

The Weather

Forecast: Tonight and Friday fair, but with fog in morning. Moderate temperature.

MEDFORD MAIL TRIBUNE

MEDFORD, OREGON, THURSDAY, JANUARY 29, 1931.

Ten Highest Water... Lowest this... Precipitation... To 3 p. m. yesterday... To 5 p. m. today

Twenty-Fifth Year

Today

By Arthur Brisbane

High Up in the Air. If Pullman Could See. We Shall All Fly Soon. Bad News Comes Out.

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WINSLOW, Ariz., Jan. 28.—This is written 7000 to 8000 feet up in the air, going along the northern strip of Arizona, through Williams and Flagstaff, on the way east across the continent. Five minutes' stop at the Williams railroad station you breathe enough good air to start every red and white corpuscle attending to business.

Only the power that made it could describe this country, the level stretches covered with green trees, flooded with warm winter sunshine, mountains in every direction covered with snow, and those mountains start at an elevation of 7000 to 8000 feet.

The sky is as blue as the waters of the Mediterranean, and not a cloud as big as a man's little finger. What looks like a little cloud off to the northeast is a three-quarter moon, faint as a transparent skull in the blue sky.

Beyond question this country and great stretches of New Mexico and Colorado adjoining it seem made by Divine Wisdom for a superior race worthy of it.

If in the meanwhile you can send your children out to spend the winter in this country, they would be almost super-children on the return.

How it would delight the late George M. Pullman, father of all sleeping cars, if he could see the wonderful trains that carry his name back and forth across the continent today, trains of solid steel, ears 80 feet long, beautifully made, and inexpressibly comfortable. They are different from the one with which he started business, selling tickets himself on the platform in Chicago, the passenger paying 50 cents for the right to one-half of a berth.

He told how he sold one-half a berth to a tall, lanky individual, and how the man who bought the other half complained that there was no room for him, because the first man in the berth had such long legs. The first man was Abraham Lincoln, who obligingly doubled up his legs as much as he could to let the other man have his half of the berth.

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Abe Martin



It seems to me our country is great an' resourceful enough to live from one harvest season to another without raisin' the blamed stuff in greenhouses. My idea of overdoin' it is havin' two United States senators for Idaho.

UNCLE SAM APOLOGIZES TO IL DUCE

Speech by Major Butler Regretted, Says Note From Secretary Stimson—Order Court Martial for Marine Corps Officer.

PHOENIX, Ariz., Jan. 29.—(AP)—Cornelius Vanderbilt, Jr., quoted by various persons as the source of a story representing Premier Mussolini as a hit-and-run driver, declined to comment today.

WASHINGTON, Jan. 29.—(AP)—The United States government apologized today to Premier Mussolini of Italy because of a recent speech in Philadelphia by Major General Smedley D. Butler of the marines, in which remarks derogatory to the premier were figured.

Secretary Stimson, in a note handed Italian Ambassador de Martino, formally apologized to Signor Mussolini for the remarks Butler made. Only a short while before, Secretary Adams had ordered a court martial for the celebrated marine officer.

Butler had been reported publicly as saying he had been told by a friend that Signor Mussolini's automobile struck a child and that the premier drove on without stopping.

Speech Admitted. Secretary Adams, while not divulging Butler's explanation of the incident, said today that on the strength of the order for court martial it seemed fair to assume he had admitted the "substance" of his alleged Philadelphia remarks criticizing Mussolini.

"Having learned from the navy department that Major General Smedley D. Butler, United States Marine Corps," a formal statement by Stimson said, "has admitted that the question of his remarks in the press was substantially correct, I have this morning handed a note to the Italian ambassador expressing to Signor Mussolini and to the Italian people the deep regret of this government at this unauthorized action on the part of an officer on active duty."

Italian Satisfied. Ambassador de Martino called on the secretary at the latter's request to receive the note. The ambassador expressed satisfaction after his conference with the secretary that the American government had acted to ameliorate what was considered by the Italians an affront to Italy.

The American note was dated January 29 and read as follows: "I have the honor to express the deep regret which this government feels at the reflections against the prime minister of Italy in the unauthorized speech of Major General Smedley D. Butler, United States Marine Corps, in Philadelphia, on January 19."

"The sincere regrets of this government are extended to Mr. Mussolini and to the Italian people for this discourteous and unwarranted utterance by a commissioned officer of this government on active duty.

"Accept, excellency, the renewed assurance of my highest consideration. "HENRY L. STIMSON, (Signed) "His Excellency, "NOBILIS GIACOMO DE MARTINO, "Royal Italian Ambassador."

JURY EXONERATES PORTLAND BROKER

PORTLAND, Ore., Jan. 29.—(AP) A not true bill concerning Berwick B. Wood, 42, Portland broker arrested on manslaughter charges following a traffic accident in which Alford Owen was killed, was returned by the county grand jury today.

The jury ordered release of \$5,000 bail posted by Wood at the time of his arrest. Owen was killed Nov. 27 while walking along the highway near his home.

PORTLAND DELEGATION TALKS PENSION STAND

SALEM, Jan. 29.—(AP)—Whether the Multnomah delegation will join with the Portland firemen and policemen in backing their request for allotment of \$200,000 annually for their pension funds will be decided today, when the delegation will meet in executive session. It is expected that at that time, all business pending before the delegation will be handled and prepared for legislative action.

To Get \$800 An Hour



A film contract under which she will receive \$800 each working hour was signed recently by Constance Bennett. She will receive \$300,000 for 10 weeks' work.

CITY CITES NEED FOR CROSSINGS

Witnesses Present Evidence in Hearing On Plea for Grade Crossing, Eighth and Fourth Streets—Traffic Main Factor.

Up until mid-afternoon three witnesses had been examined at the hearing held by the state public service commission in the city hall in connection with the proposed opening of Fourth and Eighth streets over the Southern Pacific railroad tracks. The case as presented by the city of Medford so far reveals careful preparation, showing need for the improvements.

The hearing opened this forenoon and is being conducted by Commissioners O. C. Bortzmeier and Mylen C. Corey. John S. Beckwith is acting as reporter for the commission. A decision is expected to be reached within two weeks.

Frank Farrell, city attorney, in his opening statement, cited needs for the crossing in view of lack of through streets. The construction of the new county court house on the west side and new school buildings in the same section were given as reasons for the opening of Eighth street. The opening of both streets is in keeping with city plans as were outlined by the city planning commission with James Crane, eastern planning engineer, he said.

Traffic Shown. Dan Herrick, who recently made a traffic check on Main and Sixth streets, gave figures on the increase of traffic on these streets. As the totals were pointed out as showing why more streets must be opened over the tracks.

Fred Scheffel, city engineer, in his testimony declared it would not be a large engineering problem to bring about the street opening and spoke of present traffic congestion. He declared there are 18,000 people living in the Medford area, and over 11,000 in the city proper, necessitating the street improvement.

He explained to effect the Eighth street crossing one parking house operated by Ralph Bardwell, would have to be removed, as well as a portion of the Growers' Exchange building adjoining.

The engineer was asked by Paul Farrens, attorney for the Southern Pacific company, if he recalled an agreement the former said was made by the city with the railroad company providing that if Sixth street was opened the city would not ask for other openings. Sixth street was opened three years ago, Scheffel said he did not recall such understanding.

Census Quoted. The attorney set forth figures in a traffic count made at the Third street crossing, and said a recent 34-hour check revealed the passing of 324 autos over the tracks. He asked how much of this traffic would be diverted to Fourth street if it was opened, but no definite answer was given. Attorney Farrens also declared a census revealed that 6,652 of Medford's population resided west of

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ATTACH WHEAT RELIEF TO ARMY FUND BILL

WASHINGTON, Jan. 29.—(AP)—The senate today attached to the war department appropriation bill relief for making available for relief purposes 20,000,000 bushels of farm board wheat.

MOB HANGS N. DAKOTA FARM HAND

Confessed Slayer of Six Taken From Jail by Masked Men and Lynched on Bridge—Father Left to Face Law.

SCHAFFER, N. D., Jan. 29.—(AP) One day before Charles Bannon, 22, was to have been arraigned on charges of murdering a family of six, he was taken from the McKenzie county jail here shortly after last midnight by a crowd of 50 men, and hanged from a bridge.

Bannon was arrested last November after he had sold hog legs belonging to A. E. Haven, a farmer for whom he worked. He confessed to slaying Mr. and Mrs. Haven and their four children last February. He pleaded with the mob in behalf of his father, James F. Bannon, also held for the crimes. Who was not molested.

The men, all masked, and some of them armed, battered down the jail door. The leaders asked Deputy Sheriff Peter S. Hallan for the prisoner. Upon his refusal they overpowered him, broke into Bannon's cell and departed with him in automobiles, first tying up Sheriff P. A. Thompson, who was aroused by the noise.

Body Found. Bannon's body was found some time later, hanging from a bridge two miles east of Schaffer. It was cut down and brought here. Although the mob was intent only on getting Charles Bannon, the latter pleaded that his father, he was not harmed. "Save my dad," he urged. He was told that the elder Bannon "would be given a chance" with the courts and would not be harmed by them.

Reaching the bridge, a one-inch rope was produced from a car; it was fastened to the railing and a slipknot placed around Bannon's neck. He was pushed off the rail and dropped about 20 feet.

The mob dispersed. No shots were fired and save for the sheriff and his deputy being tied up, no one else was injured.

Sheriff Thompson, who lives two blocks from the jail, was seized when he came to investigate the noise of the timbers breaking down the doors.

Mob Wore Masks. Young Bannon was brought to the McKenzie county jail here several days ago from the Williams county jail at Williston, N. D., where he had been held for safekeeping since his arrest. He and his father were to have been arraigned here tomorrow on first degree murder charges for the Haven slayings.

Officials estimated that 80 men were in the mob. All wore masks and some were armed. They gathered quietly at the jail, and then, using ladders, battered down the front door of the place.

WINTER SLUMP IS NEEDLESS IN COAST BUILDING

SAN FRANCISCO, Jan. 29.—(AP)—Construction building here is lowered and seasonal slump would be less severe if building programs were spread over the entire year.

This change was advocated by A. P. Greenfelder, St. Louis, president-elect of the Associated General Contractors of America, which was the subject of a national convention here tonight.

Seasonal building, he said, is the result of habit, not climate. Tremendous waste, involving high labor costs, he said, is caused by seasonal building. The practice throws skilled men into idleness during many months when they could be employed if the policy were changed.

PORTLAND FLIER KILLED IN CRASH

PORTLAND, Ore., Jan. 29.—(AP)—In the third airplane accident within a week, Fred W. Sauer, 27, Portland aviation instructor, was downed late Wednesday and narrowly escaped a similar fate when a Rankin flying service ship fell into the Columbia river a half mile east of the interstate bridge.

Sauer suffered only minor injuries and was reported today as resting easily at a local hospital.

Lightning Bolt Blasts Douglas Forest Lookout

ROSEBURG, Ore., Jan. 29.—(AP) Investigating reports that vandals had damaged the forest lookout at White Rock, a 400-foot observation point on South Myrtle creek, Fred Southwick, supervising warden of the Douglas county fire patrol, discovered the station had been struck by lightning. The bolt hit a tree 20 yards away and followed the telephone line into the station.

GRAND JURY CALLED FOR DEATH QUIZ

Kingsley to Face Inquiry Monday in Slaying of Officer Prescott—Prisoner Willing to Plead to Second Degree Charge.

An order calling the grand jury impaneled for a special investigation of the death of Elected Duhaak of Eagle Point, killed during a raid on a Reese creek still a month ago, to convene next Monday, February 2, to hear testimony in the case of James E.

James E. Kingsley, who lives two blocks from the jail, was seized when he came to investigate the noise of the timbers breaking down the doors.

Officials estimated that 80 men were in the mob. All wore masks and some were armed. They gathered quietly at the jail, and then, using ladders, battered down the front door of the place.

The grand jury will hear the testimony in the murder case. There was some doubt on this point, and it was thought that another grand jury would have to be drawn.

Kingsley is held in the grand jury on a first degree murder charge and an indictment on this charge will be sought.

The admitted slayer, however, is adverse to pleading guilty to first degree murder, which carries the death penalty. He has expressed a willingness to plead guilty to second degree murder, which carries, as the extreme penalty, life in prison. The district attorney's office refuses to accept a lesser plea.

Kingsley claims in extenuation of his deed, that he did not commit it with premeditation or malice.

The state has three eye witnesses to the murder, including 210,000 of her fortune to the Portland art museum, Henry Felling, a nephew, will receive \$100,000, and the remainder of the property will be left to executors in trust. A sister, Mary Forbush Felling, will receive the net income of the estate during her lifetime. The will was designed yesterday.

COURT AGAIN AFFIRMS INTANGIBLE TAX RULING

SALEM, Ore., Jan. 29.—(AP) The original opinion by the Oregon supreme court that the state intangible tax was unconstitutional was sustained in an important decision handed down Thursday in the case of Benfield vs. Norblad and Kierman and Miller vs. Norblad and others.

FIREWORKS EXPECTED IN PORT LEGISLATION

SALEM, Ore., Jan. 29.—(AP) With divided reports by the senate Multnomah delegation on two Port of Portland bills, and the split reports on both measures expected to reach the senate floor Friday, fireworks on port legislation is promised in the upper house shortly after the senate convenes tomorrow.

Hangar for Roseburg. ROSEBURG, Jan. 29.—(AP)—The airport commission today authorized plans for a hall for bids on the construction of a hangar and an administration building at the Roseburg airport.

SALVATION ARMY MAY AID RELIEF

Senate Democrats Considering Organization for Fund Refused By Red Cross—Fight Looms in House.

WASHINGTON, Jan. 29.—(AP)—Democratic Leader Robinson said today he was willing to specify that the Red Cross "is at full liberty to employ such agencies as it chooses" to administer the fund.

WASHINGTON, Jan. 29.—(AP)—The house appropriation committee today voted to disapprove the senate \$25,000,000 Red Cross proposal for relief.

The vote was 18 to 11. Representative Creamer, in charge of the bill, said the measure would be reported to the house, disagreeing with all of the senate's amendments to the interior department supply bill.

The committee also rejected by the same vote the proposal by Representative Byrns, ranking minority member, that the fund be made available to a government agency to be designated by President Hoover.

Plans continued in the senate, however, for some other relief agency to administer the fund that the Red Cross has refused.

Democratic Leader Robinson said he was considering the public health service or some agency to administer it if the Red Cross stands by its refusal to accept the fund.

"I expect to announce something definite in a day or two," Robinson said.

CONTINUE HEARING K. F. RADIO PLEA

WASHINGTON, Jan. 29.—(AP)—The hearing on the application of Bruce Dennis, newspaper publisher of Klamath Falls, Ore., for a broadcasting station in that city, was continued for further testimony yesterday.

Senator Frederick W. Steiwer and Representative R. R. Butler of Oregon appeared before the Federal Radio commission in behalf of Dennis' application.

FAILING FORTUNE FOR ART MUSEUM

PORTLAND, Jan. 29.—(AP)—Miss Henrietta Felling, 70, who died here January 14, bequeathed \$100,000 of her fortune to the Portland art museum, Henry Felling, a nephew, will receive \$100,000, and the remainder of the property will be left to executors in trust. A sister, Mary Forbush Felling, will receive the net income of the estate during her lifetime. The will was designed yesterday.

COURT AGAIN AFFIRMS INTANGIBLE TAX RULING

SALEM, Ore., Jan. 29.—(AP) The original opinion by the Oregon supreme court that the state intangible tax was unconstitutional was sustained in an important decision handed down Thursday in the case of Benfield vs. Norblad and Kierman and Miller vs. Norblad and others.

FARMERS OPPOSED TO AGRICULTURE BUREAU

SALEM, Jan. 29.—(AP)—Any department for creation of a state department of agriculture at this time is not coming from farming interests of the state, the Oregon co-operative council voted at the close of its annual meeting yesterday. The group will oppose active passage of the bill for such a department as recently introduced.

Reject Amendment. WASHINGTON, Jan. 29.—(AP)—The senate today rejected an amendment to the war department appropriation bill which would have barred the use of any funds for civil compulsory military training in civil schools or colleges.

Of \$50,000



Mrs. Myrtle Blackledge, internal revenue collector for the Northern Illinois district, reported to Springfield, Ill., police that she had been duped by gamblers of \$50,000 which she had borrowed from Edward L. Kupsinger, Cook county board of review member.

JACKSON G. O. P. PLANS ANNUAL LINCOLN FETE

President Sparrow Names Committees for Banquet February 12—Speaker of Note to Be Secured.

Jackson county Republicans will unite to honor the memory of Abraham Lincoln at the 17th annual Jackson County Lincoln club banquet, to be held Thursday, February 12, at the Hotel Medford.

Plans for the banquet were made at a meeting at the Hotel Medford last night, at which time Judge Alex Sparrow, present president of the club, made committee appointments.

A speaker of note will be secured to bring the principal address on Lincoln, while outstanding Republican leaders throughout the state will be invited to participate. The affair annually draws between 350 and 500 guests and is an institution among Jackson county Republicans.

Committees Named. Committee appointments made last night included: Tickets—Harry Skyrman, chairman; T. H. Simpson, Ashland; Steve Nee, Talent; Fletcher Fink, Phoenix; Guy Tev, Central Point; Mrs. Johnny Reed, Gold Hill; Ray Coleman, Jacksonville; Roy A. Brown, Eagle Point; James Grieve, Prospect; M. D. Stoddard, Butte Falls; John Peralo, Applegate; Bill Warner, Medford.

Nominating—Fred Homes, Ashland, chairman; Delroy Getshell and Ralph Bardwell. Decorating—Cole Holmes, Medford.

Banquet—Eugene Thornberry, Ashland, chairman; Delroy Getshell and Ralph Bardwell. Program—Bert Anderson, E. V. Carter, Carl Tongwald, Frank Parroll.

Invitations—Frank Farrell, Ralph Bardwell, Sumpter Smith, Bert Anderson. Resolutions—Ole Arnsperger, Col. W. H. Paine, Frank Farrell, Bert Anderson.

Anticipate 1932. Although this is an "off" year politically, it was the consensus of those who met last night that the meeting this year should be designed to bring together the Republicans of Jackson county to honor the memory of Lincoln and to anticipate the political activities of 1932.

Details of ticket sales, program, invitations, etc., will be announced by chairman of the various committees.

NEED OF FLAX AUDIT LEFT TO COMMITTEE

SALEM, Ore., Jan. 29.—(AP)—Whether the ways and means committee of the legislature will have an audit of the accounts of the state flax industry depends on a report to be made in a few days by a sub-committee appointed to examine that industry at the penitentiary. This agreement has reached at the committee session last night.

BOWLES WILL SEEK CHANGE OF VENUE

PORTLAND, Ore., Jan. 29.—(AP) Attorneys for Nelson C. Bowles, millionaire, and Irma Loucks, his former secretary, charged with the murder of Mrs. Leone Bowles, will ask for a change of venue from Multnomah county, they announced today.

AUTO LAWS WITH TEETH ADVOCATED

Bills Would Tighten License Rules, Curb Reckless Driving, Provide for Examination of Drivers—Chain Store Bill In.

STATE HOUSE, SALEM, Ore., Jan. 29.—(AP) Prohibition was being argued in spirited fashion in the house late today as the Manning resolution for a referendum on the Oregon dry laws was introduced for discussion.

SALEM, Ore., Jan. 29.—(AP) The Manning resolution calling for a referendum on the Oregon dry laws, will be reported to the house this afternoon, with a majority recommendation that it do not pass, signed by five members, and a minority report that it do pass, signed by two members. The report floor will be debated on the afternoon.

SALEM, Ore., Jan. 29.—(AP)—Four measures, designed to tighten the motor vehicle license laws, were introduced into the house today as the 18th day of the Oregon legislative session opened. The bills were those urged by Secretary of State Hal E. Ross to clamp down on careless driving on state highways and provide for drivers' examinations, restricted licenses and suspension.

Included also in the 10 bills introduced was the one requiring a \$200 annual license fee for chain and branch stores. Members of the lower house passed five measures, one senate bill and two memorials. The senate passed one measure amending the code relating to appointment of directors of the state board of higher education. Two new bills appeared in the senate hopper.

May O'Harra. The traffic bill was drafted by Dave O'Harra upon was suggested by the secretary of state and which was recommended to the legislature by both Governor A. W. Norblad in his final message and Governor Julius L. Meier in his inaugural address.

All licenses may be ordered cancelled at any time by order of the secretary of state but not often than once every three years and designated dates set for examination of the holders. In line with the national conference policy only those who apparently are in need of such an examination will be ordered to appear and the order is regarded as a formality. New licenses will be issued upon the payment of 50 cent renewal fees.

No Deprivation. Restricted licenses will be issued to persons who have demonstrated their ability to operate a motor vehicle regardless of apparent physical defects and upon the secretary of state being satisfied of their ability. It is the intent of the law that the vehicle involved is owned by someone else, the owner of the machine is held responsible. Every chauffeur must be a registered driver under the new law.

Mandatory suspension of license is made upon conviction of a variety of offenses while the secretary of state is given the power to

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WILL ROGERS SAYS

SAN ANGELO, Tex., Jan. 29.—Nothing doing on the flying today. If you think Texas ain't some size, you just try to drive from one part of it to another in a car. Here in San Angelo, the real heart of the cow business, but it's so poor that these old cattlemen are eating their own beef and the bread lines in these towns are composed of independent oil men. They are worse off than the cotton farmer.

Will Rogers