

ASHLAND CHURCH IS SEIZED BY THE REGULAR FLOCK

The religious squabble that has burned since last October between factions of the Baptist faith in Ashland, flared anew Wednesday when members of the Ashland Baptist church, holding to the tenets of the established Baptist church, took possession of the church, which had been held by the First Baptist church, which clings to the "Aimee McPherson four-square gospel." Entrance to the church, except in public meetings, is denied all followers of the "four square gospel." The Rev. B. C. Miller, leader of this creed, is still in the parsonage, however.

According to Rev. Miller, no action will be taken by his flock to regain the house of worship.

The religious row has been in the courts since last December and arguments on a motion to strike and elucidate on certain paragraphs of the original complaint have been called for next Monday. What effect the latest action will have on the legal procedure is not known.

V. O. N. Smith, banker and leader of the established Baptists, in a statement said:

"The people supporting Rev. Miller have maintained throughout that it is wrong to go into court over this matter. They have held that it is contrary to the teachings of the Bible. Now we shall see whether they will live up to their assertions or whether they will bring the matter into court. At any rate, we are now holding the building."

"The church doors have been locked, and we will not admit the members of the opposite wing to enter the building, except in public meetings. It would be wrong for us to do so, for we would then lose possession of the property which we believe rightfully belongs to us."

"Entrance to the church is now being denied anyone who is not a member of the congregation which refused to accept the faith propounded by Rev. Miller. The doors of the edifice are locked and the key can be obtained only by members of the 'ousted' congregation."

"There have been charges made that those in possession of the church now have taken over private property belonging to Rev. Miller. If there is any of Rev. Miller's private property in the church, we will hand it out to him, but we will not allow him to enter the building."

The Rev. B. C. Miller, leader of the other group, said:

"It was a great surprise to me to learn of the action of the Smith faction of the church in unlawfully getting possession of the edifice, as they were the first to appeal to the law."

"If anybody ought to set an example of law keeping it is Christian people or those who pose as such. If we were to interfere with the due process of the law and retake the church by violence, or other unlawful means, we would become lawbreakers and criminals."

"The property belongs to the First Baptist church, of which I am the pastor. I believe the courts will so decide as they unanimously have done in such cases. The fact that the Smith faction took possession of the building unlawfully is an admission on their part that they know they will be defeated."

"The office of the church building contains private property belonging to me. This office has also been unlawfully entered. We do not know, of course, whether any personal belongings have been molested. I, of course, will be deprived of those working tools for some time."

BRYAN PLEADS FOR BIBLE.

(Continued from page one.)

Jennings Bryan, sat just behind his son and listened intently to every word, leaning forward at intervals to hear. Finally the Florida man moved his chair and took a seat several feet nearer his son.

"The only issue this jury must decide, is whether or not John Thomas Scopes violated the law," Mr. Bryan continued. "The permit testimony by experts would be to substitute trial by experts for trial by jury."

Among the authorities cited by Mr. Bryan during the course of his brief speech, were many decisions by the supreme court of Tennessee.

Arthur Garfield Hays responded for the defense. "First," he said "the prosecution insisted upon the jury's not hearing the law. Now they insist upon its not hearing the facts. We admit that Mr. Scopes taught what the state said he taught. Not that he violated the law by doing so, I, for one, must be shown that there is variance between what he taught and the Bible."

"Our scientists are not here to give opinions. They are here to state the facts of science. None of them is paid. They came here in the interest of science. Does your honor or anyone else know what evolution is, without hearing the evidence? If you honor says that opinion evidence may not be produced, may not evidence of the facts be introduced?"

He contended that Mr. Scopes had taught that man was descended from a lower order of animals, since both man and monkey were classified in the same order of animals as primates.

He argued that under the law anything was relevant that tended to throw light upon the subject in question.

The defense attorney asked that they be allowed to show what evolution is and what the Bible is.

"Even if on to other groups"

he argued, "this evidence should be admitted as information for the court."

Another bit of sideplay came up when Mr. Bryan spoke of "Mr. Scopes," suggesting that perhaps he should say "the distinguished leader of the prosecution."

The court said that William Jennings Bryan, Sr., had not yet made an argument in the case and anything he might have said outside of the court room would not be competent discussion in argument. Mr. Bryan called attention to the fact that he was not the leader of the prosecution, but merely associate counsel and that Attorney General Stewart was in charge of the state's case.

Mr. Stewart announced that he "bowed" to Mr. Bryan, Mr. Hays resumed, and the argument went on.

Mr. Bryan, from Los Angeles, when he began his speech, spoke in so low a tone that he was requested at intervals by counsel and the judge to raise his voice. His tones gradually became more audible as he "warmed up."

The entrance had been closed and no more spectators were admitted. The room was less crowded than on former days, although every seat was occupied.

"Speak up, Mr. Bryan," Mr. Darrow suggested to the young attorney. The spectators rose up and took a seventh lining stretch as Mr. Bryan finished his argument and the court declared a brief recess.

The Los Angeles lawyer was congratulated by his associates.

School Superintendent Testifies.

The state witnesses, five school boys, were sworn in en masse yesterday. Scopes was not sworn. The action came after General Ben T. McKenzie had again voiced a protest to Dudley Field Malone's outline. Mr. White, the prosecutor, was the first witness to take the stand.

Walter White is superintendent of the Rhea county public schools. He said Scopes had told him he could not teach biology without violating the anti-evolution law and that the law was unconstitutional. This statement was made during a conversation between George W. Bappegay and White, the witness testified.

The attorney general then announced his intention of introducing a biological text book and a Bible into the evidence. This brought a vigorous protest from Arthur Garfield Hays of the defense who declared that the prosecution must prove what was the theory of the creation taught in the Bible before they could hope to convict Scopes.

"Where in the law do you find that the prosecution must prove that Scopes violated the law by teaching a theory in conflict with the King James version of the Bible?" he asked. Declaring there were several different versions of the Bible.

The objections were overruled. The witness was turned over to the defense for cross-examination.

Darrow brought out first the fact that the book was the official text book adopted by the Tennessee text book commission and that Scopes taught it because it was the official book at that time.

No Protest Filed.

"You never said anything to him about it or to any other teacher, did you?" asked the attorney.

"No, I had no instructions to do so," the witness replied.

Howard Morgan, one of the former students of Scopes took the stand.

The witness said he was fourteen years old and had attended the Rhea county high school last year, receiving instructions in science from the defendant.

The witness said Scopes taught that animal life evolved from a one-celled animal which eventually became a man.

This theory, the boy said, the teacher had taught by relating that man in the beginning came from a germ which through the evolutionary process came up on dry land as a living cell.

Didn't Leave Church.

He was followed by Harry Shelton, a biology student, who testified that Scopes taught that life first existed in a cell. Few questions were asked by the state before the student went to Darrow for cross-examination.

Shelton said he only remembered that the teacher said life came from one cell.

"You didn't leave the church when he told you that did you?" the examiner asked.

"No, sir."

F. E. Robinson, proprietor of the drug store in which the argument led to the test case, testified of the conversation with Scopes in which the defendant said that any teacher in the state who was teaching Hunter's biology was violating the law and said he was teaching it and had reviewed the entire book since the passage of the law.

Attorney General Stewart brought out the fact that Robinson was chairman of the county school board, Darrow, on cross examination, brought out the testimony that Robinson, chairman of the school board, was selling the book.

"No, sir." F. E. Robinson, proprietor of the drug store in which the argument led to the test case, testified of the conversation with Scopes in which the defendant said that any teacher in the state who was teaching Hunter's biology was violating the law and said he was teaching it and had reviewed the entire book since the passage of the law.

11 SPECIAL TRAINS OF ELKS ARRIVE HERE TOMORROW

Eleven special trains, bearing delegations of Elks homeward bound after having attended the national convention at Portland, are scheduled to pass through the city tomorrow and Saturday, with two other special trains following at a later date.

The Pennsylvania delegation of Elks will leave Portland at 8 p. m. tonight passing through Medford tomorrow morning about 9 o'clock, with the Jackson, Michigan delegation following at 10:20 a. m. The Connecticut and Indiana delegations will be aboard one train which will pass thru 10 minutes later, and ten minutes later one from Jersey City, N. J. The last special to pass through tomorrow will be at 11:00 a. m. with Elks from Cincinnati, O., aboard.

Six trains will pass through the city Thursday, the first one of which will arrive at 2:05 in the afternoon bound for Dallas, Texas. The next two will be bound for Buffalo and Philadelphia, arriving in the city during the afternoon. At 9:45 that night the New England delegation will arrive in the city with the delegation from Miami, Florida an hour behind. The special trains bearing Elks from Los Angeles and Pasadena are scheduled to pass through several days later.

Klamath District Attorney Quits. WALLA WALLA, Wash., July 16.—(A. P.) William Ganong, district attorney of Klamath county, Oregon, who is confined at the veterans' hospital here, confirmed today a report from Klamath Falls that he had resigned. His resignation is effective August 1. He said he had made no recommendation as to a successor.

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