The Weather
Prediction—Probable showers.
Maximum yesterday 54
Minimum today 38
Precipitation ..... .04

MEDFORD MAIL TRIBUNE

Weather Year Ago
Maximum 54
Minimum 38

Daily—Twenty-third Year
Weekly—Fifty-sixth Year

MEDFORD, OREGON, WEDNESDAY, APRIL 18, 1928.

No. 27

University Library

Today

By Arthur Brisbane

A Mussolini Plan.
Costes and Lebrix.
The Missing Link.
Richest Country.

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Mussolini says facism will be permanent. He plans it so there will be "a place in Italy for each person and each person will occupy it." That, fortunately, is not so. In such a country, no Mussolini would be possible.

He did not stay in his place, or in the prison to which he was sent. He began as a socialist and became as powerful a dictator as the world has seen.

Cromwell did not stay in his place, so Charles the First lost his. Banton did not stay in his place, Mirabeau abandoned his place, Robespierre gave up the law, and Louis Sixteenth went via the guillotine. Ability refuses to "stay in its place," and for that reason there is progress.

Don't forget the flying Frenchmen, Costes and Lebrix, back in Paris from Tokio, flying 10,370 miles in six days, with seven stops, sleeping not more than four hours on any night, sometimes not sleeping at all.

Those are real fliers, and when they start westward across the Atlantic, as they will, Lloyds will not bet against their success.

Civilization will begin when men engage only in friendly loyal competition, as these fliers do, instead of killing each other in war, and cheating each other in business.

Roy Chapman Andrews leads an exploring party from the New York Museum of Natural History to search for the missing link in Mongolia. Man's career on this earth is supposed to have begun in Mongolia. It is more likely, as Haeckel suggests, that it began in several places at about the same time, various races coming up through evolution, from ancestors quite different.

On theory says "the African race from gorillas, the Mongolian race from ourang-outangs, the Caucasian race from chimpanzes," the last animal being the most intelligent and, in some way, most unpleasant of the three.

However and wherever we started, it will be hard to find that missing link between animal and man, and hard to identify him, if found. You cannot identify the link between babyhood and childhood, or between childhood and manhood. It is all so gradual. We slip from infancy to dotage as we climbed from protoplasm to our present forms, with changes imperceptible.

In New Zealand, everything possible is done for the average man. Workers are protected, public contracts provide for employing older men, on a friendly basis. Railroads owned by the people transport laborers, seeking work, free of charge. If they find the work, they pay their fare.

It is no place for a man to get very rich, too many laws protect the average man. It is no country for a go-getter American, that wants to "get rich," no matter what happens to others.

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IRISH ACE HOMESICK, SPEEDS ON

Fitzmaurice Reaches Murray Bay in Flight to Civilization—To Sail for Ireland Soon—Left German Flyers Fixing Plane—Believes Newfoundland Is Aerial Graveyard.

QUEBEC, April 18.—(By The Canadian Press.)—The second Canadian Airways plane to leave Murray Bay for Greenly Island reached the island at noon today. The plane, piloted by R. Vachon and carrying a Canadian Press reporter and camera man, left Seven Islands this morning and flew the 400 miles to Greenly Island in five hours.

MURRAY BAY, Que., April 18.—(By The Canadian Press.)—Major James Fitzmaurice of the Bremen crew landed here at 2:27 o'clock in the Canadian Airways plane piloted by C. A. Schiller.

SEVEN ISLANDS, Que., April 18.—(By The Canadian Press.)—Major James Fitzmaurice, Irish member of the trans-Atlantic Bremen flight, left Greenly Island on Sunday because he was anxious to return home, he told the Canadian Press correspondent here today. "I will go to Murray Bay today and then to New York," he said. "From New York I will sail for Ireland."

A new photo of Captain Herman Koehl, German pilot of the plane Bremen, snapped at Baldonnel airport, Dublin, Ireland, while awaiting favorable weather for his transatlantic flight attempt with Baron von Huenefield and Walter Spindler, mechanic.

Major Fitzmaurice said he had not the "slightest idea" what Baron von Huenefeld and Captain Koehl, his German companions on the flight from Ireland, intended to do.

"I left them fixing up the machine," he said, "and it seemed as though it would be ready very soon.

"What they will do then or where they will fly, I do not know. All I can say is that I left them because I was anxious to get home and today I will go on up to Murray Bay and then to New York to take a boat for Ireland."

The major said his experience inclined him to believe that other expeditions by air across the ocean from eas to west had probably met their tragic ends in the same general region that the Bremen landed in.

"Flying conditions over the Newfoundland banks," he said, "are anything but pleasant. As a matter of fact, they are such as exist, I believe, in no other part of the world."

Fitzmaurice and Schiller had left Clarke Ciyt, 300 miles away, three hours earlier, making fast time against a head wind. They had spent the night at Clarke City, on their way opt to civilization from Greenly Island, where they left the Bremen and the German members of the crew, Baron von Huenefeld and Captain Koehl.

Waiting for Major Fitzmaurice at Murray Bay was Miss Herta Junkers, daughter of the German manufacturer of the Bremen, who

(Continued on Page Eight)

FUGITIVE MATE OF LOCAL GIRL ELUDES POSSE

Belief Grows That Redding Escape With Thelma Kelly, Wife No. 2, Known in City — Father-in-Law Predicted Departure—Illness Feigned.

REDDING, Cal., April 18.—(AP) The whereabouts of Roy D. Kelly, who escaped from the county hospital here yesterday morning, were still unknown to Shasta county authorities today, altho Sheriff W. W. Sublett and a posse made a thorough search for him.

The belief is growing that Kelly is with his second wife whom he married in Oregon a short time before he was shot in Chico, Cal., February 25. Kelly was shot while fleeing from a policeman who sought to arrest him on a bad check charge.

At the Chico hospital where Kelly was taken it developed Kelly had two wives. Wife number one said she married Kelly in Redding in 1926. It was finally agreed that his first wife should be admitted to the hospital in Chico and the second wife excluded. The first wife is a brunette and the second a blond. She formerly lived in Medford and was a waitress. Her maiden name was Thelma Kelly.

Kelly suddenly became ill or pretended to be ill Monday when he was about to be removed from the hospital here to the county jail. It is believed now his "illness" was part of a frame-up. Whether he had inside help has not been determined.

Louis Hackard, Kelly's stepfather predicted he would escape.

CHILDREN PERISH AS HOMES BURN

SISERVILLE, W. Va., Apr. 18. (AP)—Four children were burned to death last night when fire destroyed their home on McElroy creek 15 miles from here.

The dead, all children of Mr. and Mrs. Denton Tennant, are Vonda, 8; Brooks, 10; Garnet, 7, and Betty Lee, 3.

Two older boys escaped but were burned.

The children were trapped in their bedrooms. The parents were downstairs when the fire broke out. Hearing screms, they rushed for the second floor, but were driven back by the flames.

PRESQUE ISLE, Maine, Apr. 18. (AP)—Three children were burned to death, another was in critical condition and their mother was injured when the home of Harold Farley was destroyed by fire today.

WHEAT IN STATE DELAYED BY RAIN

PORTLAND, Ore., April 18.—(AP)—Winter wheat in Oregon is doing well except in some western localities, where it is suffering from excessive moisture, says the weather bureau's weekly crop report otday. Seeding of spring grain has been delayed by rain in northwestern districts and in elevated localities in the eastern counties, and the same is true of preparation of the soil for corn.

Pears, peaches and cherries are setting well in the milder districts and apples are beginning to bloom. Bloom is generally late in the eastern portion. The extent of the damage done by the frosts of the preceding week and the continued cloudy weather is somewhat uncertain.

HEADED BACK TO HIS FORMER CELL

PORTLAND, Ore., April 18.—(AP)—Arrested late yesterday on a charge of passing counterfeit money, Nelson Stebbins, 24, told officers that he learned how to make counterfeit coins from a fellow convict while serving a term at McNeil island prison, where he recently completed a three-year sentence for violation of the national motor theft act. Police said he admitted passing 133 counterfeit dollars and 22 counterfeit half-dollars in the past two weeks.

Officers seized dies and other equipment at his home.

End of the Trail for a Gangster

Sentenced to be hanged Friday, April 13, at Benton, Ill., for the murder of Mayor Joe Adams, of West City, Ill., Charlie Birger, Williamson county gang leader, watched the erection of the scaffold just outside his prison window. Death finds Birger alone. His erstwhile comrades either are dead, serving life sentences for murder or in hiding. The window marked by an arrow, above, is opposite Birger's cell. The scaffold was erected between the iron fence and the jail building.

BENTON, Ill., April 18.—(AP)—Deserted even by his attorneys, Charlie Birger, condemned leader of a southern Illinois gang that terrorized the countryside for several years, dies on the gallows here tomorrow.

Robert E. Smith, his attorney, who has fought with every legal resource at his command to save Birger, said: "This is the end of the road—nothing further will be done for him." A circuit court jury yesterday found the gangster sane and his hanging was set for 10 a. m.

An insanity hearing lasting only one day ended abruptly yesterday and Birger's hopes went glimmering when the jury deliberated only ten minutes before pronouncing him sane. Circuit Judge Charles Miller then re-sentenced the condemned man for the murder of Joe Adams, 300-pound mayor of West City, Ill.

CONFESSES HE SLEW PAIR IN JERSEY PUZZLE

Oklahoma Suspects May Solve Hall-Mills Murder Mystery—Declares Rector and Affinity Slain After Auto Hold-Up On Lover's Lane.

EL RENO, Okla., April 18.—(AP) A purported confession to the famous Hall-Mills murder in New Jersey in 1922 has been obtained from Elwin F. Allen, held here on a burglary charge, it was announced today by T. C. Shacklett, sheriff of Canadian county, Oklahoma. Sheriff Shacklett said he could not tell whether Allen was sincere in making the confession.

In his confession, Allen said he was paid $5000 and given an automobile for the crimes. He refused to name the person who he said employed him. Sheriff Shacklett was of the opinion that he was holding out the name for "trading purposes."

Allen is about 28 years old and a citizen of Mexico.

The confession said that Allen held up the Rev. Edward W. Hall and Mrs. Eleanor R. Mills as they sat in an automobile parked along the highway and shot them after driving into a corn field. He said he arranged the bodies side by side in "Plum Lane." The New Jersey spot where the bodies were found is called "Derussey's Lane."

Allen said that after shooting the couple, whose deaths have been a mystery for nearly six years, he smoked a couple of cigarettes. Then he removed the bodies to the spot where they were found. He said he drove the automobile in which his victims had been riding, to near Vernon, Delaware. There he burned the car near an old saw mill.

SNOW SWEEPS O'ER CANADA PRAIRIES

WINNIPEG, Man., April 18.—(AP)—Winter again visited the prairie provinces today with heavy snowfall, storms of near blizzard proportions and sharp drops in temperature.

The snowfall reached its maximum depth in the Qu-Appelle district of Saskatchewan, where more than five inches were reported. Drifts were piled along roadways in areas along the Canadian borders of Saskatchewan and certain sections of Manitoba. At The Pas, Manitoba, the temperature fell to five below zero, the coldest point in Canada during the night.

The official weather forecast gives promise of early relief, however, with the announcement that a moderate depression is moving toward Alberta.

EUREKA, Cal., April 18.—(AP)—Redwood highway improvements, under way and contemplated, will be discussed at a meeting here Thursday, members of the state highway commission will make an inspection trip over the highway to the Oregon state line, Ralph W. Bull, chairman said.

D. A. R. CANDIDATE GETS SPITE NOTE; SESSION ROILED

WASHINGTON, April 18.—(AP)—An anonymous attack upon Mrs. Henry B. Joy of Detroit, one of the candidates for vice president general of the Daughters of the American Revolution, prompted a sharp challenge today from Mrs. Alfred J. Brosseau, head of the organization which is in biennial convention here.

The unsigned note as made public by Mrs. Brosseau said:

"Will your conscience allow you to vote for a woman whose husband did this?" and was attached to a two year old newspaper clipping which contended Mrs. Joy's husband had objected to the Volstead act.

"If the wielder of the poisoned pen is afraid to fight in the open," Mrs. Brosseau challenged, "we are not afraid to take the field in defense of the one attacked, or to trace the source of the article and discredit the offender.

"By that anonymous act," said Mrs. Brosseau, "every women in this organization is automatically laid open to suspicion. I cannot believe that any loyal and sincere members have been guilty of anything so cowardly and reprehensible. If there are such disloyal members within our ranks or if outside forces are responsible, I wish to state unequivocally that the national society will not countenance methods of this sort."

Support of the national officers' black list and national defense policy was voiced from Arizona and California in reports read to the convention by state regents.

"Objectionable speakers have been prevented from appearing upon our platforms," said Mrs. William F. Hammett, state regent of Arizona.

"We believe in the wisdom and patriotism of the members of the national board," Mrs. W. S. Shreve, state regent of California, declared.

Baseball Scores

American.

Chicago	1	8	2
Cleveland	7	13	1

Adkins, Wilson and McCurdy, Crouse; Shaute and Sewell.

	R.	H.	E.
New York	10	15	3
Boston	7	12	2

Hoyt and Grabowski; Bradley, Russell, Simmons, Morris and Berry, Heving.

	R.	H.	E.
Detroit	4	10	0
St. Louis	1	6	1

Carroll and Hargrave; Blaeholder, Coffman and Schang.

	R.	H.	E.
Washington	11	16	1
Philadelphia	6	14	3

Zachary, Braxton and Tate; Quinn, Johnson and Fox.

National.

	R.	H.	E.
Philadelphia	1	7	0
New York	5	5	3

Walsh, Pruett and Wilson; Benton and Hogan, Cummings.

	R.	H.	E.
Boston	5	9	6
Brooklyn	10	8	1

Wertz, Edwards, Hearn, Goldsmith, Delaney and Taylor; Vance and Deberry.

WASHINGTON, April 18.—(AP)—The Norbeck bill to authorize establishment of migratory game bird refuges was passed today by the senate and sent to the house.

NAME SINNOTT OREGON SOLON TO HIGH BENCH

Eastern Oregon Congressman May Not Yield Place in House for Judiciary Job — Upsets Vote in Coming Primary Election.

WASHINGTON, April 18.—(AP)—Fenton W. Booth of Illinois was nominated today by President Coolidge to be chief justice of the court of claims, succeeding Judge Edward K. Campbell, who resigned earlier in the day.

Representative Nicholas J. Sinnott, republican, of Oregon, was appointed to the court to succeed Judge Booth.

Mr. Sinnott for a number of years has served as chairman of the house public lands committee.

The prospective retirement would leave Representative Smith of Idaho, in line to succeed him, but inasmuch as Smith already is chairman of the irrigation committee, it is problematical whether he would retire from his present chairmanship.

Representative Colton of Utah, would be the next republican in line for the public lands chairmanship.

Justice Campbell resigned because he had reached retirement age.

SALEM, Ore., April 18.—(AP) In the event that Representative Sinnott of the second Oregon congressional district, who has been nominated by the president for justice of the court of claims, withdraws as a candidate for the republican nomination for congress, it will be the duty of the congressional committee of the second Oregon district to nominate his successor. The law applying to the case was pointed out here today by Secretary of State Kozer.

This, however, will not prevent the voters of his district from exercising their privilege of nominating in the primary election of May 18, by the writing in of names.

PORTLAND, Ore., April 18.—(AP) Nicholas J. Sinnott, representative in congress from the second Oregon district which embraces the eastern part of the state, is now serving his eighth term in the house. His home city is The Dalles, where he was born December 6, 1886.

He has filed as a candidate on the republican ticket in his district. His successor must be chosen at an election.

A FISH REFORMER NEEDS REFORMING

OREGON CITY, Ore., Apr. 18.—(AP)—Warrants for the arrest of W. J. "Dub" Finucane, Bill Freeman and Carl Mumpower, alleged fish poachers of Oregon City, were issued today by Justice Burr Tatro. The trio is accused of fishing in the Clackamas river with a net which was seized Monday night by Jack Albright and H. Forshner, deputy game wardens. Finucane is sponsoring an initiative measure to close the lower Columbia river to fish traps, seines and gillnets.

O-C TAX COIN SET ASIDE FOR COURTHOUSE

County Court to Study Plans and Sites for New Building—Funds On Hand for Retiring Road Bonds — Balk at Paying Excessive Premiums.

The county court, at its regular session today, issued the following statement upon the disposition of the O. & C. tax refund monies, made available by the decision of the state supreme court yesterday holding that the state of Oregon had no claim thereto:

"The county court, in session today, discussed the decision of the supreme court, which upheld the circuit court of Marion county, in decreeing that the state of Oregon had no claim to the tax monies paid into the counties by the government on the revested O. & C. lands, and agreed that it was the proper time to advise the people of this county that it is their intention that the money saved to the county by this decision, some $270,000, should be set aside as a fund for the construction of a new court house, as authorized by the people and decided to investigate plans for the new building and inspect different sites for its erection.

"In using this money the court will obviate the necessity of levying special taxes for the court house construction.

Members of the county court feel that it is well to act on this matter at this early date, in order that if the taxpayers wish, they might refer the matter to the people at the November election.

"At this time there are funds on hand to retire all outstanding bonds, with the exception of some $170,000 of Crater Lake highway bonds, which the court has found they can not retire without paying, to the present holders, an excessive premium, and they will retire these bonds from the yearly payments received from he county into the general fund, from the yearly payments made by the government on the above lands, which approximates some $70,000 per year."

LINDBERGH BACK ON HOME FIELD

ST. LOUIS, April 18.—(AP)—Colonel Charles A. Lindbergh is home again, this time with a new monoplane, which he will use in place of the "Spirit of St. Louis," which he said would be given to the Smithsonian institution at Washington.

Fighting strong head winds, Lindbergh flew 400 miles from Wichita, Kas., and landed here shortly after six p. m., last night, with two passengers, H. M. Bixby, president of the St. Louis chamber of commerce, and Harry H. Knight, a broker.

The colonel, still rangy and conditioned, looked fresher than when he landed here after his South American tour. He said he likes his new plane very well, and that it was built for other work than the "Spirit of St. Louis'." He denied having any plans other than to glance over his voluminous mail.

VODKA DRINKING TAKES HIGH TOLL

MOSCOW, Apr. 18.—(AP)—Twenty-one deaths, 15 of them from vodka, were reported in Moscow over the Easter celebration. Six of the dead were killed by violence while many persons were wounded with pistols and knives in drunken brawls. More than 1,500 arrests were made.

Moscovites consumed about four and a half million bottles of vodka, two million bottles of wine and 38,000,000 eggs during the holidays. On the first day ambulances were unable to cope with the calls.

With brains befogged by vodka, men fell under automobiles, busses and trains, while others even drank kerosene and fought with fists, knives and other weapons at Easter celebration parties. Hooligans started smashing shop windows, but the militia soon put a stop to this.

NEW YORK, April 18.—Due to an abscess on the neck, Tod Morgan, junior lightweight champion from Seattle, Wash., will be unable to defend his title against Cannonball Eddie Martin of New York in Madison Square Garden May 4. The fifteen round match has been postponed until May 24.

10 MILLION HER PRICE FOR CHILD

Kresge Charges Wife With Avarice in Divorce Papers —Mary Hill Exonerated of Attempted Tax Evasion—Widow of Armour Makes Sacrifice to Pay Debts of Husband.

NEW YORK, April 18.—(AP) Details of the Detroit divorce complaint of Sebastian S. Kresge which had been hidden for months under court seal, were published today. The complaint alleges that his wife set $10,000,000 as her price for bearing him a child and he declined to pay it.

This material came into the open when Supreme Court Justice Mahoney signed an order at Mr. Kresge's behest discontinuing an order for the latter's examination in connection with his divorce suit. Mrs. Kresge won an interlocutory decree in New York February 18.

"At that time (April, 1925)" the complaint says, "she took a Bible in her hand, shook it in the plaintiff's (Mr. Kresge's) face and said —'I swear to God if you don't do what I want there will be the biggest expose—the biggest scandal you ever heard of—and you must get out by the first of May or I will have the lock changed as I did for Mr. Harden.'"

Mr. Hardin, it was explained, was Mrs. Kresge's first husband.

The wealthy chain store operator, who gave Mrs. Kresge securities worth $3,000,000 before he married her in April 1924, said it had become plain to him that she had not married him for love but rather to obtain from him all the money she could. In March, 1926, the complaint shows, he gave his wife $100,000 for which sum he alleges she agreed to drop suit against him for some monies she claimed.

ST. LOUIS, April 18.—(AP) The United States circuit court of appeals today exhonerated the late Mrs. Mary T. Hill, widow of James J. Hill, Northwestern railroad magnate, of any attempt to evade paying the government $1,000,000 inheritance taxes when she created two trust funds transferring $5,000,000 to her nine children and thirteen grandchildren.

A district court had held that Mrs. Hill, in creating the trust funds within two years of her death had done so in contemplation of death and had acted to defeat the government's inheritance tax law.

In reversing the lower court the court of appeals held that Mrs. Hill had first drafted plans for the trust funds three years before her death and when the funds were actually transferred she was in good health and had no anticipation of approaching demise. She died November 22, 1921.

The estate left by Mrs. Hill approximated $10,000,000 and was subjected to $2,010,000 taxes. The government sought to collect an additional $1,000,000 on the allegations overborne by the appellate division.

Circuit Judge Lewis wrote the opinion exonerating Mrs. Hill. Presiding Circuit Judge Sanborn and District Judge Phillips concurred.

CHICAGO, April 18.—(AP) The Chicago Daily News today says the widow and daughter of J. Ogden Armour voluntarily will pay $10,000,000 of their personal fortunes to settle the debts of the packer. At his death Armour owed $18,000,000 to Armour and company, of whose board he was chairman and had assumed liability for payment of $7,000,000 worth of bonds of the Sutter Basin company, a California land enterprise.

In addition to the sum of $10,000,000 it was indicated that all marketable securities of the Armour estate would be used in the settlement, paying the debt to Armour and company in full and furnishing capital for re-organization of the Sutter Basin company.

The debt to Armour and company will be paid by the sale of securities which have been on deposit with the company to guarantee the loan.

In financial circles it was said there was no precedent for the action of Mrs. Armour and her daughter, Mrs. Lolita Armour Mitchell.

MYRTLE POINT, Ore., April 18 —(AP) Fourteen hours after her husband died from pneumonia, Mrs. Sarah M. Leach succumbed to the same disease here Tuesday. She was a Coos county pioneer.

EUREKA, Cal., Apr. 18.—(AP)—The local office of the state highway commission announced late yesterday that the Parker-Schram company, Portland, was the low bidder on a steel cantilever bridge across Smith river, on the Redwood highway, eight miles north of here. The bid was $170,479, and the engineer's estimate $159,794.50.