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MEDFORD MAIL TRIBUNE

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Daily—Twenty-third Year
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MEDFORD, OREGON, THURSDAY, NOVEMBER 1, 1928. No. 223.

INSTRUCTIONS MAILED OUT FOR ELECTION

Clerk Mails Instructions For County Election Boards --Four Medford Precincts Have Double Count System — Vacancies Filled.

Instructions have been mailed to all election boards by the county clerk for the general election next Tuesday. The polls will open at eight o'clock in the morning, and will close at eight in the evening.

In precincts having double boards, (four Medford precincts), the counting board will begin at ten o'clock in the morning, and continue until eight in the evening, when they will announce their count. The first board will then take up the count, and continue until eight in the morning, when, if the count is not completed, the second board will take it up.

In precincts where there is but one board, it will continue the count until completed.

Absentee ballots will be counted if they are registered in the poll books.

The circular warns all election officers against the swearing in of voters, which practice has been repealed by an act of the legislature.

The election officials are all admonished to post one complete count at the polling place, and to leave one complete tally sheet outside the ballot boxes, for the county clerk.

The law also provides that the literacy test may be applied by election boards, when doubt exists, if the voter can read or write.

Vacancies Filled.

The county clerk, yesterday, filled the vacancies in the election boards of the county as follows:

Ashland Boulevard
Chairman, Rosa Dodge Galey; clerk, 3rd, Victoria Taverner.

Belleview
Clerk, 3rd, Mrs. Delta Martin.

Butte Falls
Judge, Jasper Tungate.

South Central Point
clerk, John B. Sheley.
Clerk, 1st, Earl Weaver; clerk, 3rd, John B. Sheley.

Climax
Chairman, John S. Owens; Judge, A. J. Grissom; clerk, 1st, Ada Owens; clerk, 2nd, Mrs. A. J. Grissom.

Derby
Judge, Fred Dunlap; clerk, 2nd, Naomi Koenig.

Eagle Point
Clerk, 2nd, Lesyer Throckmorton.

Medford, North Main
Judge, C. J. Logan; clerk, 1st, Mary Graves.

Medford, South Main
Judge, Hattie M. Alden; clerk, 1st, Mary W. Mathes.

Medford, North Central
Clerk, 3rd, Helen Minkler.

Medford, South Central
Judge, Lida Hubbard; clerk, 1st, Bernice Willoughby; clerk, 3rd, Myrtle C. Herman.

Medford, Newtown, 1st Board
Judge, Bessie Midley; clerk, 2nd, Edith Taylor; clerk, 3rd, Anna Detweiler.

Medford, Southeast, 1st Board
Chairman, Frank Redden.

Medford, Southeast, 2nd Board
Judge, Sara Redden; clerk, 2nd, Flora Childers.

East Medford
Chairman, G. L. Knight; judge, Mrs. Carrie Rickart; clerk, 3rd, Lillian B. Johnson.

West Medford, 2nd Board
Clerk, 3rd, Neva Dougherty.

Northwest Medford
Judge, N. W. Wiley; clerk, 1st, Mrs. N. W. Wiley.

Rogue River
Clerk, 1st, J. M. Whipple.

Sterling
Clerk, 2nd, Albert Nelson.

Watkins
Clerk, 1st, Cary Culey.

Willow Springs
Clerk, 2nd, H. A. DuBuque.

Wimer
Judge, Mark Neathamer.

Jolson Still at Hunt's Craterian

Al Jolson in his second talking picture, "The Singing Fool," now playing at Hunt's Craterian draws big crowds.

This great entertainer is heard in new songs, not forgetting some of the old, in dialogue and with the magic-working accompaniment of music that recreates the night clubs of the Big Town—the haunts and the home of the singing waiter—whose heartbreaking humorous story, makes the play.

The cast includes Betty Bronson, Josephine Dunn, Reed Howes, Edward Martindale, Arthur Housman, David Lee and Robert Emmett O'Connor.

But after all the story and the players are but the setting for the amazing Jolson.

"The Singing Fool" is the most uniquely heart-stirring screen effort offered visitors to Hunt's Craterian.

Mail Tribune ads are read by 20,000 people every day. tf

ROSA PONSELLE CLIMBS HEIGHTS IN SHORT CAREER

By Adelaide Kerr.
(Associated Press Staff Writer.)

NEW YORK (AP) — A plate of spaghetti on a restaurant across the street was the nearest Rosa Ponselle came to the Metropolitan Opera house until Verdi's opera, "La Forza del Destino"—The Force of Destiny—tossed her before its footlights.

Today, ten years later, she ranks among the foremost prima donnas

ROSA PONSELLE

of the world. Monday evening, October 29, she will open the Metropolitan's season in "L'Amore dei Tre Re (The Love of Three Kings.)"

Miss Ponselle was fairly catapulted from vaudeville to opera. One day the Italian girl was singing "An Old Fashioned Wife" in variety theaters; six months later trilling the arias of grand opera.

Before that, even vaudeville had been a high rung in her ladder of ambition. And the building of that ladder's step had come hard. The church choir, a village motion picture theater, the vaudeville stage—each in the face of her father's opposition. Ponselle, padre, had no sympathy with women in careers.

CAPACITY AUDIENCE EXPECTED TO ENJOY MORONI OLSEN PLAY

"Expressing Willie" the delightful play by Rachel Crothers, which will be presented by the Moroni Olsen Players, under the auspices of the Lion's club here at the Craterian Theater, November 13, will draw capacity audience if the present rate of ticket selling keeps on, according to D. G. Tyree, president of the local Lions club.

So popular has this repertoire company become throughout the northwest that the mere mention of its name gains a ready response from the theater going public. The cast of players will include most of the old favorites who with Byron K. Foulger, Moroni Olsen and Janet Young, was one of the founders of the playing group, is directing the presentation of "Expressing Willie."

NEW YORK SEEN AS REPUBLICAN

WASHINGTON, Nov. 1.—(AP)—Theodore Roosevelt, Jr., visited Herbert Hoover yesterday and predicted that New York state would go Republican.

He said he based his belief upon the assumption that Governor Smith would receive a reduced majority in Greater New York as compared to his vote for governor and that there would be a huge increase in the upstate vote for Hoover.

Political Talks on Air Tonight

NEW YORK, Nov. 1.—(AP)—Political speakers over the radio tonight and tomorrow include:

TONIGHT
Republican.
Charles Evans Hughes from Brooklyn at 9 p. m., over WEAF and chain. Colonel Theodore Roosevelt at 7:30 p. m., over WJZ.

Democratic.
Senator Edward I. Edwards of New Jersey at 11 p. m., over WOR.

TOMORROW
Republican.
Herbert Hoover from St. Louis at 9 p. m., over WEAF and coast-to-coast chain.
Senator William E. Borah of Idaho at 10:30 p. m., from Boston, over WEAF and chain.

Democratic.
Governor Alfred E. Smith from Brooklyn at 10 p. m., over WJZ and coast-to-coast chain.
(Time is eastern.)

HIGH ASSEMBLY HEARS POLITICAL DEBATES TODAY

A varied program including political debate was given at assembly of Medford high school Wednesday. The program follows:

Harmonica quartet from junior high: "Carry Me Back to Old Virginia," "Sweet and Low," "Long, Long Trail a Winding."

Mrs. A. Q. De Armond gave awards for "voting contest," essay on why a citizen should vote: First Helen Mathison, (read her essay) second Leonard Hayson; third, Rosie Currier; honorable mention, Edith Rogers, Ethel Hegler.

Solo: Miss Melba Williams, "Bend of the River," "Run, Mary Run."

Political debate: Smith, Helen Williams, Wm. Dougherty; Hoover, Clifford Moore, Laura Drury.

Mrs. Percy Bray's drama class presented "Amateur Gum Chewer—Esther Alexander," and "Oh for a Man," Betty at the Baseball Game—Evelyn Herman, School—Mary Lyon, Bugaboo—Suzette and Betty Stennett, College Waitress, and High School Tact—Esther Alexander. "My Lady Chloe," Mixed Quartet of the high school.

Halowe'en Witch—Evelyn Herman.

Play: The Good Witch, by members of the Drama Class.

BEWARE THE COUGH FROM COLDS THAT HANG ON

Coughs from colds may lead to serious trouble. You can stop them now with Creomulsion, an emulsified creosote that is pleasant to take. Creomulsion is a medical discovery with two-fold action; it soothes and heals the inflamed membranes and inhibits germ growth.

Of all known drugs creosote is recognized by high medical authorities as one of the greatest healing agencies for coughs from colds and bronchial irritations. Creomulsion contains, in addition to creosote, other healing elements which soothe and heal the inflamed membranes and stop the irritation, while the creosote goes on to the stomach, is absorbed into the blood, attacks the seat of the trouble and checks the growth of the germs.

Creomulsion is guaranteed satisfactory in the treatment of coughs from colds, bronchitis and minor forms of bronchial irritation, and is excellent for building up the system after colds or flu. Money refunded if not relieved after taking according to directions. Ask your druggist. (adv.)

CREOMULSION
FOR THE COUGH FROM COLDS THAT HANG ON

VOTE FOR

George A. Codding
for District Attorney

Pledged to law enforcement and to a competent and economical administration of the office:

Has been a resident of Jackson County 15 years. Admitted to the bar in 1912.

Paid adv. by GEO. A. CODDING.

GEORGE W. DUNN, says:

VOTE 301 X NO
VOTE 303 X NO

On Joe E. Dunne's Initiative Bills

These bills are poorly drawn, are indefinite, are not co-ordinated so that both will either carry or both fail; but one may carry and one fail, and, in the event that either or both carry it would throw the state highway program into confusion, would cripple the county road construction and place an added burden upon real property that is already bearing more than its just burden of taxation.

The Dunne license bill provides that "after the expenses of collection," etc, are deducted one-half of the license money is turned over to the state highway commission and one-half "shall be remitted by warrant of the State Treasurer to the County Treasurers of the various counties of the state, in proportion of the amount of such moneys which shall have been received from such counties for license fees."

You will note the county's share is turned over to the County Treasurer and no provision for placing said money in the county road fund. Consequently it must be placed in the county general fund; and, under the law (see Chapt. 356 Laws 1927), the County Court cannot use general fund money for road purposes. This would leave the County Court without funds to match market road funds of the government and seriously curtail work on all county projects.

There is no probability of both Dunne bills carrying, because those who favor lower licenses are not likely to vote to increase the gas tax. Should this happen the State Highway Commission would have to stop all new road construction as there would be barely enough funds to pay outstanding bonds and interest thereon and the balance, if any, would be used for upkeep of roads already constructed. Work has been stopped by the Highway Commission ever since the Dunne bills have been initiated. It is quite evident that the motor busses and trucks will favor the Dunne license bill because they will receive very large reductions in the amount of their licenses, as it is clearly set forth in your voters' pamphlet.

A committee appointed by Senator Corbett, president of the State Senate, has been studying the license and gas tax question and has recently gone on record as favoring a reduction in license fees, and will, if necessary, submit a constitutional amendment to the people, making it possible to consider value in used cars as well as license for use of the highways. This being true, it would seem that it would be for the best interests of all to vote No on both Dunne bills and allow the coming legislature to pass such legislation as the people of Oregon demand.

GEO. W. DUNN,
Vice-President for Jackson County, Oregon, Good Roads Association.

Paid Advertisement

Trial Work Heavy and Continuous in Jackson County

To THE REPUBLICAN CENTRAL COMMITTEE,
Medford, Oregon.

Gentlemen: After September 17, 1925, trial work was practically continuous in Jackson County up to June 1, 1926, an unprecedented amount of cases being tried. The net result of this was to collect an unusual amount of appeals. The court reporter was burdened with an excessive amount of work, procuring private rooms and installing a dictograph and other equipment. It was necessary and he did employ an assistant to aid in and out of the courtroom and two stenographers to do transcript work.

Getting Out Transcript Entirely Matter Between Attorneys and Court Reporter

It must be understood that the attorney orders his transcript from the court reporter, arranges for its payment and delivery. It is purely a transaction between them in which the judge has no part. Of course, I knew the court reporter was under a deluge of transcript orders, extensions of time were granted to meet unusual temporary conditions. During this period, as stated, the attorneys dealt direct with the court reporter, as is the custom. The first knowledge I had of fear of loss of cases because of delay in transcript work was just before the hearing in the supreme court in the Walker case, hereafter mentioned. A motion had been made to dismiss on the ground of delay in filing transcript. Later this motion was denied so the alarm was not justified.

The attorneys list several cases they claim were lost through the delay of the court reporter to get out transcripts. Space will permit the discussion of only five which should settle this point.

Attorneys Inacurate and Unfair as Usual.

(1) McNair vs. Loughridge.

In a long statement, the attorneys say that this case was lost because of failure to get the record, and "the supreme court dismissed the appeal because the record had been delayed too long." The foregoing statement is not in accord with the facts. *The case was dismissed because it was settled out of court.* The following telegram from F. N. Phelps, attorney for the plaintiff, fully answers:

"McNair vs. Roughridge settled by stipulation Sept. 16, 1927. Cash paid $4500. Defendants settled doctor's claim $2100 and hospital claim $1000."

The case was compromised, settled and dismissed by agreement.

(2) Walker vs. Fireman's Fund Insurance Co.

The Supreme Court in its opinion, 122 Ore. page 190 does not dismiss the case on account of failure to file transcript but on the contrary held that the motion to dismiss on that ground was not good. The attorney for the appealing party failed to interpret the rules of the supreme court correctly and filed his printed abstract (not transcript) the first day of the second term following the appeal, *one day late. The delay in obtaining transcript had nothing whatever to do with the disposal of the case.*

(3) Hogan vs. Mason Motor Company.

This case is not yet decided in the supreme court, which fact makes it self evident that *it was not dismissed for failure of the court reporter to get out transcript.*

(4) Reed vs. Orr.

This case is reported in 122 Ore. page 45 and is a repetition of the Walker case. It was dismissed by the supreme court for failure to meet the requirements of a printed abstract of record *(not transcript.)* The printed abstract of record contains the pleadings, not the evidence.

The Joke Seems to Be on Gus

(5) Yost vs. McGrew, decided December 6, 1925.

In another circular much is said about this case. Plaintiff's attorney was Mr. Gus Newbury. I learned that complaint was being made about the transcript, and was informed that it was practically complete. *Later the court reporter told me that Mr. Newbury had failed to pay him for another transcript and that he expected to hold the Yost work until the matter was adjusted.*

Being a business matter strictly between the two, I gave it no further consideration.

C. M. THOMAS,

Tomorrow, responsibility for delay and extension of time will be discussed.

Paid Advertisement by JACKSON COUNTY REPUBLICAN CENTRAL COMMITTEE.