

The Weather
Forecast: Sunday cloudy and unsettled. Probably with occasional rains. Moderate temperature.
Highest yesterday 72
Lowest yesterday 50

MEDFORD MAIL TRIBUNE

A. B. C.
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Twenty-Seventh Year

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FEHL AND REED DENIED RETRIALS

Comment on the Day's News

By FRANK JENKINS

EVERYONE is familiar with the prunes, the pears and the potatoes of Southern Oregon—the three crops whose production in Oregon is dominated by this region.

Fewer people are familiar with pea bulboosa, the winter blue grass, whose present commercial production is confined largely to Jackson county.

Yet it is possible that in time pea bulboosa may equal, or even exceed, these other crops in commercial importance.

HERE is the particular thing about this winter blue grass that gives it unusual importance:

It grows in the winter, when other grasses, such as alfalfa, are dormant, and it lies dormant in the summer, when the other grasses are growing.

HERE is the way they work it:

They seed winter blue grass with alfalfa, and along in the fall, when the first rain comes, it begins to grow. They pasture it all winter, in Jackson county, except for about a month of the coldest weather.

Then in the spring they take the stock off, the winter blue grass goes dormant and the alfalfa comes on. They cut just as big a crop of alfalfa as if the land hadn't been pastured in the winter—bigger, as a matter of fact, on account of the fertilization involved in pasturing.

EVEN this rotation, which doubles the usefulness of the land, doesn't wholly tell the story.

The winter blue grass produces humus and consumes nitrogen. Alfalfa produces nitrogen and consumes humus.

So, you see, one hand washes the other. Pea bulboosa feeds the alfalfa and the alfalfa feeds pea bulboosa.

What has been said so far concerns the rich bottom lands, where alfalfa is grown. But that doesn't tell the whole story, by any means.

Winter blue grass, when properly seeded and a good stand secured, grows on the thinner lands of the hills. It thrives under oak trees, and seems to grow even under the resinous pines and firs.

Hill grasses are scarce in Southern Oregon. A thoroughly successful hill grass will add immensely to our pasture resources.

WHY is good pasture so tremendously important, you ask?

Here is the reason: Because pasture and successful dairying go hand in hand. Tillamook, Oregon's outstanding dairying region, is a pasture country.

Denmark and Australia, the two great dairy countries of the world, are pasture countries. Pasturing cows is the CHEAP and efficient way to produce milk.

Where milk is produced cheaply, so that the dairyman doesn't have to spend all he makes for feed and labor, it is possible to show a profit, under conditions where a profit would otherwise be impossible.

WHERE did pea bulboosa, the winter blue grass come from?

Well, that is a long story, and there are many theories, but it is sufficient here to say that it was first developed commercially by C. C. Hoover, on the Hanley and Hoover ranch near Jacksonville.

Mr. Hoover noticed a little patch of it more than a decade ago, and observed that it seemed to flourish in the winter and that cattle fed on it persistently.

So he set to work to develop it and see what it was good for.

THE more he worked with it, the more impressed he became. He had a bunch of cows, and he knew the supreme importance of feeding them cheaply if he were to have any think left over to show for his work at the end of the year.

The Hanley and Hoover ranch—the Hanley is E. B. Hanley, of Seattle, brother of Bill Hanley, of Burns—is chiefly rich bottom land, but it commands a view all around of hills, where little or no grass grows. Mr. Hoover could see the possibilities on both kinds of lands.

He threshed some of the grass and got seed, and a part of this seed he used and a greater part he gave away. He got so deeply into the habit of giving away the seed of his new grass

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PREJUDICE CLAIM UNSUPPORTED IS RULING BY JUDGE

Jury Fair and Impartial Asserts Court in Answer to Plea for New Hearing of \$15,000 Libel Litigation.

Earl H. Fehl, editor of the Pacific Record Herald, against whom a \$15,000 libel suit verdict was returned in favor of Roy Parr, game warden, last March, is denied a new trial in an opinion handed down Saturday by Circuit Judge H. D. Norton.

At the same time the court rendered decisions overruling new trial motions of Albert W. Reed, Denver youth, under a life sentence in state prison for slaying Victor Knott, Ashland policeman, last November, and Prof. C. Englehardt, Eagle Point, fined \$250 for conviction of assault and battery upon John Domogalla last fall.

Appeals Contemplated

Appeals to the state supreme court are contemplated in the Reed and Fehl cases. Both these trials attracted wide attention throughout the country and in each, also the Englehardt case, allegations of misconduct of jurors, prejudice, and errors as law of the court were made.

A summary of the findings in the Fehl case, which is reviewed at length by the court is as follows:

That no grounds were submitted justifying the granting of a new trial; that the verdict was within the evidence; that the "jury was a representative cross-section of community life, fair and impartial," and "that affidavits offered by every member of the jury denying prejudice are believed by the court."

Affidavits Held Mistaken

That A. C. Abrams, who presented an affidavit detailing a "bitter tirade on Fehl and his paper by Mrs. Myrtle GeBauer, a jurywoman, while visiting at the home of W. F. Campbell," is "mistaken as to the dates," and the same definition is applied to W. H. Everhardt, who made a corroborating affidavit.

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Capone Sights Law Loophole To Escape Pen

WASHINGTON, April 30.—(AP)—Al Capone might have an excellent chance to escape his 11-year-sentence in prison if a certain point had been raised during his trial.

His chances may be excellent yet, since his lawyers are making the claim now, but the department of justice feels—and hopes—that it is too late.

The point was that the three-year statute of limitations had run at the time of the gangster's indictment for violation of the income tax laws on June 8, 1931.

JOURNALISM WILL BE CONTINUED AS UNIVERSITY TOPIC

PORTLAND, Ore., April 30.—(AP)—University of Oregon's school of journalism, abolished under the unification program for higher education in Oregon, was reinstated today by action of the state board of higher education.

The board also authorized its president, C. L. Starr, and E. C. Sammons, board member, to go east in search of the man who will become chancellor of the unified system.

The school of journalism action was taken on the motion of G. C. Holt, chairman of the curriculum committee, which originally favored abolition of the school.

Colt told the board that the members of the committee, himself, Mrs. Cornelia Marvin Pierce of La Grande and P. E. Callister of Albany, were satisfied the elimination of the school was a mistake.

Estimated income of the board for the coming school year is \$3,487,696 and the estimated budget expenditures total \$3,213,556. These estimates were returned to the president and they were instructed to cut it by \$425,860. In addition to this, the board said, there must be an emergency fund of \$100,000 so the amount to be saved actually is \$525,860.

Walter Bedford, teacher of geography at the Ashland Normal school, was named to the presidency of the school. Bedford has been at the normal school six years. He will serve under J. A. Churchill, former president of the school, and new dean of elementary teacher training and president of the Monmouth normal.

TROUBLE CLOUDS ON HORIZON FOR MAJOR PARTIES

Democratic Nomination Contest and Republican Platform Drafting Hold Apprehension For Leaders.

By D. Harold Oliver
(Associated Press Staff Writer)

WASHINGTON, April 30.—(AP)—Trouble clouds are massing over the Democratic presidential nomination contest and the Republican platform makers with the approach of May primaries and conventions.

The strange quirk of political events of the past week, with the national conventions less than two months away, not only halted for the first time the rush of Franklin D. Roosevelt toward the Democratic nomination, with Alfred E. Smith furnishing the impediment, but also added Michigan to the states advocating a major plank in the Republican platform.

Smith Out To Win

Smith left no doubt in the minds of politicians that he was out to stop his successor at Albany when, in commenting on his capture of the Massachusetts delegation of 36, he said "I guess that puts a check under the old hand-wagon."

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Four Defendants Calm As Fate Read



Clarence Darrow (center), veteran Chicago barrister, is shown with the four persons he unsuccessfully defended in the trial for alleged lynching of Joseph Kahahawai. Left to right, E. J. Lord, seaman; Mrs. Grace Fortescue, Darrow, Lieut. Thomas H. Masie and Albert O. Jones, seaman.

BONUS ADVOCATES PREPARE TO PLAY POWERFUL TRUMP

WASHINGTON, April 30.—(AP)—Sponsors of a cash bonus payment today planned resort to their last and most powerful weapon for forcing a house vote on the \$2,000,000,000 new-money outlay—the drastic committee discharge petition.

Almost certain their plan, bitterly denounced by administration spokesmen, will be rejected by the ways and means committee, advocates confidently claimed half a hundred more than the 145 signatures necessary to force a ballot.

"We could get 218 signatures, or a clear majority of the house, if we had to," Representative Patten (D., Texas) said. "The bill is certain to pass the house."

Representative Rainey, the Democratic leader, said the powerful revenue committee expects to close hearings next Wednesday.

INDEPENDANTS TO ENTER CAMPAIGN IS LATEST RUMOR

As yet the Jackson county political pot has not started to boil, but fermentation is expected to start in the final two weeks of the primary campaign. The rank and file of the voters are still apathetic. At present they are more inclined to "wise-crack" than to take the office-seekers seriously. All the candidates and their aides are busy, as they should be, but the men and women whose votes decide the issue, to date are ominously silent. Another thing, no hands have yet been wagered on the results.

There have been rumors for several days that after the primaries, there will be independent candidates for county judge, county treasurer, and county assessor. Just how much power there is behind this movement is problematical, but street gossip has it there will be three citizens of more than ordinary strength and prominence who will be able to give anybody a stiff battle in the general election.

The Oregon election laws specifically provide that a candidate defeated in the primary cannot run in the general election. Several spring aspirants figured they could keep fight on running if beaten, but the statutes provide they will have to wait until the next primary election.

The only interest now visible is shown in the Democratic race for sheriff, and the Republican race for county judge. It is generally conceded that the unusually heavy Ashland Democratic registration will hold.

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S.O.S. ANNOUNCES COST REDUCTION TO PEAR GROWER

Southern Oregon Sales, Inc. through its general manager, Paul Scherer, yesterday announced drastic reductions in packing, storage and transportation charges for the 1932 season. The action taken by his board of directors will lighten growers' heavy community confidence, and is a step toward the adjustment of the fruit industry to present economic conditions, it was pointed out.

The new prices are as follows: Packing charges for S. O. S. growers, coming season, 45c per box. Pre-cooling, 10c per box; seasonal storage, 25c per box.

Substantial reduction in refrigeration transportation charges had been reduced an average of 16 cents per box as compared with costs before pre-cooling and cold storage facilities were available in Medford. He saw no reason why the company's growers might not expect equal savings for next season. These economies result from increased loading as well as shipment with partially loaded and "dry" cars during winter months. The S. O. S. has been pioneering in this field since 1927.

When asked if any disadvantage attached to these practices, Tuttle pointed to graphs showing comparative size for returns in New York auction sales and remarked that the data showed the new method entirely successful.

Recalling costs as existing even two years ago, he said that packing, pre-cooling, cold storage and car refrigeration savings to growers under the new program would total 40 cents on winter pears. "Should the carriers meet the request of the northwest shippers for freight reduction the total might reach 75 cents," continued Tuttle.

He stated that the possibility of rate reductions was strengthened by the threat of increasing coastwise shipments through the canal.

Scherer said that Jack Spaulding, (Continued on Page Four)

VANCOUVER FOILS FIREBUG ATTEMPT

VANCOUVER, Wash., April 30.—(AP)—Fire described by Fire Chief George H. Wiegand as of incendiary origin was discovered in three large industrial plants here last night. Damage was negligible.

Fire started in the Washington Co-operative Foultry association and in the Clarke County Seed company plants shortly after midnight and in the Washington Growers' packing plant four hours later.

All three fires were discovered before they had made much headway and firemen said methods used in setting the three fires were almost identical.

MAY DAY RIOTING IS EXPECTATION

(By the Associated Press)

Precautions to guard against May day disorders were taken today by municipalities and national governments in many parts of the world—but in Russia, where the holiday is a festival for the government instead of against it, everybody got ready to have a legal big time.

As a prelude to the international labor holiday, police and demonstrators clashed yesterday in Philadelphia when several organizations attempted to march on the Philadelphia city hall.

TWO DIE WHEN PLANE PLUNGES INTO STREET

CHICAGO, April 30.—(AP)—A pilot and his passenger were killed today when their plane crashed to earth on South Michigan avenue at Seventy-fifth street and burst into flames.

The ship struck a trolley wire and then smashed into two flat buildings. Witnesses saw the two men, facing disaster, wave frantically at pedestrians on the crowded street to signal them out of the way as they swooped down.

SALEM, Ore., April 30.—(AP)—Wm. Unicomb, patrolman of Grand Ronde, was the only fatality listed in the past week as the result of industrial accidents, the accident commission announced. There was a total of accidents reported during the period.

HOOD RIVER FRUIT PLANT IS LEASED

HOOD RIVER, Ore., April 30.—(AP)—The Big Seven cold storage and packing plant here has been leased by the Apple Growers' association, whose cold storage plant at Van Horn was destroyed by fire Thursday.

The Big Seven is equipped with the most modern machinery. It is equipped to pre-cool and store under refrigeration a large tonnage of pears.

Butte Falls Man Nabbed With Rum

State police officers Saturday afternoon arrested J. J. Powell, Butte Falls farmer, as the junction of Crater Lake highway and the Butte Falls road, for alleged possession of a gallon of moonshine in his auto. Authorities state Powell has been under surveillance for some time. He is held in the county jail for preliminary hearing Monday.

Koppes Condition Reported Serious

Rome A. Koppes, city editor of the Mail Tribune, was reported last night by Dr. B. C. Wilson, attending physician in a precarious condition and slowly sinking. A turn for the worse came last evening. He was stricken last Monday with a slight paralysis stroke.

Phil Lay Arrested On Driving Charge

Phil Lay of Lay's auto camp near Astoria, was lodged in jail by city officials last evening, charged with reckless driving. Lay was arrested on South Columbus street.

BASEBALL RESULTS

Night Games	
Oakland	8 13 1
Los Angeles	6 7 0
Kaich, Joiner and Gaston; Wetzel, Moss and Campbell.	
Sacramento	3 3 4
San Francisco	20 12 3
Flynn and Woodall; McDonnell and Penebaky.	

LAKE ROAD OPEN TO GUESTS TODAY

The Crater Lake road will be open today to a distance nine miles beyond Union Creek, according to announcement from the local chamber of commerce last night. The road has been opened to accommodate a two way travel to this point and a large crowd is expected to visit the region today.

The snow depth will be in operation in snow drops of eight feet, offering a thrilling sight for spectators.

THREE BAKER BANKS ARE CONSOLIDATED

BAKER, Ore., April 30.—(AP)—Officials of Baker's three banks, the Baker Loan and Trust company, First National Bank and the Citizens National Bank, announced today the three institutions will be consolidated Monday.

The consolidated banks will be known as the First National Bank, continuing the charter of the City's Pioneer Bank, founded in 1883.

Shields and Vines Defeat Canadians

WASHINGTON, April 30.—(AP)—Playing brilliant tennis in a drizzling rain, Frank Shields, and Elsworth Vines turned back the Canadians in the last two battles of the Davis cup series today to give the United States a clean sweep of all five games.

Save Surplus For Poor

THE DALLES, Ore., April 30.—(AP)—The Wasco county relief organization has launched plans to salvage all surplus fruit and vegetable crops here this year for distribution among needy persons next winter.

Oregon Products Banquet Will Launch C-C Regime

Final arrangements for the annual meeting of the Medford Chamber of Commerce and the Fifth Annual Oregon Products Banquet were completed yesterday when the committee in charge of the event was notified of the acceptance of Burt Brown Barker, vice-president of the University of Oregon, as the principal speaker of the occasion. The banquet will be held May 19 at the Hotel Medford and accommodations will be available for 300.

Preparation for the banquet are being made by the Women's Greater Oregon committee, headed by Mrs. Glen Fabrick, and program arrangements will be handled by the forum committee of the Chamber of Commerce, A. P. Johnson, chairman. Mr. Johnson will act as toastmaster. All of the material used in the menu will be Oregon products, and those in attendance may expect one of the finest banquets ever served in this city, according to Mrs. Fabrick.

This is the fifth annual event of its kind sponsored by the Medford Chamber of Commerce, and the reputation of Medford's Oregon Products Banquet has been carried over the entire state. It is probable that delegations from Astoria, Klamath Falls, Grants Pass and other southern Oregon cities, as well as from Portland, will be present at the meeting.

BIG RANCH NEAR ASHLAND BOUGHT

P. G. Miller of San Jose, Calif., Saturday completed a deal, whereby he acquired 1600 acres of land, adjacent to Ashland, from the Balfour Guthrie company. The amount involved was said to be in the neighborhood of \$50,000. The land lies east of Bear Creek. It is the largest real estate deal consummated in the Rogue River valley since 1929.

Miller plans to pasture a large herd of cattle on the land for the present, and to develop it for residential subdivision purposes.

Final papers in the transaction will be filed with the county clerk Monday.

Pennsylvania Team Cracks Relay Mark

FRANKLIN FIELD, Philadelphia, April 30.—(AP)—As the climax to a six record-smashing performance, the University of Pennsylvania's flashy one-mile relay team today blasted loose its own meet record by whitening through the dirt in 3 minutes, 15.4 seconds in the outstanding feature of the Penn relay carnival.

OREGONIAN FACING HUGE LABEL SUIT

PORTLAND, Ore., April 30.—(AP)—A \$100,000 libel action was filed in circuit court here today against the Oregonian Publishing company.

The complaint was filed by Virgil Amend, of Bristol, Ore., a member of the Multnomah county grand jury which recently returned indictments against 15 persons, including Mayor George L. Baker, two city commissioners and the city engineer.

The complaint recites that after the indictments had been returned, the Oregonian published an editorial entitled "We Share the Doubt," which allegedly was intended to bring Amend and other jury members into disrepute.

GASOLINE SALES HIGH IN MARCH

SALEM, Ore., April 30.—(AP)—March gasoline sales in Oregon this year exceeded sales during the same period a year ago by 2,720,887 gallons, the secretary of state announced today. The total sales for the month in 1932 exceeded 15,000,000 gallons.

Motor fuels oil tax, as a result of increased sales, also showed a larger return. The increase was \$105,415 over the previous year. The total collected was \$699,588.

Tax on gasoline for the first quarter of this year totaled \$1,424,580 as compared to \$1,352,970 a year ago.

Fishermen Watched

THE DALLES, Ore., April 30.—(AP)—Oregon and Washington officers today began patrolling the mid-Columbia river selling and trap areas to prevent fishermen from beginning operations before the legal opening of the commercial fishing season Monday.

MANSLAUGHTER IS HONOLULU VERDICT OUTBREAK FEARED

Police and National Guard On Alert to Quell Rioting—Darrow's Speech Fails To Impress Mixed Jury

By William S. Ewing
Associated Press Staff Correspondent

HONOLULU, April 30.—(AP)—An outwardly quiet but tense city looked on today while opposing sides grided for further "battle over the Joseph Kahahawai lynching case. The manslaughter conviction of the four accused persons failed to settle its far-flung ramifications.

Radio patrol cars equipped with machine guns and manned by police rolled through the city as the apparent tranquility was interpreted as ominous.

Both police and national guard authorities were on the alert for any sign of an outbreak of feeling over the conviction of Lieutenant Thomas H. Masie, Mrs. Gracie Fortescue and the two navy enlisted men, Albert O. Jones and E. J. Lord.

Beaten in one of the greatest court battles of his long career, Clarence Darrow, aged defender and his associates set wearily about fighting the conviction through the higher courts.

Darrow learned today how his double plea of insanity and the unwritten law in behalf of Masie had soon been cast aside as the racially mixed jurors went on with the balloting.

The jurors said Darrow's speech failed to impress them. Ascertaining all but two of the 12 men were fairly well educated, one of them said:

"He talked to us like a lot of farmers. This stuff may go over big in the Middle West but not here."

The jury said the fiercest closing argument of Honolulu's new prosecutor, John C. Kelley, had been effective.

It was learned that the jury, composed of seven Anglo-Saxons, three Chinese, a Portuguese and an Hawaiian, had split strictly on racial lines on the first balloting.

Within 30 minutes after receiving the case, the jury stood seven for acquittal and five for conviction on second degree murder charges.

During the next two days the Caucasians on the jury gradually swung over to the view of their colleagues. Late yesterday, when they were called into court by Judge Charles S. Davis and asked if they could reach a verdict, the only man still holding out for acquittal was a part Hawaiian. When the jury returned for deliberations this man agreed to vote for acquittal. The agreement came on the fifteenth ballot.

The immediate battle to beat the conviction—the four were accused of killing Kahahawai to avenge his alleged participation in a criminal attack upon Mrs. Thalia Masie, wife of the naval officer—will be the argument for a new trial, and, if that fails, an appeal to the territorial supreme court.

LONG FOR NORRIS AS FLAG BEARER

WASHINGTON, April 30.—(AP)—Senator George W. Norris, Republican independent from Nebraska, was proposed today by Huey Long of Louisiana as Democratic candidate for president.

Louisiana's senator and Democratic National committeeman, who renounced yesterday from the senate leadership of Senator Robinson, Senator Harrison of Mississippi, or Speaker Garner for the Democratic candidacy.

Miss Redden Bride Of Carl Larsen at Services Saturday

At a ceremony at the First Methodist parsonage at ten o'clock last evening, Miss Mary Lorraine Redden, daughter of Mr. and Mrs. F. E. Redden of Medford, became the bride of Carl F. Larsen of Jacksonville. Rev. Alexander G. Bennett officiated.

The couple was attended by Mr. and Mrs. Orville Baugh. Guests included the bride's parents and brother and sister, and Mr. and Mrs. Wilson of Jacksonville.

Will Rogers
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