

The Weather  
Forecast: Tonight and Friday fair  
and mild.  
Temperature:  
Highest yesterday 74  
Lowest this morning 45

# MEDFORD MAIL TRIBUNE

Facts vs. Claims  
About 90 per cent. of the leading  
Newspapers of the United States and  
Canada are A. B. C. members. The  
other 10 per cent. sell "claimed"  
circulation.

Twenty-Seventh Year

MEDFORD, OREGON, THURSDAY, AUGUST 11, 1932.

No. 121.

## NEWS AND BATES IN LABEL SUIT

### Comment on the Day's News

By FRANK JENKINS

How long since you have visited a dairy, operated under the provisions of a modern milk ordinance, such as we have here in Medford?

If it has been a long time, or if you NEVER did, you should have been along yesterday on the dairy tour arranged by Mrs. Fabrick, of the Women's Greater Oregon association. It was a revelation.

PRODUCING milk, as this writer recalls it, used to be a casual sort of occupation.

One worked hard in the field all day, and as a fitting finale to the day's labor one "paled" the cows. These same cows, invariably, were in the far corner of the pasture, usually lying down with their tails under the fence, in order to get as far away as possible, and one hazed them in to the milking lot, usually getting a lot of bad language out of his system in the process.

Arriving at the lot, one sat down to milk.

THE milk bucket, an open-faced affair, was either set on the ground or held between the knees, and one then proceeded to milk at it, hitting it a part of the time and one's pants and shoes the remainder.

The cat, meanwhile, and possibly a pig or two, had come up with fawned and eager expressions on their faces, and so one proceeded from time to time to aim a stream of milk at the mouths of these faithful friends.

And so it went, until the job was finished.

NO, we have overlooked something.

The cow, as this writer recalls it, swishing her tail around and reaching for bothersome flies, would drop the tuft of hairs on the end of the tail into the bucket, wet it thoroughly in the milk and then proceed to slap the milker deftly behind the ear with the wet tail.

More profanely, and occasionally a little belaboring of the cow with the milk stool.

AFTER the milk had been extracted into the open-faced bucket, it was strained through a screen into a can, and was then ready for human consumption.

All this, of course, in the summer. In the winter, one milked in a shed, the floor of which was covered with mud and manure in which the cows slept at night, smearing their udders copiously.

These smearings, it will be readily understood, dropped off into the open-faced bucket as one milked, and a PART of them was strained out. The remainder settled as a sediment to the bottom of the can and was poured off with that part of the milk fed to the pigs.

SO MUCH for the old days. In these modern days, we are more particular and up-to-date cities such as this have adopted milk ordinances, backed by adequate inspection.

It was to give some idea of the meaning of this ordinance and of the inspection back of it that yesterday's tour was held.

MEDFORD'S milk ordinance is the standard ordinance sponsored by the U. S. public health service. It defines four grades of milk—A, B, C, and D.

Grade A milk must contain less than 30,000 bacteria per cubic centimeter, a centimeter of milk being about 10 drops. It must be kept at a temperature below 50 degrees, so as to halt the growth of bacteria.

It must be produced on premises that are scrupulously clean, from cows regularly inspected for tuberculosis and other diseases and handled by persons who are certified by a competent physician to be free from disease.

Covered buckets must be used, the udders of the cows must be cleaned, the milk must be strained through a special filter and all utensils must be sterilized.

GRADE A milk may be sold raw under the ordinance. Grade B, which must contain less than 300,000 bacteria per cubic centimeter and must be kept at a temperature below 60 degrees, may be raised to Grade A by pasteurizing.

Grades C and D are commercial

### PUBLISHED STORY BASIS OF CLAIM FOR BIG DAMAGE

Article Published With Malice  
and in Attempt to Defame  
Declares McMannis in  
\$50,000 Damage Suit

Suit for \$50,000 alleged damages was filed in circuit court this afternoon by Bob McMannis against the Medford News Publishing Co., L. A. Banks, its publisher, and F. A. Bates, a Foothills district miner. General damages in the sum of \$25,000 and punitive damages in the same amount are sought.

The action is based on an article appearing March 6 last in the paper and headlined, "Miner Tells Woes on Foothills."

Malice Charged  
The complaint recites that the article was written and published with "express malice," and further alleges that it is "false, defamatory, degrading, and inflamed and incited the lawless element of the vicinity against the defendant, hindering him in the peaceful pursuit of his work."

The complaint further alleges that the article charges the plaintiff with "robbing sluice boxes, threatening to blow up mine dams and threatening the life of F. A. Bates."

The suit is the outgrowth of the primary campaign charges of "break down of law and order" and "incitement of violence" in Jackson county. It was announced recently that the mining property in question has been taken over by Banks, Dr. P. G. Swendsen, of Ashland and another party, with the purchase price named as \$25,000, to take effect September 1.

The law firm of Moulton, Lord & Moulton of this city and Portland appear as attorneys for McMannis. Bates, one of the defendants in the action, was indicted by the last grand jury for threatening to commit a felony. He entered a plea of not guilty to the charge.

### STARS TO SHOOT EARLY IN MORN

PORTLAND, Aug. 11.—(AP)—Clear skies permitting, residents of Oregon tonight will have the opportunity of enjoying the first stage of a several-day exhibition of the perished meteors as they flame across the heavens.

The earth today is nearing the orbit formerly followed by Swift's comet of 1862. The comet since has broken into bits, and each year the fragments along the orbit appear in meteoric showers as the earth's orbit nears them.

The best time to see the showers is between midnight and 2 a. m.

### VIC MEYERS OPENS NEW CANDIDACY

OLYMPIA, Wash., Aug. 11.—(AP)—Vic Meyers, Seattle orchestra leader and last February a harmony candidate for mayor of Seattle, today filed a declaration of candidacy with Secretary of State J. Grant Hinkle for lieutenant governor on the Democratic ticket.

The campaign for mayor gave Seattle citizens much amusement, but Meyers was defeated for the nomination. He received about 5000 votes.

### Early Jackson County Judge's Foe Flayed by Supreme Court Justice

To the Editor:  
December 12, 1889, in an issue of the Valley Record, published in Ashland, Ore., the following defamatory matter was published, concerning a circuit judge of Jackson county:

"The circuit judge has ordered an investigation into the whys and wherefores of a material witness disappearing in a criminal case, in which it is important that a testimony was needed to convict. While the honorable court is at the investigation business, it might not be more than common justice to go into the wholesale business of investigating itself, and everybody else connected with the management and manipulations of the jurisprudence of Southern Oregon. If some of the methods employed could be sifted to the bottom, a system of denauncing would be established that may be very warm, and interesting to some of the executives. In fact, then, the cir-

## Dapper Jimmy Walker Near Tears Under Quiz

### DEMOCRATS VOICE CONDEMNATION OF RECALL ATTEMPT

Resolution by Central Committee Expresses Confidence in Ability and Fairness of Judge Norton

The Jackson County Democratic Central committee, at a meeting last night, adopted the following resolutions, expressing confidence in the ability and integrity of Circuit Judge H. D. Norton, against whom an abortive recall attempt was launched in this county:

RESOLVED by the Democratic County Central Committee of Jackson county, Oregon, in session this 10th day of August, 1932, that we express to the Hon. H. D. Norton, circuit judge of Jackson and Josephine counties, Oregon, our appreciation of his learning and ability and our confidence in his fairness and integrity, and that we request the people of Jackson and Josephine counties to carefully consider and weigh his fitness and value to them as a judicial officer.

Dated this 10th day of August, 1932.

FRANK DE SOUZA, Chairman.  
MAXWELL D. MARVIN, Secretary.  
FERN RANDEL, C. T. SWENEY, M. D., C. J. CARSTENS, Committee.

In Josephine county, where Judge Norton spent most of his life, the recall scheme met with strong resentment, from all portions of civic life, and was protested by the Josephine County Granges.

The fatherhood of the recall has not been definitely established, as the sponsors "work in the dark." It has caused much unfavorable editorial comment from the upstate press.

### ZOOK NOT ANXIOUS TO HEAD SCHOOLS

LA GRANDE, Ore., Aug. 11.—(AP)—Dr. George Frederick Zook, Akron, Ohio, university president, who was here today en route to western Oregon in response to an invitation from the state board of higher education, stated that his attitude toward any future appointment in the Oregon school system is not aggressive. He is in Oregon merely in answer to the invitation tendered by Albert Burch of Medford, chairman of the committee in charge of interviewing candidates, he said.

### Telephone Rate Probe Sept. 20

SALEM, Aug. 11.—(AP)—The state-wide hearing on rates and charges of the Pacific Telephone and Telegraph company was set today by Charles M. Thomas, public utilities commissioner, for September 20 at Portland. This is the first hearing on telephone rates in Oregon in recent years and follows an investigation by the commission under way most of the past year.

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### Pear Markets

NEW YORK, Aug. 11.—(AP) (U.S.D.A.)—Pear auction market: Weaker. Seven carloads arrived; 24 California unloaded; 11 on track; arrived by boat, 1 New York.

CHICAGO, Aug. 11.—(AP) (U.S.D.A.)—15 California arrived; 14 on track; by truck from Michigan, 2 arrived; 14 sold.

California Bartlett, 7482 boxes, \$1.25-2.15; average \$1.60.

### FINES AND FEES COVER EXPENSE OF STATE POLICE

SALEM, Aug. 11.—(AP)—The total of fines imposed, fees collected and the recovery of stolen automobiles would almost pay for the operation of the state police during the first year of its operation, Charles P. Pray, superintendent of state police, said today in releasing his first annual report. The state police was organized August 1 of last year.

Pray announced that fines imposed from general law enforcement, and motor vehicle law activities amounted to \$234,859, while fees collected totaled \$80,914, and recovered automobiles valued at \$114,808. The total amounts brought into the state, exclusive of other stolen property, amounted to \$430,581.

One of the features of the report is the total arrests in the game law enforcement division, which during the year totaled 1,251. This is about double the arrests made the year before under supervision of the game commission. It was announced. The total the year previous was 576.

With an operating force of 137 officers and patrolmen, the state police made 8,945 arrests in general and traffic law enforcement, the report shows. Arrests resulted, in addition to fines imposed, to sentences totaling 570 years in prison, exclusive of life sentences. Of the 5,189 general law enforcement arrests only 466 acquittals were reported, with 314 of the cases still pending and 376 held for other departments.

### NOTIFICATION OF HOOVER TONIGHT

WASHINGTON, Aug. 11.—(AP)—The ceremonies attending President Hoover's notification of his nomination will begin tonight at 8:30 o'clock (E. S. T.), (5:30 Pacific time) with a band concert. At 9 o'clock the president will arrive at Constitutional hall.

The program for that point: 1—Meeting called to order by Everett Sanders, chairman, Republican national committee.

2—Address by H. Rev. James E. Freeman, bishop of Washington.

3—Address by Everett Sanders, introducing Bertrand H. Snell, chairman, notification committee.

4—Formal address of notification by Representative Snell.

5—Address accepting the nomination, by Herbert Hoover.

6—Benediction by Dr. Coleman J. Nevils, president, George town university.

### GIRL SUICIDES IN HOME OF FRIEND

PORTLAND, Ore., Aug. 11.—(AP)—Suspended by a bathrobe cord, the body of Annette Ramsley, 29, was discovered today hanging in the bathroom of the apartment of Pietro Bellusch, Portland architect, with whom she had been acquainted for six years. Detectives said the girl obviously had committed suicide.

Edwin Ramsley, her brother, and Bellusch told police Miss Ramsley was subject to spells of despondency and had often threatened to kill herself. She was fully clothed, even to a hat and coat.

Bellusch said he and the girl were on good terms, but that she appeared displeased with his tentative plan to visit his parents in Italy. A key to Bellusch's apartment was in the girl's coat.

### Flying Bungalow Forced To Ground

LONDON, Aug. 11.—(AP)—Mrs. Victor Bruce failed again today in her attempt to establish a new world's record for endurance flying. Her "flying bungalow" came down at Felixstowe after having been in the air less than 60 hours.

### CORVALLIS C. OF C. DENIES INCEPTION OF MERGER PLAN

Letter in Reply to Amedee Smith Refutes Imputations — Body Convinced Measure Has Much Merit

CORVALLIS, Aug. 11.—(AP)—The Corvallis chamber of commerce today, in a letter to Amedee M. Smith, head of the school tax association in Portland, denied that "either directly or indirectly" it had anything to do with the inception of the measure proposing consolidation of Oregon's system of higher education.

The letter was in reply to one Smith recently wrote the Corvallis chamber inquiring "whether the tactics used thus far" by those proposing the measure "and the extravagant claims made for the bill has the sanction of the Corvallis chamber or represents the city as a whole."

Hopes to Halt Claims  
The Corvallis letter, signed by C. J. Whitteide, president of the chamber of commerce, said "I take a great deal of pleasure in answering your letter because I hope thereby to offset some of the grossly misleading propaganda which has been put out by your organization in reference to the Zorn-Macpherson bill."

The Portland group is opposing the consolidation measure. Whitteide wrote that "my understanding of the matter is that its inception was financed by the taxpayers' equalization league of Marion county, and that business men in Portland interested in tax reduction were to help them. Who these men were I did not know and do not know."

No Money Spent  
"No money was spent by the Corvallis chamber of commerce, either directly or indirectly for this purpose or for any other purpose in connection with this bill, either at this time or since."

"You say," the letter continued, "we are inviting you to call a meeting of the chamber of commerce to ascertain whether or not it will join us and other representative bodies to defeat this vicious measure."

"If the measure were 'vicious,' I am sure you would find us lined up fighting it. But we are convinced, as I am sure you and many of the other opponents mentioned by you would be if you and they did not have property and business interests in Eugene, that this is one of the most meritorious measures that has been presented to the people of Oregon in many years."

"It holds out great promise for tax reduction and higher education improvement. For these reasons I am sure our chamber will not join with you in the fight on it, for to do so would be against our honest convictions and ideas of good citizenship."

### SPANISH REVOLT SMASHED QUICKLY

MADRID, Spain, Aug. 11.—(AP)—Spain's 24-hour monarchist rebellion was smashed by the government today with the arrest at Huelva of its fleeing leader, General Jose Sanjurjo.

The general fled from Seville shortly before 1 a. m. after his revolutionary machine, which captured the government of the important southern city yesterday, had crumbled in front of powerful concentrations of government troops which were converging on Seville from several nearby concentration points.

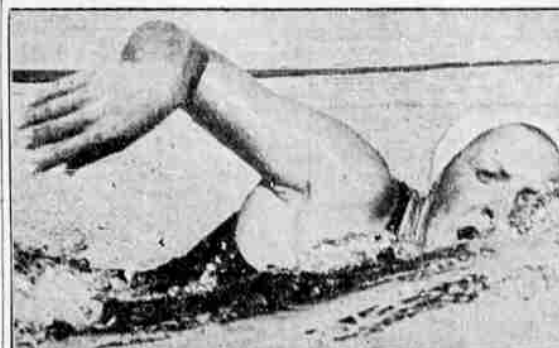
Civil Governor Gualo Solana of Huelva reported a few hours later that San Jurjo was under arrest at the executive palace there. He said he was taken as he was about to enter the city. Three of his chief officers were arrested with him.

### ALBRIGHT WILL VISIT CRATER PARK AUG. 17

Horace M. Albright, director of national parks, will be at Crater lake August 17, according to announcement made yesterday by E. C. Solinsky, superintendent of the Crater Lake national park.

His time will be very limited, however, the Chamber of Commerce reported today, and Medford will not be included in his itinerary. A banquet in his honor is being planned in Klamath Falls to complete his day's program after visiting Crater lake.

### Helene Breaks a Record



Helene Madison (upper) of Seattle, Wash., churning the water in Olympic games pool in Los Angeles on her way to victory in the 100-meter free style final in 1:06.8 minutes, a new record. The three winners were (lower, left to right) Miss Madison, Willie Den Ouden of Holland, second, and Mrs. Eleanor Saville of San Francisco, third.—(Associated Press Photo.)

### CHIANG MAY TAKE VALLEY GARDENS DICTATOR'S POWER SUFFER INROADS IN CHINA'S CRISIS BY NIGHT RAIDS

By Morris J. Harris  
Associated Press Staff Correspondent  
(Copyright, 1932, by the Associated Press.)

SHANGHAI, Aug. 11.—(AP)—China was a nation virtually adrift today. Chiang Kai-shek, former president and virtual commander-in-chief of the army, appeared to be drifting toward the role of fascist dictator, favoring a tolerant foreign policy, especially with respect to Manchuria. China's government was at a standstill. In political circles it was indicated that leaders were recently attempting to solve the crisis resulting from the resignation of Wang Ching-wei, president of the executive Yuan, and the Nanjing cabinet.

Without warning, Wang Ching-wei quit last Saturday. He gave as his reason the maladministration of affairs in north China, coupling with a withering attack upon Chang Hsiao-liang, erstwhile Manchurian chieftain now directing affairs about Peiping, supposedly under Nanking's direction.

Chiang Kai-shek instead of assuming the dictatorial role and commanding his one-time subordinates to remain in their respective jobs, telegraphed to Nanking that he, too, would be forced to resign unless various leaders resumed their duties.

### SLAYER SUSPECT IN G. PASS JAIL

Captain Lee M. Brown of the state police reported today that Walton Wiley was held in the Josephine county jail at Grants Pass for the death of a man by the name of Simmons, following a quarrel. No particulars of the crime were available here, except that Wiley was in custody. The fatal dispute was reported as the climax of a long-standing grudge.

Simmons, the state police said, was held here recently on a minor traffic charge.

### Milk Wagon Chief Defies Guns of Chicago's Gangs

CHICAGO, Aug. 11.—(AP)—Seated inside a brownstone mansion which within six weeks has become a bullet-proof fortress, a rillypolly little man of 35 years today shouted defiance to gangsters and racketeers.

"Let 'em try to muscle in on us—just let 'em try," grinned "Uncle Steve" Sumner, who for 30 years has been secretary, treasurer and business agent of Chicago's Milk Wagon Drivers' union.

State police have received complaints the past few days that commercial and domestic gardens of the valley are being raided almost nightly by marauders who steal string beans, cucumbers and tomatoes in wholesale lots, for sale to the garden racketeers. In several instances the reports state that trucks have been used to haul away the loot.

This is the latest stealing racket to be uncovered in these parts, and arrests are scheduled as a result of clues left behind.

Commercial gardeners have suffered considerable loss, as the thieves, a man and woman that find a ready sale. A number of family gardens, where families have worked all spring and summer to insure a supply for winter have been practically stripped. The owners would not mind so much if a few meals were purloined, but when a year's work is cut in half, they are aroused.

The tomato crop is not far enough advanced for wholesale stealing, but the garden racketeers have taken, in a few instances, green tomatoes. Many of the commercial gardeners plan to maintain a shotgun patrol to protect their property.

In the Central Point district one gardener had a quarter of his roasting ears stolen, and all the gasoline from his truck.

It is known in two instances that a man and woman were the vegetable robbers. Good descriptions were obtained as they fled in the early dawn.

The loot is sold in nearby towns, including Crescent City and Klamath county, where green produce is scarce, being favorite disposal spots.

The garden growers operate between one o'clock and dawn, according to state police information.

Oregon Weather.  
Fair tonight and Friday, but cloudy at times on the coast; moderate northwest winds offshore.

AMITY—New Henderson bridge being erected three miles west of here.

gain control of this union, they'll have to move fast," declared "Uncle Steve," who acts as spy as a man of 50. "They talk about 'shooting it out'—well, now we have our own plan to shoot it out if there's to be any trouble."

The union's decision to defy racketeers by barricading its headquarters, Sumner said, was prompted by threats received less than two months ago.

"They offered us \$100,000 to get out so they could levy tribute from our members," explained "Uncle Steve." "But we told them they had come to the wrong place."

That threat, he said, came from Murray Humphries, Frank Diamond, George ("Red") Barker and "Three Fingers Jack" White—all former henchmen of Al Capone. Barker since has been slain.

### ROOSEVELT HEARS PASSIONATE PLEA BY BOYISH MAYOR

Jaunty Air Is Gone As Governor Besought for Right to Cross-Examine Accusers in Seabury Probe

EXECUTIVE CHAMBER, ALBANY, N. Y., Aug. 11.—(AP)—Excitedly interrupting his lawyer, Mayor James J. Walker of New York dramatically appealed to Governor Roosevelt for the right to face his accusers at the executive hearing which opened today in the famous "hall of the governors."

Roosevelt, smiling, suggested the mayor tell his story of the evidence upon which his removal from office is demanded. Walker then was sworn in and Roosevelt began to question him about taxicab legislation which Samuel Seabury claims was sponsored by the mayor in return for bonds received by the mayor.

Near Tears.  
His voice quivering, the mayor appeared to be on the verge of tears, as he besought Roosevelt for permission to nullify the evidence that Seabury had prepared against him.

Gone was the jaunty air associated with the slim, boyish looking mayor; gone, too, was the sparkling wit made famous at a thousand gatherings. The mayor was deadly earnest and his voice was husky, his gestures nervous.

"Maybe I'm wrong, but maybe there was a disposition to railroad me," he said.

Means End of Career.  
"I haven't had the right to cross-examine the witnesses. If I don't have it here," he paused, his arms dropped to his side, "it means the end of a career to which I have given my life. There must be some place for me. I can't be driven out this way without a chance to look into the face of my accusers. If this is to continue, out goes my reputation, out goes past and future."

### BASEBALL RESULTS

National. R. H. E.  
Chicago 2 11 0  
Pittsburgh 2 8 1  
(Ten innings.)  
Warneke, Bush and Hartnett; Swetonic, Harris and Grace.

National. R. H. E.  
Boston 2 9 1  
Philadelphia 7 10 0  
Brown, Frankhouse and Spohrer; Bengt and V. Davis.

### WILL ROGERS SAYS:

BEVERLY HILLS, Cal., Aug. 10.—Mr. Coolidge's excuse for not going to the White House to attend the notification ceremony is that "it would irritate his hay fever." Now Plymouth Notch, Vermont, where Mr. Coolidge's old home is and where he is now, is right in the middle of a hay field, and there hasn't been any hay cut in Washington, D. C., since October, '29. These politicians, if they ain't a lot of prima donnas!

Senator Dickinson, the Republican keynote speaker, accuses Roosevelt of being a bad sport by holding the Mayor Walker investigation on the same day of notification. "Now don't you have your party on the same day I have my party, for that will split the newspaper space."

I suppose if a war or an earthquake showed up on that day Dickinson would claim it was a Democratic trick.

Will Rogers