

The Weather	
Prediction	Rain
Maximum yesterday	35
Minimum today	29
Precipitation	.07

MEDFORD MAIL TRIBUNE

Weather Year Ago	
Maximum	44
Minimum	42

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

MEDFORD, OREGON, TUESDAY, JANUARY 8, 1924

NO. 246

MURDERERS MUST HANG SAYS COURT

State Supreme Court Rules That Evans and Hecker Must Pay Penalty for Crimes—2 California Oregon Cases Are Decided By Highest Tribunal.

SALEM, Ore., Jan. 8.—Abraham Evans and Russell Hecker, two convicted murderers now awaiting execution at the Oregon state penitentiary must hang unless Governor Pierce intervenes in their behalf. The supreme court this morning affirmed the findings of the Wasco county circuit court in the case of Evans, convicted of the murder of James Doran, September 10, 1921. In an oral opinion the court also denied a petition for a rehearing in the case of the state versus Hecker for the murder of Frank Bowker in Clackamas county.

Evans was sentenced to be hanged December 2, 1921, but appealed the case to the supreme court, stayed the execution. Evans for a time resisted appeal of the case, saying he wanted to die, and repeatedly attempted to commit suicide in his cell. When closely confined he invariably becomes violent, but outside his cell he has been a model prisoner and is considered one of the best laborers in the prison. He is unable to read or write.

Evans, Doran and William Ducharme left Bend, Ore., at eight o'clock Saturday morning, September 10, in an automobile, owned by Evans, on their way to McMinnville. Doran and Ducharme had been employed in a logging camp of the Brooks-Seaton Lumber company. They had planned to go by train to McMinnville, but had missed the train and Evans agreed to take them in his car. They arrived at The Dalles Saturday night where Doran and Ducharme stopped at a hotel. Evans told them that he had a friend who lived a short distance out of town who would be disappointed if he did not stop with him that night, and he persuaded Doran and Ducharme to accompany him. About three miles out of town, on a road that was little traveled, they left the automobile to go to the home of Evans' supposed friend, when suddenly Evans is alleged by Ducharme to have shot and killed Doran and shot Ducharme in the shoulder. Both charms escaped, sent word to Sheriff Levi Chrisman at The Dalles, and Evans was caught the next day at Madras.

Evans will be returned to Wasco county to be re-sentenced. For a time after his arrival at the state prison Evans was suspected of being insane and was at the state hospital for the insane for several weeks under observation. A board of physicians decided he was sane. Russell Hecker, whose appeal for rehearing was turned down today, killed Frank Bowker in June, 1922, and was sentenced to be hanged September 22, 1922, but appealed. In his case the lower court heard testimony two weeks ago. The petition for rehearing came in only yesterday.

Other Cases Decided.

Other opinions by the court today were: I. E. Kesterson, doing business under the firm name and style of I. E. Kesterson Lumber company, et al, appellants, vs California Oregon Power company; appeal from Klamath county; suit by Kesterson Lumber company and seven insurance companies to collect damages sustained as a result of fire due to the breaking of defendant's power line. Opinion by Justice McCourt. Judge A. L. Leavitt reversed and case remanded.

Zula Ebell, as administratrix of the estate of Gerald Ebell, vs Oregon-Washington Railroad and Navigation company; appeal from Union county; action for damages under federal employers liability act. Opinion by Justice Rand. Judge J. W. Knowles reversed and case remanded.

(Continued on Page Eight)

Wm. Jennings Bryan Has a Dark Horse For Demo. Nomination

MIAMI, Fla., Jan. 8.—William Jennings Bryan, who is a candidate for delegate from Florida to the democratic national convention today declared in a statement that if elected he would present the name of a citizen of Florida for the democratic nomination for president. The statement did not give the name of the citizen, but stated that it would be given to the public before the meeting of the national committee January 15.

LABOR'S POLICY IN GT. BRITAIN IS ANNOUNCED

Ramsay MacDonald Says New Labor Govt. Intends to Stamp Out War Embers and Recognize Russia—Capital Need Not Flee

LONDON, Jan. 8.—(By the Associated Press.)—"We are not going to take office in order to prepare for a general election but for the purpose of work," said Ramsay MacDonald, the labor party leader, at a labor demonstration at Albert hall tonight. "If capital flees from the country when we come into power it will be the panic mongers who will be responsible, not the labor party."

"There is not a capital city today but contains embers which a fresh blowing wind will scatter over the inflammable material in Europe and start a new war," he continued. "My party desires to enter office with a broad foot and a big heel to stamp upon every one of these embers. The pompous folly of standing aloof from the Russian government will be ended," he said.

LONDON, Jan. 8.—(By the Associated Press.)—Although King George's fifth parliament, assembling today, met in an atmosphere of eager political expectancy, the first session itself offered no sensational development for its only immediate business was the unopposed reelection of the Hon. J. Henry Whitley as speaker of the commons with the customary felicitations from the leaders of the three political parties.

The real political interest of the next few days lies outside the halls of parliament, in the meeting places of the various parties and in their consultations, at which the country's immediate political future will be shaped. These meetings will be private. Today's session of the national session of the executive committee of the labor party is to re-elect Ramsay MacDonald as leader and to appoint the party's officers. It is understood that the cabinet meets tomorrow for the final drafting of the king's speech from the throne at the formal opening of parliament next week.

GETS LIFE SENTENCE AND THIRTY LASHES

TORONTO, Ont., Jan. 8.—Norman (Red) Ryan, bank bandit, and escaped convict, who recently was captured with confederates in a street fight with Minneapolis police, was sentenced today by County Judge Coatesworth to imprisonment for life, with thirty lashes to be given at the rate of ten a month for three months.

HEART BROKEN SEATTLE MAN WRITES A NOTE TO CORONER THEN KILLS HIMSELF

TACOMA, Jan. 8.—"Mr. Coroner, dear sir: This is to certify that I, Calvert Richmond, came to my death by my own hand for reasons known to myself only. I am well in body and sound of mind, but sick at heart and soul. I will be better in the morning." The above was a note sent to Coroner F. J. Stewart by Calvert Richmond, 58, a painter, living at 4109 south J street, whose body was found at 8:30 p. m. Monday by a neighbor.

OIL WELLS SEIZED BY MEX. REBELS

Pan-American Co. Losing 40,000 Barrels of Oil a Day As Result of Rebel Capture—Heavy Fighting Reported—Conflicting Reports On Both Sides.

NEW YORK, Jan. 8.—Officers of the Pan-American Petroleum and Transport company today announced that the Mexican rebels had taken possession of its field at Tierra Blanca and Chapopote Nunez. Wells and pipe lines have been shut down and no oil is coming through from those fields. The statement said that the revolutionists' activities are causing the Pan-American company the loss of between 35,000 and 40,000 barrels of oil daily.

EL PASO, Texas, Jan. 8.—Leon, capital of the state of Guanajuato, has been the scene of fierce fighting between federal and rebel forces commanded by General Manuel Dieguez, according to passengers arriving in Juarez today from the south. Dieguez has a large number of men and is attacking the city with much fury. Federal leaders are making plans to cope with the activities of the rebels in the state of Guanajuato and forces have been ordered there from the Vera Cruz sector.

BROWNSVILLE, Texas, Jan. 8.—Four bandits robbed D. A. Tilley, paymaster of the Calles Pipeline company of \$500 pesos Saturday, according to reports received here today from Tampico.

Rebels Deny Report.

MEXICO CITY, Jan. 7.—(Via Laredo Junction.) Revolutionary forces under Colonel Ismael Rueda, which recently occupied Tuxpan, an important oil center in northern Vera Cruz, have evacuated the city, according to a statement given out at the headquarters of General Arnulfo Gomez, commander of the Mexico City garrison.

A wireless dispatch from Mexico City via Fort Worth also dated January 7, but apparently filed from the Mexican capital last night stated that rebel leaders denied published reports that they had evacuated Tuxpan. MEXICO CITY, Jan. 7.—(Via Laredo Junction.) (By the Associated Press.) The agrarian movement throughout the republic, for the purpose of supporting the central government, is manifest further through the action of the Durango convention in voting to petition the government for arms and equipment for the peasant battalions which are organizing throughout the state of Durango. The decision reached by the peasant convention which closed yesterday at San Luis Potosi, was to organize regular army battalions, state guard and regimental forces from among federal government adherents. The agrarians were divided into two classes, those able to abandon their homes to fight wherever the government decides and those able to leave their homes only when the enemy appears nearby. It is planned to incorporate the first class into the regular army at San Luis Potosi. The second class will form state guards and regional forces, the last named serving gratuitously. The arms and munitions expected to be purchased from the United States are intended for those agrarian soldiers. The government munition factory is working full capacity with plenty of raw material in stock.

Nina Wilcox Putnam Denies Attempt to Get Friend's Hubby

NEW YORK, Jan. 8.—Mrs. Nina Wilcox Putnam Sanderson, writer, who arrived last night from Florida, denied reports that she had tried to induce Mrs. Ellsworth Bassett of Madison, Conn., to divorce her husband so she could marry him after obtaining a divorce from Sanderson. Bassett, formerly Mrs. Sanderson's chauffeur, is now her business manager. Mrs. Sanderson said last night that she was too tired to discuss in detail reports that she had fallen in love with Bassett, who is now at Delray, Fla., looking after her orange grove.

WEST PALM BEACH, Fla., Jan. 8.—Daniel Bassett, business manager for Nina Wilcox Putnam Sanderson, denied today any interest in divorce proceedings of Mrs. Sanderson. "The story is absolutely false," Mr. Bassett said.

Nation Bankrupt, Declares Germany's Moses Seeking "Some Way Out" of Impasse



BERLIN—"The way out" of the wilderness for the German nation, declared bankrupt and on the brink of a more complete surrender, both industrial and political, than he has ever known by his predecessors, is being sought by the new chancellor of the German Republic, Wilhelm Marx. Marx's frank message to the world declared the German nation to be faced by a more alarming impasse than even her enemies supposed. The new chancellor will attempt to keep the Rhine and the Ruhr within the Reich, even if they do not remain Prussian, he said.

PRESIDENT TO OPPOSE GARNER TAX REDUCTION

WASHINGTON, Jan. 8.—President Coolidge regards the sur-tax provision of the Garner democratic tax program as disregarding the principle that the government should encourage investment of capital in business enterprises rather than in tax free securities. The chief executive told visitors today that although he had not made a detailed study or considered the advice of experts of the Garner program he thought the high sur-tax rates proposed would tend to continue the present objectionable practice on the part of capital to invest in tax exempt securities. In the president's opinion the Garner plan would tend also to place the payment of taxes in the hands of the few and it is the president's view that when a few pay the taxes they charge a round sum for it and therefore it is to the advantage of the many to pay their own taxes. Plans to keep tax revision ahead of bonus legislation have the president's support. He believes the enactment of the Mellon tax bill will not be postponed by congress.

SCHOOL BILL TO BE VOTED UPON IN WASHINGTON

OLYMPIA, Wash., Jan. 8.—A movement to amend the state laws to compel all children in the state of Washington between the ages of 8 and 16 to attend the public schools unless mentally or physically incapacitated, has been begun through a petition for an initiative measure filed with Secretary of State J. Grant Hinkle today. When this initiative measure has been given a ballot title, petitions will be circulated for signature. The proposed bill would amend the state statutes in such a manner as to render attendance at private or parochial schools unlawful, and parents of pupils not sent to the public schools would be liable to a fine of \$50 to \$200 and imprisonment of from two to thirty days. A labor clause is provided by which pupils fourteen years old or over might be excused from school by a superior court judge to go to work. It is proposed that the measure go into effect, if passed, in September, 1925.

ASTORIA'S SOFT DRINK LICENSES ARE RULED OUT

ASTORIA, Ore., Jan. 8.—Astoria's ordinance requiring soft drink resorts to take out city licenses was declared void by Judge J. U. Campbell of Oregon City, who ruled that the city is without power under its charter to require such licenses. ASTORIA, Ore., Jan. 8.—"Gold Tooth Louie" Osenberger pleaded not guilty in justice court today to a charge filed by George L. Cleaver, state prohibition director, charging him with maintaining a common nuisance. He was released on \$500 bond. This case, that of Martin Costello on a similar charge, and that of Ted Hamer on a charge of selling intoxicating liquors are all that remain of those brought by the state dry chief during his recent crusade here. The dates for the trial of these three cases have not been set.

M'CORMICK FLAYS BOK PEACE PLAN

WASHINGTON, Jan. 8.—The Bok peace plan and Elihu Root, chairman of the committee of award, were assailed today in the senate by Senator McCormick of Illinois, one of the republican irreconcilables. "I have arisen," Senator McCormick said, "not to consider the Bok plan in detail, but to point out first that those who acclaim its publication to the world are those who have been the most unqualified and immoderate supporters of American adherence to the covenant of the League of Nations." Senator Ashhurst, democrat, Arizona, declared there was no need to discuss the Bok plan, "because it will fall of its own weakness, its weak back, its weak knees, and its weak joints generally."

MANY ACCIDENTS ON PORTLAND STREETS

PORTLAND, Ore., Jan. 8.—Ice payments here last night were responsible for three accidents. Mrs. Sabrie Reed, 54, suffered a fractured skull when hit by an automobile; Mrs. J. E. Hubbard of Kelso, Wash., had an ankle broken when she attempted to board a street car; James J. Sheridan, said to be 103 years old, was hurt in a fall on an icy walk.

Bandit Posing As a Speed Cop Relieves L. A. Woman of Purse

LOS ANGELES, Jan. 8.—A man with a flashlight stopped Mrs. C. H. Hudson as she was motoring home early today. "I want to inspect your headlights," he explained politely. "where's your operator's license?" he asked a moment later. "In the car," Mrs. Hudson replied. "It's in my purse hidden under the floor rug. I was afraid I might meet a holdup man." "Well that's just what I am, lady," exclaimed the stranger. He took the purse which contained a wrist watch set in diamonds, and several rings.

FIRST STEP IN MAYFIELD CASE DECIDED UPON

Senate Committee Orders All Ballots Cast in Texas Senatorial Election Brought to Washington—Senator Mayfield's Defense Prepared.

WASHINGTON, Jan. 8.—Unanimous decision was reached today by the senate elections committee to have brought to Washington for formal counting all of the ballots cast in the Texas senatorial election on November 7, 1922, in which Senator Mayfield, democrat, was elected over George E. Peddy, who is contesting Mr. Mayfield's right to his seat. Chairman Spencer announced that the petition filed by Mr. Peddy has six main sub-divisions. It was announced that Senator Mayfield had prepared his answer to the petition and it would be filed in the immediate future.

WASHINGTON, Jan. 8.—The first action at this session of congress to aid the farmer was taken by the senate when it adopted the Ladd resolution regarding wheat speculators. The measure directs Secretary Wallace to publish findings of the grain futures administration as to position on the wheat market taken by the "well known professional speculators and the members of the large 'futures' commission houses of the Chicago board of trade." Meantime both senate and house agricultural committees heard representatives of farm organizations on the Norris-Sinclair bill for creation of a \$100,000,000 government corporation to purchase and sell farm supplies with a view to increasing and stabilizing prices. An export corporation to dispose of surplus crops was urged in the house by Representative Leavitt, republican, Montana, in discussing farm conditions.

STUDENTS INJURED IN BOB SLED COLLISION

THE DALLES, Ore., Jan. 8.—Rive local high school students and five other persons were injured last night when a bob sled being towed behind an automobile swerved into a passing car, throwing eighteen occupants under the wheels and runners. Most seriously injured are: Leland Fleck, three fractures of the left leg; Claude Ganger, two fractures of the left leg; Margaret West, incision in side ripped open; Laura Stiles, possible fracture of the pelvis and sprains; Meria Hodson, possible crushed chest; Ruth Kurtz, ligaments of left leg torn below knee.

19 JAILBIRDS NOW IN PARLIAMENT TO BE GIVEN BANQUET TOMORROW

LONDON, Jan. 8.—An odd celebration will take place in one of the dining rooms of the house of commons tomorrow night, according to the Daily Express, when a dinner is given in honor of the members of the new parliament who have served terms of imprisonment. These heroes number nineteen in all, sixteen of whom are expected to attend while several other men and women who, although not M.P.'s have "done time," have been invited to share the honors of the evening. A large proportion of the guests were incarcerated for such war time offenses as passive resistance to military or naval service. These include the Hon. Bertrand Russell, Arnold Lupton, three non-conformist ministers, and other more or less well known persons. There also are to be several women who suffered detentions during the fight of the "votes for women" movement, including Lady Rhonda and Mrs. Pethick Lawrence.

TROOPS ARE ORDERED IN BOOZE WAR

Three Companies Ordered to Herrin, Illinois, to Aid Peace Officers in War On Bootleggers—212 Persons Arrested—Sheriff Wires He Fears Open Outbreak.

SPRINGFIELD, Ill., Jan. 8.—(By the Associated Press.)—Troops were ordered to Marion, Ill., this afternoon, by Adjutant General C. E. Black. A bootleggers' war near Marion has become so threatening Sheriff George Galligan wired the adjutant general that the civil officers are unable to cope with it. The adjutant general said three companies would arrive at Marion tonight. They are the National Guard infantry outfits of Salem, Cairo and Mount Vernon.

HERRIN, Ill., Jan. 8.—Twenty men were in jail here today under federal charges of violating the dry law as the result of the third series of raids in Williamson county in less than three weeks, in which a total of 212 persons were arrested.

MARION, Ill., Jan. 8.—(By the Associated Press.)—Sheriff George Galligan this afternoon announced his object in calling for troops was merely precautionary. The sheriff is confined to bed with a severe case of tonsillitis. Deputy Sheriff John Layman, however, stated the request for troops appeared necessary as the actions of "the raiders has assumed the proportions of mob violence." Mr. Layman was referring to the recent raids in Williamson county in which 212 persons were arrested for alleged dry law violations. Another reason for calling the troops, it was said, was the appearance of two machine guns in justice court today when S. Glenn Young dry worker, went to trial on assault charge. Young, with a large assemblage of citizens who have been assisting in the dry raids, marched into court with the machine gun, "for self-protection," it was stated.

OREGON WEATHER MODERATING AS RAINS START IN

ROSEBURG, Ore., Jan. 8.—The weather in the Umpqua valley has moderated greatly and the warm rains of last night melted the snow in the mountains causing both the north and south Umpqua rivers to rise rapidly. The highest temperature yesterday was 46 and the lowest last night 39. More rains are predicted.

PORTLAND, Ore., Jan. 8.—Three inches of snow which fell after midnight halted an incipient silver thaw in this section of Oregon. The temperature was mild this morning and snow was melting.

SALEM, Ore., Jan. 8.—Warm sunshine and steadily rising temperature today following rain yesterday and last night has definitely routed the cold spell of the past week. The minimum temperature last night was 31, the highest minimum recorded in nine days. The accumulated snow is disappearing rapidly, turning the streets into rivers of slush.

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