Lincoln's birthday last year. The fundamental principle of Americanism in that men should be judged as men, and no distinction made on racial or religious lines."

DID SECRETARY INTERIOR FALL LINE OWN NEST?

Testimony By New Mexico Editor Impels Senate Committee to Call Former Secy. On Carpet—Broke Before Taking Position, Claim.

WASHINGTON, Nov. 30.—After Carl C. Magee, a New Mexican editor, had testified under questioning by Senator Walsh, democrat, Montana, regarding the personal financial status of Secretary Albert B. Fall of the interior department, the senate lands committee decided today to invite Mr. Fall to appear before it in its inquiry in the leasing of the Teapot Dome naval reserve to the Sinclair investment company.

Senator Walsh, who is editor of the New Mexico State Tribune at Albuquerque, N. M., the committee heard testimony by G. V. Clayton, former treasurer of Oregon county, in which Mr. Fall's ranch is located and which some of the improvements referred to had been made, to his personal knowledge several years before.

All Taxes Paid Up.
Clayton also questioned at length Senator Walsh, told the committee that Fall was on the "delinquent tax list in 1919 but had assured county officials that the \$8000 due would be paid promptly when errors in assessments were corrected."

Senator Walsh then submitted an affidavit from the present county treasurer saying that Fall had paid in June, 1922, all his delinquent taxes, running back as far as 1912.

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LOST GIRL IS FOUND VANCOUVER

Nellie Curtin, 23, Missing Seattle School Teacher, Is Found in Men's Clothing Unconscious in British Columbia City—Thrilling Story of Strange Case.

VANCOUVER, B. C., Nov. 30.—Seattle police and sisters of Miss Nellie Curtin, 23, Seattle school teacher, who was found here unconscious Wednesday night, disagreed today as to the manner in which she left her home last Sunday night. Meantime those interested were waiting for Miss Curtin to recover consciousness in the hospital to which she was taken, so she might settle the dispute.

The sisters, Misses A. and George Curtin of Seattle, who arrived here last night, asserted that the teacher did not leave her home of her own free will.
Sergeant W. E. Carr and Patrolman S. E. Jennings of the Seattle police force, who identified Miss Curtin here last night, declared that she left her home because of trouble with her sisters. In support of their theory, the policemen issued a detailed statement of what they said were the movements of the girl after she left home. They said she wore a hiking costume under her dress when she left home.

"Nothing will make me believe that Nell left home of her own free will," Miss A. Curtin, the older sister, told police. "I deny that there was any trouble between us. Some person has carried her off or compelled her to go with them."
Miss George made a similar declaration. The two sisters probably will be allowed to visit the sister today if she recovers consciousness.

No Evidence of Violence
Hospital authorities say the missing girl has not been subjected to any violence nor has she been given drugs of any kind, but was suffering from exhaustion and a nervous breakdown. Her condition was such last night that doctors decided it was inadvisable for her sisters to see her until today.

"She left to go to church and was dressed in a velvet dress, hat and coat," the older sister said of Miss Curtin's disappearance. "When found, I am told, she was wearing a hiking suit. This suit was in the basement of the home where we lived and it was quite easy for any person, wishing to give the impression that she left voluntarily, to get it and dress her in it."

"I have always acted as a sort of mother to Nell and George and we were very happy in Seattle. Nellie came there last August and secured a position on the staff of the Highland Park school. She was doing splendidly there and her work was favorably commented on by the principal. Some person has carried her off or compelled her to go with them. She never left home on her own accord."

A similar declaration was made by Miss George Curtin. Both sisters identified the clothing worn by the school teacher when found here.

Dissection in Home
Sergeant Carr stated that he had good reasons to believe that the teacher left home on account of dissection and decided to come to Vancouver where she is known to have friends.
In recounting how he and Patrolman Jennings traced the girl, Sergeant Carr said:
"I had information, following the disappearance of the girl, that there had been dissection among the sisters and on Monday went to the home of Mrs. Margaret McLean, where they lived in Seattle, to investigate."

While at the McLean house a Mr. R. F. Barnett, 545 North Eighteenth street, came to the house and said that he had read of the disappearance of the girl and believed that he had some information.
"Barnett said that he had been near Bothell, just outside of Seattle, Sunday night, when he picked up a 'boy' in hiking costume. The 'boy' gave the name of 'Clarence' and said he was going to Canada. The stranger was given a 'lift' and requested to be carried as far as Everett. Before reaching Everett Mr. Barnett discovered his passenger was a girl."

How Trail Was Followed
"I asked the sisters if Nellie had a hiking costume and, when they replied in the affirmative and it could not be found in the house, I knew we were on the right trail."
"We followed the road from Bothell. Near Everett we found two men driving a milk truck who remembered seeing a girl answering the description we gave, near that town Monday morning."

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60-Day Jail Sentence Will Make "Martyred" Official of New York City's Next Mayor?



COMPTROLLER CHARLES L. CRAIG

NEW YORK.—Sixty days behind the bars in Essex County jail will punish Comptroller Charles Craig of New York City for the offense of criticizing Federal Judge Mayer, but it will also make him mayor of the city of New York, his friends here believe.
Odds of 15 to 1 are being offered in Wall Street to this effect. Craig has refused to appeal the case, and declares himself ready to go to prison. Friends are active to prevent the carrying out of the sentence.

Craig's aide, Henry Smith, died of heart failure due to the shock of his chief's commitment.

A NEW GERMAN GOVERNMENT IS FORMED AT LAST

Dr. Marx and Ex-Chancellor Stresemann Finally Succeed in Forming 3-Party Coalition—Little Hope for Permanence Seen.

BERLIN, Nov. 30.—(By the Associated Press).—Official announcement of the formation of the new three-party coalition cabinet for Germany with Dr. Wilhelm Marx as chancellor and ex-Stresemann as foreign minister, was made this afternoon.

No great enthusiasm is displayed over the saving by a narrow margin of the country's parliamentary system through this solution of the cabinet crisis.
It is generally agreed that the crisis of the past eight days has shown that the Marx cabinet presents virtually the only possible combination before the resort to a dissolution of parliament.

The press comment indicates that no pronounced new note in German policy is expected to be struck by the new chancellor. "We cannot expect a policy of great ideas from him," says the Tagblatt, and the general feeling seems to be that he will need all his reputed faculties for conciliation and compromise to steer a successful middle course between the nationalists and the socialists.

In the reichstag, the new government has only 173 active supporters, but the socialists are reported to be willing to refrain from creating difficulties if the foreign policy of Dr. Stresemann—"the inevitable Stresemann," the Deutsche Zeitung calls him—is continued.
The new cabinet will be immediately faced with grave problems in connection with the food supply, currency and taxation and whether Dr. Marx will be able to carry on until the elections early in 1924 the near future is expected to show.

Song "Sweetest Story Ever Told," Causes Doctor to Suicide

SEATTLE, Nov. 30.—Emotion generated by an old melody, "the Sweetest Story Ever Told," caused Dr. Albert F. Mattice, an oculist of this city, to shoot himself dead yesterday at a Thanksgiving musicale in the home of a friend, Dr. F. B. Whiting, coroner Corson declared today. Dr. Mattice, who was an eye specialist with the A. E. F. in France, had been ill recently.
Dr. Whiting on a trombone and Mrs. Harriet France at a piano had just finished the melody. A shot rang out from an alcove of the music room. Dr. Mattice had found a pistol on a bench there. He died instantly from a bullet wound in his head.

D'AUTREMONTS NOW REPORTED IN MILWAUKEE

S. P. Bandit Suspects in Bangor, Maine, Released, But Active Search Being Conducted in Wisconsin Metropolis—Reported in Owen, Wisconsin.

BANGOR, Maine, Nov. 30.—Two men taken into custody at Enfield Wednesday on suspicion that they were two of the D'Autremont brothers wanted for a train robbery in Oregon October 11, were arraigned in the municipal court here today on a technical charge of vagrancy and discharged. While one of the men bore a marked resemblance to Hugh D'Autremont, the younger of the bandit trio, the officers were satisfied that he was not one of the men wanted.

MILWAUKEE, Nov. 30.—Search for the three D'Autremont brothers, sought as the men who held up a Southern Pacific train in Oregon October 11 and killed four men, switched to this city yesterday when the sheriff of Fond du Lac county telephoned that three men closely answering the descriptions of the brothers, left Owen, Wis., for Milwaukee.

Southern Pacific private detectives and government operatives arrived here last night to join the search. Captain Harry McCrory of the detective force here was confident that the brothers, if they came here, were still in Milwaukee, for he said railways and highways had been closely watched since the report of their suspected presence was received.

BANGOR, Maine, Nov. 30.—The younger of two men arrested at Enfield Wednesday bears a marked resemblance to Hugh D'Autremont, 19, who is sought in connection with the robbery of a Southern Pacific train at Siskiyou, Ore., on October 11, in which four men were shot and killed. Sheriff Fernandez said last night.

The men were arrested because of their resemblance to Roy and Hugh D'Autremont, brothers. They will be further examined and given a hearing on a charge of vagrancy in the municipal court. They were described as woodmen.

Sheriff Fernandez said he was convinced the older of the two men being held is not one of the men wanted.

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TWO KILLED IN BEVERLY SPEED RACE

Harry Hartz Mows Down Two Men Before Race Starts, Shafer Crashes Into Pits Injuring Many—Bennett Hill Winner, Jimmy Murphy in Second Place.

LOS ANGELES, Nov. 30.—Harry Hartz, automobile race driver whose car yesterday struck and killed two men and injured a third at the speedway here appeared today at the sheriff's office and made a statement in which he reiterated that the practice lap he was making when the fatalities occurred was not an extraordinary proceeding and was made with the permission of Starter Fred Wagner. Hartz said he could not have been traveling more than 30 or 40 miles an hour.

The race driver added that his car "almost was at a stop when I passed the starting line," after completing the lap.

Starter Wagner last night issued a statement in which he attributed the fatalities to a misunderstanding, adding "I told Hartz to go around and then pull in behind the other cars. He did not do so."

An inquest will be held on the bodies of the victims, George S. Wade, Kansas City sportsman and Russell Hughes, a news photographer.

LOS ANGELES, Nov. 30.—Track and grandstands at Beverly Hills speedway were deserted today. The big bowl's racing career was ended, after a final Thanksgiving contest marred by accidents bringing death to two persons and injury to several others.

Harry Hartz, one of the sixteen drivers who yesterday awaited the starter's flag, was to appear at the sheriff's office today to make a detailed statement concerning the accident in which his car struck and killed George S. Wade, Kansas City sportsman, and Russell Hughes, news photographer, and seriously injured Jimmie Lee, mechanic of Indianapolis.

According to Hartz and Starter Fred Wagner, the fatalities, which occurred while the cars were being lined up for the race, were the result of a misunderstanding. Hartz said he made a tour of the track under instructions from Wagner and did not realize that he would not have a clear course ahead until almost upon the cars clustered at the starting line.

To avoid hitting them he swerved through the narrow lane still free of cars and apparently open to him but in his headlong course the car mowed down three men.

Photographer Is Killed
One was the photographer who had snapped his picture just a moment before, and another, Wade, owner of the car to be driven by Harlan Fongler, had just called out to the youthful driver: "Give it to 'em Harlan. Show 'em what it can do."

Hartz dropped out, heartbroken, but the others lined up again and the race started. The other mishaps occurred before Bennett Hill, driving 112.4 miles an hour, flashed over the

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BARRED FROM CHURCHES MISS FARRAR TO SING IN THE ATLANTA AUDITORIUM

ATLANTA, Ga., Nov. 30.—Geraldine Farrar will sing in Atlanta tonight in the city auditorium. With the doors of two church auditoriums closed against her, it appeared until late last night that the diva would be forced to make good her promise to "sing in the streets" in order not to disappoint an Atlanta audience. The city auditorium had been engaged by Tech high school for a minaret program but those in charge of the entertainment withdrew in favor of Miss Farrar and postponed the show to a later date.

Farrar appeared in Atlanta three years ago in "Zaza," her acting in that performance "made it impossible for a church to permit the use of its facilities for her appearance in concert," according to a formal statement issued by Dr. John W. Ham, pastor of the Baptist tabernacle, in which he announced she could not appear in his church's auditorium.

Dr. W. H. Laprade, Jr., presiding elder of the North Atlanta Methodist district was the first to start proceedings to bar Miss Farrar from a church appearance.

IRENE CASTLE IS MARRIED TO FREDERICK M'LAUGHLIN, WEALTHY CHICAGO CLUBMAN

CHICAGO, Nov. 30.—Irene Castle, the dancer and Frederick McLaughlin, wealthy Chicago coffee merchant, were married here Wednesday evening. It was learned today.

The marriage took place at the McLaughlin residence, 336 north Michigan avenue and was a very quiet ceremony. The newlyweds left Chicago last night for the west.

The news that the widow of Vernon Castle, war hero, who lost his life while an aviator instructor in Texas and later the wife of Captain Robert Tremain, from whom she was divorced in Paris, was confirmed at the offices of W. F. McLaughlin and company of which the bridegroom is secretary and treasurer.

Major McLaughlin is a son of the late W. F. McLaughlin, pioneer Chicago coffee merchant, and was a Harvard graduate of 1901. His elder brother, George D. McLaughlin, succeeded their father as head of the company.

The bridegroom in 1917 after the United States entered the World War, became a major of cavalry, officers reserve corps. He also has been married previously, his first wife having been Helen Kinneer Wylie, the daughter of William A. Wylie of Baltimore, from whom he was divorced in 1910. He is a polo enthusiast.

Death Toll of the Automobile

SAN FRANCISCO, Nov. 30.—Four persons were killed and thirteen others injured in Thanksgiving day automobile accidents due chiefly to slippery condition of bay district roads.

The dead:
Joe Hubbal, Santa Rosa; Frank Van Someren of Oakland; Mrs. G. F. Lawrence of Vallejo and Corrado Mantillo, of Arizona.