The Weather
...day — fair and mild; low ...day.
...yesterday ... 81
...today ... 44

...ty-third Year
...ty-sixth Year

MEDFORD MAIL TRIBUNE

MEDFORD, OREGON, WEDNESDAY, MAY 9, 1928. No. 48.

Weather Year Ago
Maximum ... 71
Minimum ... 33

HOOVER IS DEFEATED BY SMALL VOTE

Today

By Arthur Brisbane

...ure Senator.
...Bill Leads.
...er Also.
...Mr. Babst.

...ight, 1927, by New York ...ening Journal, Inc.)

...man at least in the Sen... financially pure—Senator ... Nebraska. His sena... cost him six dollars, ...ouldn't have cost him a ...cept that he paid for ...unauthorized advertise...

...lemen from Illinois, ...ania and elsewhere ...at the simplicity of Ne...'s inhabitants.

...ld Bill" Mehlhorn of ...a led the British open championship with 18 ...in 72.

...t interested more people ...the arrival in America of ...sor Hugo Junkers, build... the airship Bremen, that ...ly brought fliers across ...ean.

...important man makes the ...ne, but the world is in...d in those that run risks.

...retary Hoover's friends ...eerful about the remain... ...te conventions and presi...l primaries. In Indiana, ...ia and elsewhere Mr. ...r must compete with fa... sons.

...rmont's eleven delegates, ...ourse, will vote for their ...e son, Calvin Coolidge, un...e lights go out, unless he ...them they mustn't.

...retary Hoover is the ...est Republican candidate ..., as far as actually ex...d public opinion is con...d. But high finance sits ...n the shadow, keeping ...n above its own. Its own ...T Secretary Hoover.

...e League of Nations wor... about the sugar industry, ...s much distressed about ...oal industry in England ...ially.

...gium wants "a new sugar ...ntion" to put that indus... on its feet. The league ...t send delegates here to ...k with Mr. Earl Babst, ...of the big American Sugar ...ing company, and some ... Americans.

...erican business men are ...ing how to make trade ...d as well as home trade. ...ht years ago President ...on said: "The United ...s waives its extra-territo...rights in the kingdom of ... and it is an act of jus...

...t didn't hurt the United ... The French discovered ...American business is grow... in Indo-China, Australia, ...sia. The king of Siam ...ative Boy Scouts to imi...d follow the spirit of ...ca. It's great to be a ...er nation, with tons of ...and credit unlimited.

...rothy Dix, wise young wo... first cousin to Hypatia and ..., says: "Consistency is ...e sign of old age. I pray ...opinions may always be ...ble."

...used of being inconsist... Dorothy Dix says: "I hope ...odness I am. I should ...like poison to be consist...

...y mistake for consistency ...a really old age illness. ...n Harvey announced his dis...y of the blood's circulation, ...proof that a child might ...understood, his proofs were ...ed by every doctor of repu... past 40 years of age.

...n Napoleon, old physically

(Continued on Page Four)

WATSON'S VICTORY IS CONCEDED

Hoover Manager Admits Secretary of Commerce Beaten by Favorite Son, But Majority Is Small—Asks Senator to Support Hoover When His Own Name Is Dropped at Convention.

INDIANAPOLIS, May 9.—(AP)—Admitting defeat, Oscar G. Foellinger, manager of Herbert Hoover's presidential campaign in Indiana, this afternoon issued a formal statement congratulating Senator James E. Watson, on his victory and calling upon the senator to release Indiana's 33 delegates after "Watson's name is dropped," at the national republican convention.

"From the viewpoint of actual votes cast," Foellinger said, "Herbert Hoover has been defeated, but considering the fight he waged and against whom, he has won a great victory. As opposition he met one of the most powerful of all other presidential candidates. That he lost by a small number of votes is a tribute to his popularity as a man, an executive, an humanitarian and an American.

"Hoover's candidacy, nationally, cannot be stopped. That Indiana has chosen to give Senator Watson a favorite son, a slight edge in this state means nothing except a compliment to the senator."

INDIANAPOLIS, May 9.—(5 p. m.)—(AP) Returns from 2961 out of 2610 precincts in the state for president give:

Republican—James E. Watson 171,744; Herbert Hoover 156,735.

Democrat — (1,782 precincts) Woollen 102,613.

INDIANAPOLIS, May 9.—(AP)—United States Senator James E. Watson gradually pulled away from Herbert Hoover for the republican nomination in Indiana's primary election as returns filtered in today. The veteran Hoosier solon having 144,199 to 120,579 for Hoover when 2518 of the state's 3610 precincts had been counted.

Although unopposed for the democratic presidential nomination in Indiana Evans Woollen, Indianapolis banker, was given 78,412 votes in 1328 precincts.

Senator Arthur R. Robinson increased his lead over Attorney General Arthu L. Gilliom and Solon J. Carter for the republican senatorial nomination. His vote from 2578 out of 3610 precincts was 149,377 to 65,448 for Gilliom and 46,992 for Carter.

Albert Stump, Indianapolis attorney, forged farther ahead in the democratic senatorial race, 89,674 votes from 2112 precincts giving him 31,889 more than the combined total of Walter Meyers and L. William Curry.

Convention chosen candidates for the governorship appeared more certain as additional returns gave no contestant anything approaching a majority on either the republican or democratic ticket.

Frederick E. Schortemeier, secretary of state, led the republican field of ten with 60,286 votes from 2452 precincts while Frank C. Dailey topped the seven democratic contenders with 69,935 from 2158 precincts.

John E. Frederick, president of the Indiana state chamber of commerce was second among the democratic gubernatorial aspirants with 41,585 votes.

INDIANAPOLIS, May 9.—(AP)—Returns from 2720 out of 3610 precincts in the state for president give:

Republican—James E. Watson 155,827; Herbert Hoover 130,605.

Democrat—1564 precincts: Woollen 89,919.

Reed Aided by Busch

WASHINGTON, May 9.—(AP)—Ed S. Villmoare, of Kanasas City, treasurer of the campaign organization of Senator Reed, of Missouri a candidate for the democratic presidential nomination, testified before the senate campaign funds committee today that the total receipts by his organization had been $35,414, and that the expenditures from last November 1 to May 3 had been $31,196.15.

Villmoare presented a list showing contributions by 33 persons, all of whom he identified as personal friends of Senator Reed. There were three contributions of $5000 each from Adolph Busch, and Otto Mathl, of St. Louis and

(Continued on Page Six)

Honore Palmer's Son Elopes With Little Girl in Florida

SARASOTA, Fla., May 9.—(AP)—The "runaway" marriage Tuesday of Potter D'Orsay Palmer, 23, grandson of the late Mrs. Potter Palmer of Chicago, and son of Mr. and Mrs. Honore Palmer, to Miss Eleanor Goldsmith, 16, of Sarasota, was announced here today. (Mr. and Mrs. Honore Palmer are well known in Medford, having spent several summers here on their orchard property north of Medford.)

JUSTICE RAND IS EXONERATED UNANIMOUSLY

Special Committee Declares No Justification Whatever for Joseph's Accusations—Testimony Reviewed in Detail—Slightest Suspicion Unwarranted.

PORTLAND, Ore., May 9.—(AP)—The committee of lawyers that investigated the charges made by Senator George W. Joseph against Chief Justice John L. Rand returned a unanimous report last night summarized in the declaration:

"Our conclusion is that no justification whatsoever exists for any of the charges made by Mr. Joseph against Judge Rand."

The report was signed by Lawrence T. Harris, chairman; Harrison G. Plott, A. C. Spencer, Earl C. Bronaugh, Arthur L. Veazie, George L. Buland, William C. McCulloch, Hall S. Lusk and John K. Kolloch.

The report will be filed with the State Bar association.

The decision reviews at length the testimony which was brought out in connection with the litigation over the estate of E. Henry Wemme, over which the charges against Judge Rand developed.

The report declared Joseph's attack upon Judge Rand was "absolutely unjustified." Regarding an option which Attorney Thomas Mannix had on a mine in Baker county owned by Judge Rand, the committee said the option was given two years after Judge Rand had decided in 1923 against contentions of Mannix in the Wemme case, and that there was no case involving the Wemme will before the state supreme court or any state court when the option was given. The case was then pending in federal courts.

The committe found that there was nothing to disqualify Judge Rand from sitting in the second Wemme case, which came before the supreme court last October. It found that he had no knowledge that E. W. Wickey, who had become interested in Mannix's option on the mine, had any interest in the second Wemme case, or that he had become owner of stock of the Wemme company.

Whitewash Says Joseph

Senator Joseph today issued the following statement:

"Yesterday's findings of the Oregonian-Rand committee ended, as was predicted immediately upon its appointment, in a whitewash of Justice Rand. With Judge Harris, campaign manager for Justice Rand sitting at the request of the Oregonian, as chairman of the Oregonian, as chairman of the committee, there was no hope for any other result. Judge Harris refused to resign from the committee when I called his attention to the fact that he had sat in the original Wemme case and was acting as campaign manager for Justice Rand.

"I stated to the committee that inasmuch as it had no authority to compel the attendance of witnesses, administer an oath or exercise any power for the discovery of evidence, it would be futile to make known the names of some of my witnesses, as they would not voluntarily appear before the committee, and that I intended to place the matter before the grand jury.

"I expect to speak again over the radio, relative to this case, at which time I will give further interesting details.

"It was developed at the hearing that Thomas Mannix did have an option on Judge Rand's mine, at the time the case was heard by the supreme court; and that at that time Judge E. W. Wickey was interested in the option, having been up to the mine prior thereto;

(Continued on Page Six)

DRIVE OUT JAPS CHANG LIN CRIES

Chinese Dictator Wires All Civil War Chiefs to Stop Strife and Unite Against Nippon Invaders—Jap Reinforcements Arrive—Americans Flee War Zone.

LONDON, May 9.—(AP) Chang Tso Lin, the northern dictator, sent out a telegram to all civil and military authorities throughout China today, a Reuter dispatch from Peking says, proclaiming a temporary cessation of the war between the northerners and the southerners, because of the critical situation which has arisen between Japan and China in Shantung province.

Chang's telegram declared that civil war had been in progress in China for several years, while communists had been attempting to ruin the country. He always apprehended that the war might impair China's friendly relations, and unfortunate incidents now had happened. Accordingly he issued orders to his troops to cease hostilities in order to save the country.

PEKING, May 9.—(AP) The Peking foreign office has protested to the Japanese legation against the action of Japanese military authorities in establishing a temporary airdrome on the outskirts of Tientsin.

PEKING, May 9.—(AP) The Japanese in Shantung were determined today to enforce the demands of their ultimatum to the Chinese nationalists at all costs, official advices from Tsinan indicated.

Fear for the safety of one American, who was captured in the nationalist sweep across Shantung, disappeared when a dispatch from Tientsin told of his escape. L. C. Osborn of Columbus, Ohio, a member of the staff of the Nazarene mission at Chaocheng, western Shantung, sent a telegram to Tientsin saying he had reached Kaifeng, capital of Honan province safely.

An official Japanese advice from Tsinan at eight o'clock this morning said a lull had occurred in the fighting which began when the nationalists rejected the Japanese demands yesterday.

Taking advantage of this the Japanese were vigorously strengthening their defenses. They cleared nationalist troops from the zone along the railways and around the settlement which General Fukado had marked out in the ultimatum to be evacuated by nationalists.

The Japanese asserted they were using "offensive measures" only where armed nationalists resisted their attempts to clear the zone.

Further reinforcements arrived at Tsinan during the night from Tsingta. These were immediately deployed and entrenched on elevations dominating the town.

The Japanese legation at Peking said that General Fukada's order applied to the entire Tsinan-Tsingtao railway. It would not be interpreted, however, as interfering with traffic on the Tientsin-Pukow railway, which meant that the nationalists were free to continue northward as they desired as far as the Japanese were concerned.

With American, British and Japanese flags flying, an international train ran from Tsinan to Tsingtao carrying seventeen Americans, four British civilians and an Italian and French citizen from the war zone. It was operated by a German-Japanese crew.

TOKYO, May 9.—(AP)—The dispatch of additional troops to Shantung, a government statement says, is purely with a view to protecting Japanese residents in China and insuring communications on the Shantung railway.

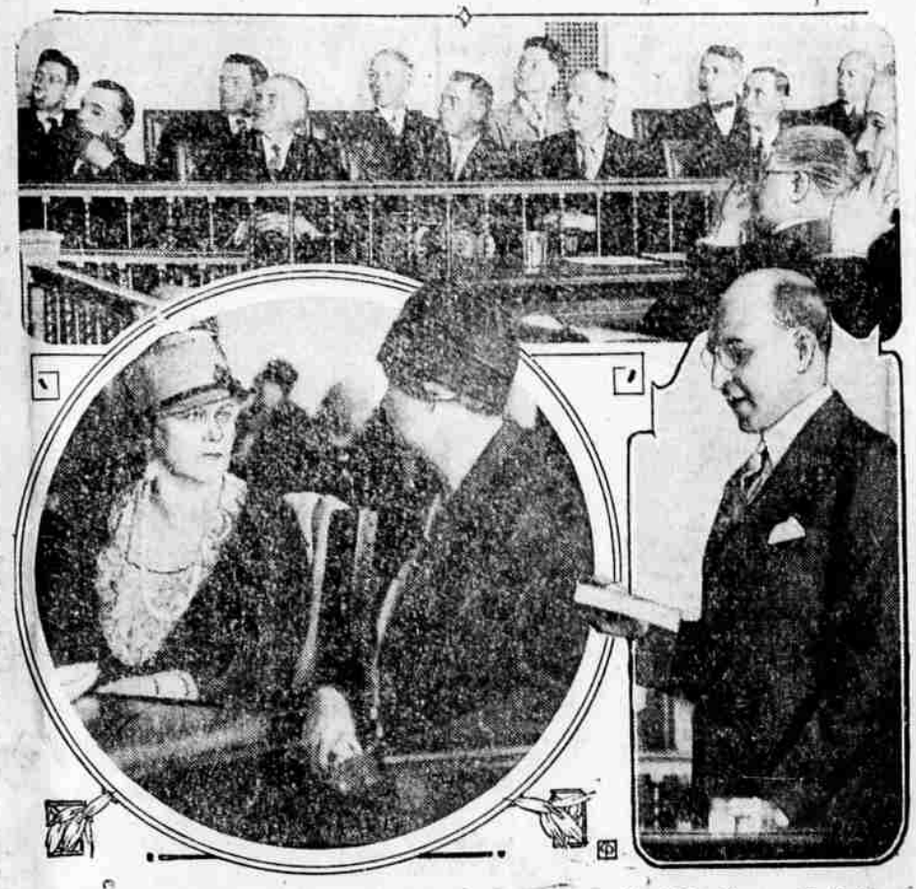
The troops will withdraw, it is added, as occupants of the territory as soon as necessity for their presence is passed.

TSINGTAO, China, May 9.—(AP)—The Japanese troops have cleared the Shantung railway of all disturbing elements. Passenger service has been resumed.

WASHINGTON, May 9.—(AP)—The house agriculture committee today approved the Vinson bill to regulate futures transactions on cotton exchanges.

The measure framed by Representative Vinson, democrat, Georgia, would apply the present grain futures regulations to cotton exchanges.

NEW YORK TRIES ITS FORMER SECRETARY OF STATE



Views snapped in the court room at Albany, N. Y., during the trial of Mrs. Florence E. S. Knapp, former secretary of state of New York, charged with grand larceny in connection with use of state funds during the 1925 state census. Above, the jury listening to an address by George Z. Medalie, chief special prosecutor. Below, left, Mrs. Knapp, chatting a moment with her friend, Mrs. Robert P. Levis, wife of a New York attorney; and, right, a closeup of the special prosecutor.

ALBANY, N. Y., May 9.—(AP)—A deadlocked and discharged jury today left the case of Mrs. Florence E. S. Knapp, former secretary of state, charged with grand larceny, on a state census pay check, back at the starting point.

After eight hours of deliberation, the jury reported at midnight that it was unable to agree and was dicharged by Supreme Court Justice Stephen Callaghan. The date for a new trial was fixed at May 21.

ROGUE RUNNER NOW TENTH IN N.Y. MARATHON

Allan Currier Runs a Dead Heat With Pollard of Reno as Punishing Race Heads for Borders of Ohio.

BUTLER, Ind., May 9.—(AP)—Phillip Granville, Canadian champion pedestrian, was the first transcontinental foot racer to reach here today after traversing the 41.8 miles from Ligonier, Ind., in 5:36:22.

Granville, fourth in the bunion derby field of 61, has covered 2579.7 miles in 460:44:06.

John Salo of Passaic, N. J., holder of third place, finished second for the day in 6:01:55. His elapsed time was 453:53:23.

Gavuzzi, leader of the race; Payne, in second place, and Louis Perella of Albany, who is ninth, ran a dead heat for third place today in six hours, 30 minutes and 24 seconds. Gavuzzi's elapsed time of 421:02:06, retains his lead of six hours, nine minutes lead of 6 hours, 9 minutes and 22 seconds over Payne, whose time was 427:11:28.

LAGONIER, Ind., May 9.—(AP)—"Cross Country" Pyle's caravan of callouses jogged out of here today toward Butler, Ind., forty miles east, and the last control point in Indiana.

Peter Gavuzzi of England, race leader, lagged Tuesday on the 41-mile lap from Mishawaka, finishing in a tie for thirteenth place with nine other runners.

Guisto Umek of Italy was the pacemaker for the day, covering the distance in 5:59:01. Roy McMurtry, one-armed Indianapolis runner, was second, 58 minutes, 12 seconds behind him.

Allan Currier, Rogue River, Ore., was tenth in the lap yesterday to Lagoiner, with 7:51:40—elapsed time 535:10:47, in a dead heat with James Pollard, Reno, 538:44:18.

Pioneer Woman Departs

MARSHFIELD, Ore., May 9.—(AP) Mrs. Ellen Snedden, 84, pioneer resident of Coos Bay for 57 years, died last night.

NEW YORK, May 9.—(AP)—Governor Alfred E. Smith will meet the senatorial committee investigating presidential campaign expenditures tomorrow at the Biltmore hotel where the governor lives while in the city. The sessions probably will take place in the governor's private suite.

STANDARD OIL HEAD ASKED TO QUIT, BY JOHN D.

Besignation of Colonel Bobert W. Stewart Demanded By John D. Rockefeller, Jr., as Result of Former Testimony in Oil Hearing.

NEW YORK, May 9.—(AP)—Resignation of Colonel Robert W. Stewart, chairman of the board of Standard Oil company of Indiana, has been requested by John D. Rockefeller, Jr., because of Colonel Stewart's recent testimony before the senate committee investigating oil reserve leases.

Mr. Rockefeller previously had received from Colonel Stewart a promise to resign whenever such a request was made.

WASHINGTON, May 9.—(AP)—Investigation of the leases made on the Salt Creek field adjacent to the Teapot Dome reserve in Wyoming will be started by the senate oil committee next Wednesday.

WASHINGTON, May 9.—(AP)—"It is reassuring to know that the public is not indifferent to transgressions such as those disclosed," Senator Walsh, Democrat, Montana, prosecutor of the senate Teapot Dome committee, said when informed of the action of John D. Rockefeller, Jr., in requesting the resignation of Robert W. Stewart as chairman of the board of the Standard Oil company of Indiana.

"That, with the ringing speech yesterday by Judge Parker (Edwin B. Parker before the United States chamber of commerce) is gratifying evidence that the business world is waking up to the enormity of the offenses revealed by the committee," the Montana senator added.

"The result of the criminal trials might have been different if the public conscience had been aroused by expressions such as those referred to."

WASHINGTON, May 9.—(AP)—Veterans of the World war totally incapacitated for any work would have their compensation increased from $100 to $150 a month under a bill prepared for introduction today by Representative Berger, socialist, Wisconsin. Totally blind former service men would get an increase of $100 to $250 per month while those who lost both eyes and one or more limbs would receive $300.

AVIATOR WHO BROKE LINDY'S RECORD KILLED

Royal V. Thomas, Who Last Week Broke Lindbergh's Solo Record, Is Killed in Crash—Mechanic Is Also Victim.

TERERBORO AIRPORT, HASBROUCK HEIGHTS, N. J., May 9.—(AP)—Lieutenant Royal V. Thomas, who recently tried for an endurance record in the Bellanca monoplane Reliance, and his mechanic, named Vaughn Weatherby, were killed today when the plane crashed at this field.

The crash occurred over Moonachie just northwest of the field. The plane had been at the Teterboro service field for two or three days undergoing overhauling in preparation for another endurance record attempt.

Word of the crash was telephoned to the field by George B. Bankeroff, superintendent of the New York cemetery at Moonachie. He said the plane was flying over the own at high speed and suddenly went into a dive.

Both men were killed instantly.

NEW YORK, May 9.—(AP)—Lieutenant Royal V. Thomas, former army flier, of Durant, Okla., who was killed at Teterboro, N. J., today, last week broke Colonel Charles A. Lindbergh's solo flight record when he remained in the air 35 hours, 24 minutes and 59 seconds while trying for a new endurance mark. He was forced down at Roosevelt Field, L. I., in his endurance effort when his gasoline gauge was broken.

Thomas was a graduate of Georgetown university and was studying at the Harvard school of business administration at the outbreak of the World war. He enrolled in the army flying school at Kelly field, and after concluding his course was made an instructor.

KANSAS CITY, Mo., May 9.—(AP)—A resolution calling on congress and the president to withhold support of the pending naval bill, providing for the "laying down of more cruisers after the fiscal year ending June, 1929," was adopted almost unanimously today by the quadriennial conference of the Methodist Episcopal church here. The conference voted down overwhelmingly a substitute introduced by Joseph J. Shy of Chillicothe, Mo., attorney, asking support of a preparedness policy.

I'LL BE A FREE MAN IF ELECTEED

Secretary Hoover Tells Senate Committee He Has Made No Promises for Support and Will Make None—Hits Back Hard When Heckled by Democratic Member.

WASHINGTON, May 9. — (AP) — Herbert Hoover, candidate for the republican presidential nomination, told the senate campaign funds committee today that on the "expenditure side" of his campaign he has made no personal expenditures exept perhaps for some telephone calls."

The secretary of commerce, testifying under oath, said his friends had made a campaign for him in a number of states, in 10 of which primaries were called for.

James W. Good, a former member of the house from Iowa, has charge of the Hoover national organization, the witness said, and George S. Lockwood, former secretary of the republican national committee, was connected with it.

"You said you were entered in ten primary states," Chairman Steiwer said, "Those included Ohio and Indiana?"

"Yes, sir. Campaigns were made there."

There was no opposition in California and Oregon, he said.

"Are you able to give us the amount of money expended for you in Indiana?" Steiwer then asked.

"No, sir. That is entirely in the hands of the Indiana managers," was the reply. "Oscar Foellinger can give you that information. He is the man I think you will want to get in touch with."

"Do you know whether former Governor Goodrich of Indiana has contributed any substantial sum to your campaign?" Hoover was asked.

"I do not know, but I would not think so."

"Have you and former Governor Goodrich had any business relations?"

"No, sir."

"Have you made any promises of patronage?"

"Certainly not."

"And none will be made during the campaign?"

No Promises Will Be Made.

"Certainly no promises will be made," Hoover said. He started to say more, but stopped.

"Go right ahead, Mr. Secretary," Chairman Steiwer said. "We are grateful to you for your cooperation."

"Well, if anyone had suggested that to me outside of an important inquiry, I would regard it as rather offense," the secretary said.

Replying to Senator Bratton, democrat, New Mexico, Hoover identified Lockwood as the publisher of a daily paper at Muncie, Ind. He said Lockwood was a volunteer worker and never had been in his employ.

George Akerson, he said, was employed by him personally as a secretary.

"Have you any other newspapermen in your employ?" he was asked.

"Mr. Akerson is not now a newspaper man."

"Has he had anything to do with establishing a publicity campaign for you?"

"No."

Asked if there were any other person in his employ who was engaged in furthering his campaign, Hoover said that Lawrence Richey, one of his assistants, undoubtedly had interested himself in the campaign. He added that Richey had been in his employ for ten years.

No Employes for Campaign.

"I want you gentlemen to know that I have not taken anyone in my employ for campaign purposes," Hoover said.

"Have you heard anything of Mr. Cook, minister to Venezuela, being active in your behalf in South Dakota?" Bratten pursued.

"I heard he was doing something for me. I have seen him only occasionally."

Senator MacMaster, Republican, South Dakota, took over the inquiry.

Hoover told him that he personally had spent only $100 or $200 for telephone calls.

"Is there anyone in your employ authorized to pay campaign expenses?" the South Dakota senator asked.

"I would be astonished at the suggestion," Hoover replied.

No Papers Purchased

"Have you loaned any money or

(Continued on Page Six)