

The Weather
Forecast: Sunday cloudy; moderate temperature.
Temperature
Highest yesterday 61
Lowest yesterday 39

MEDFORD MAIL TRIBUNE

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Twenty-Seventh Year MEDFORD, OREGON, SUNDAY, MARCH 19, 1933. No. 305.

MORE ARRESTS IN BALLOT THEFT

Comment on the Day's News

By FRANK JENKINS
PRESIDENT Roosevelt asks and receives dictatorial authority to deal with a bank crisis that arises swiftly just as he takes office. He asks and receives unquestioned authority to reduce expenses of government to the extent of a half billion dollars by cutting veterans' allowances and the pay of federal employees. He asks for a beer bill, and congress passes it unhesitatingly. Now he is asking for dictatorial authority to handle the farm problem. The authority he asks will unquestionably be given him.

PERHAPS you think: "For a democracy, based upon government of the people, by the people and for the people, we are moving pretty rapidly in the direction of dictatorship."

But remember that whenever we face the emergency of war we confer IMMEDIATELY dictatorial powers upon the president, thus conceding that in grave emergencies democratic government has its drawbacks.

No one will deny that the emergencies we are facing now are grave ones—almost as grave as the emergency of war.

So we are NOT departing from our regular and established practice.

Rogue River Mayor Promises to Give Up; Men Indicted Public

Three new arrests were made last night in the extensive drive of city anstate police to bring into custody all persons allegedly connected with the theft of ballots from the court house vaults and in other ways implicated in the agitation, which has been prevalent here since the first of the year. Earl Bryant of Jacksonville, Jacksonville creek, was brought into county jail, charged with criminal syndicalism in indictment returned by the grand jury, and Donald Tryor, one of the "Greenspring Mountain Boys", was arrested in connection with the ballot theft.

Bryant is the man whose house in the Jacksonville district was set on fire last January by Nick Kayl of Crescent City, who was brought to this city to face charges January 14. Bryant was picked up on a John Doe warrant late yesterday.

Simpson has been seen about Medford very frequently since organization of the good government congress. He is usually clad in leather cap and high topped boots, and is noted for having much to say about the government.

Tryor, who is a cripple, has been closely associated with C. J. Conners, one of the foremost leaders in the congress.

The arrests bring the total to seven on charges of criminal syndicalism and the total in connection with the ballot theft to 17. There are six warrants yet to be served. Fifteen of the persons arrested are in jail, County Judge FehI and Sheriff Schermerhorn, the other two, are out on bail.

Gaddy Jailed
Another arrest in connection with the ballot theft was reported late tonight by state police, when James D. Gaddy of Jacksonville, another leader in the activities of the so-called good government congress, was taken into custody. Gaddy is charged with burglary not in a dwelling in the indictment returned Wednesday by the grand jury, and was placed in the county jail.

Walter J. Jones, mayor of Rogue River, and road supervisor for that district named by County Judge FehI, indicted in a secret indictment, for complicity in the ballot theft that thwarted the sheriff election recount, on the night of February 20, when a "Good Government Congress" meeting was in session in the court house, will present himself for arrest Monday next, his attorneys announced in court yesterday. The indictment heretofore secret, was read to FehI in open court.

Jones is in Portland. Attorneys Earlight and Schmalz announced, and is "coming here as fast as an auto can carry him."

Jones has been sought since Thursday, and up to that time was a frequent visitor at the court house. He was active in "Good Government Congress" circles, and at the Burns election hearing before FehI in January demanded the resignation of Commissioner Nealon and other county officials. Authorities say he was both inside and outside the court house auditorium on the night of the ballot burnings.

Jones' bail has been fixed at \$7500. It is understood he has made provision to furnish it, upon court appearance.

List of Indicted
All the 33 indicted men, save six "John Does," Claude Ward, a brother-in-law of L. A. Banks, held for murder, and Jones, are either in jail, or at liberty on bonds. Four are held on criminal syndicalism warrants.

The indicted men are:
Earl H. FehI, county judge, released on \$15,000 bonds.
Gordon L. Schermerhorn, sheriff, released on \$7500 bonds.
John Glenn of Ashland, former county jailer.
L. A. Banks, agitator, held in Josephine county jail for the murder of Constable George J. Prescott.
Arthur LaDieu, former aide of Banks in the newspaper business.
Thomas L. Brecheen of Ashland, former Alameda county, California, resident, democratic ward worker, and court house habitue as a recipient of board and room.
Mason B. Sexton and Burley Sexton, brothers, "court house boarders," who had room privileges also atop the court house.
R. C. Cummings of the Wimer district, and a "Good Government Congress" leader in that section.
Wesley McIntire, listed as a "bank guard," and reputed leader of the "Greenspring Mountain Boys."
C. Jean Conners, vice-president and "parliamentarian" of the congress.
Virgil Edgington, 25, "bank guard," and last year a Gold Hill high school boy, heretofore highly regarded for sterling qualities.
Claude Ward, brother-in-law of Banks, once named as a machine

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LOAFING HORDE TO BE CLEARED FROM COURTHOUSE HALL

The county court has taken steps to forbid loafing in the halls of the courthouse, that has been prevalent since the first of the year, and to keep them cleared at all times. Notices to this effect will be posted on the walls. Sheriff Schermerhorn has promised to enforce the order.

Anyone with legitimate business in the courthouse will be welcome, but the order is aimed at the practice of many gathering daily in large numbers in the halls, and remaining all day.

Frequent complaints have been made that "congressmen" were making threats against those known to be opposed to the "Good Government Congress" or Banks and FehI, when they left or entered the courthouse. The courthouse corridors became a rendezvous for members of the so-called "Good Government Congress" and known agitators, and a sort of clearing house for rumors. Many of the loungers posed as "body guards." The daily gatherings hampered office and court work.

The last general courthouse corridor gathering was Thursday morning, March 18, in his issue of his weekly date March 18, said the trial of Henrietta B. Martin was scheduled for March 18, and urged all members of the "Good Government Congress" to assemble for the trial. About 200 reported. At the time the trial had not been set, and due notice had been given that it would not be called until later. Following the slaying of Constable Prescott by Banks the crowd flocked to the murder scene. The past two days there has been a decided decrease in courthouse attendances, among the heretofore regular attendants.

The county court feels that by keeping the courthouse corridors free of loungers, much word-of-mouth agitation, that has been rampant for months, will cease.

MORE MEMBERS, UNITED COUNTY IS PLAN OF CHAMBER

An aggressive membership campaign by the Medford Chamber of Commerce is to be conducted the week of March 27th in order that the program for 1933 may be carried out in its entirety, was the announcement of William S. Bolger, president, today.

Detail and preparatory work for the campaign has been going on for the past few weeks and the board of directors of the chamber of commerce has been fortunate in obtaining the services of M. N. Hogan, to act as general chairman of the campaign.

The campaign will carry out the "Building Idea" and the program is announced as being the foundation upon which it is hoped and expected to build a greater Medford.

The major objectives of the 1933 program of the chamber of commerce are:

1. To develop a greater spirit of confidence in Medford and to direct our efforts toward a more united community, with loyalty to local institutions, and more co-operative action on matters concerning the welfare of our city and county.
2. To increase tourist travel to Medford by conditioning militant publicity campaign throughout the year—by emphasizing Medford as an ideal vacation city—by co-operating with Shasta-Cascade Wonders association—by popularizing Crater Lake and other scenic attractions of this district.
3. To foster the agricultural development of the rural districts of southern Oregon—by promoting better team work between farmers and business men—by visiting grange meetings periodically to make an agricultural survey.
4. To render, at all times, such aid as necessary by industries established here, in order to protect Medford's industrial payroll and to endeavor to bring here those outside industries which are needed and have reasonable chance of success.
5. To encourage, foster and promote the retail business of Medford and to increase the prestige of the city as a commercial center.

In addition to this, the work outlined for the year will embrace the activities of the following committees: Membership, roads and highways, legislative, fish and game, home products aviation, taxation, insurance, and fire prevention, civic affairs, transportation, intercity visitation, hospitality.

In carrying the building idea out in its entirety, the campaign will discontinue the old habit of having generalists, colonels, lieutenants, etc. and Mr. Hogan will be called the architect of the campaign. Four gentlemen working directly under him will be known as the foreman, Dr. F. O. Bunch, J. C. Collins, Carl E. Grant, and J. Verne Shangle. Each of these men in turn will have 10 men under their direct supervision, who will do the actual work of soliciting, and these respectively will be known as plasterers, carpenters, and bricklayers.

Mr. Hogan stated that he was very happy to take over the general chairmanship and that he was entirely in accord with the program as outlined by the chamber of commerce for the ensuing year.

One of the largest prospect lists ever put together in Medford will be given over by the foremen next Wednesday night and everyone in the city will be asked to subscribe to the program, which it is believed can be made very effective and can produce definite and tangible results for Medford.

As has been stated before the detail and preliminary work has been completed and during the next week Mr. Hogan and his forty-four helpers will hold several meetings so that a perfect organization can swing into the field when March 28th arrives which is the actual date when the solicitations will start.

Many business men have called at the chamber of commerce office during the past week to fill out application blanks and that is regarded as very encouraging and indicates in measure that the campaign will be a success.

There never was a time, it is believed by chamber of commerce directors, when Medford needed an aggressive civic organization and it is felt that the vast amount of work which can be done should not be hampered through lack of funds.

It was pointed out by chamber officials that during the past year the organization has performed a constructive service to Medford and the

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FehI Freed as Bail Approved

Earl H. FehI, county judge, visibly nervous, and wan and weary, appeared before Circuit Judge William M. Duncan Saturday afternoon, and was ordered released on \$15,000 bonds, with Ted Heimroth of Griffin creek, E. E. Morrison of the Central Point district, Mrs. Ariel Burton Pomeroy of the Old Stage Road section, John Huener of the Jacksonville district, George E. Obenchain and his wife Sarah F. Obenchain of the Central Point district, and Edward Vogel of the Griffin creek district as signers.

The court in releasing FehI, declared there was sufficient prima facie evidence to warrant it, but informed the state that at any time the state desired it, further hearings on the qualifications of the bondsmen would be heard. The state contended that the qualifications of the bondsmen were not sufficient, and desired more time in which to investigate their holdings. All or any one of the bondsmen are liable under Oregon law for the full amount of the bonds.

FehI came to court with his wife, and attorneys, T. J. Enright and H. Van Schmalz of Burns, after being in seclusion for two days. The state had threatened to demand his appearance from Ted Heimroth and Ed Vogel, bondsmen on the first bonds of \$5000.

The court again denied the plea of FehI's counsel for a reduction of the bonds from \$15,000 to \$7,500.

Sharp Exchange
There were several sharp interchanges between Deputy District Attorney George Nelson, and Attorney Enright.

At one juncture, Enright said: "This is persecution, not prosecution. I want to put Judge FehI in jail and take his fingerprints, and make him the goat."

"We will not go into the matter of just who is the goat at this time," rejoined the deputy prosecutor. "It looks like the public might be the goat."

Before the questioning of the bondsmen, FehI was arraigned, and the indictment, charging him and 22 others with "burglary not within a dwelling." The defense was granted time in which to enter a plea, and file a demurrer, if deemed advisable. Time of entering a plea was set for next Monday, if Judge Duncan was able to be here, and next Thursday, if delayed.

Most of the bondsmen shook hands with FehI in friendly greeting as they filed to the witness stand. Mrs. Ariel Burton Pomeroy, carried a Bible. When sworn in, she said "I always want to take an oath on the Bible."

Strain Noticeable
Friends and acquaintances of FehI in the comfortably filled court room, remarked upon his changed appearance. He has apparently lost weight and sat with bowed head in a gloved hand, most of the session. He was visibly nervous at the start of the proceedings.

The whereabouts of FehI during the period the officers were seeking to serve a warrant upon him was not divulged, but he was reported as having been secluded in a house between this city and Jacksonville, near the Jacksonvile highway.

OUSTER PROCESS AGAINST SHERIFF DUE ON THURSDAY

The hearing for the ouster of Gordon L. Schermerhorn, as sheriff, ordered by Governor Julius L. Meier, was postponed Saturday afternoon until next Thursday, by Circuit Judge W. M. Duncan, upon motion of Attorney Frank J. Newman, counsel for the sheriff.

Attorney Newman, in his motion questioned the constitutionality of the ouster proceedings, and asked for more time in which to prepare arguments and other legal matters.

The ouster proceedings were based upon the charges of the two county commissioners that Sheriff Schermerhorn had failed to properly manage the county jail, refused to name a new jailer except of his own choosing, was a member of the "Good Government Congress," and had refused to lock up members of the "congress" or perform other duties concerning them.

Last week the bonding company providing bonds for Sheriff Schermerhorn for duties outside the jail collection department, served notice of the cancellation of the bonds, in the sum of \$10,000.

The suspension of Schermerhorn for 90 days is requested, on the grounds that in that period the ballot theft case, of which Schermerhorn stands indicted, will be cleared away.

It is understood that similar ouster proceedings have been or will be instituted against County Judge FehI.

Schermerhorn, a resident of the county for nearly forty years, was elected sheriff over Ralph G. Jennings, "write-in" candidate by 123 votes. On the eve of a recount of the valley, the ballots were destroyed and stolen, automatically ending the recount upon order of the circuit court. Schermerhorn is well and widely known, particularly among the old timers.

SALEM HI DEFEATS LINCOLN 32 TO 28 FOR STATE TITLE

In the southern Oregon secondary school basketball tournament held at Ashland the results last night were:

Finals (Championships)
Chiloquin 19, Phoenix 18.
Consolation
Jacksonville 35, Raverton 24.
Third Place
New Orford 22, Power 21.

All-State Tournament Teams Selected by coaches, officials and newspapermen.

First Team
Kelly, Salem, forward.
Scott, Silverton, forward.
Wellington, Lincoln, center.
Kolberg, Lincoln, guard.
Low, Jenkins, Athens, guard.

Second Team
Canneseo, Astoria, forward.
Wintermute, Salem, forward.
Weichmann, Benson, center.
Northam, Eugene, forward.
Eastman, Lincoln, guard.

Honorable mention, Forward, Bel-sel of Athens, Silver of Lincoln; centers, Danner of Eugene, Weber of Athens, Pettijohn of Silverton; guards, Mackey of Astoria, Meryman of Corvallis, Miles of The Dalles, Engel of Salem, McLean of Marshfield.

SALEM, March 18.—(AP)—Portland high schools will go at least another year without a state basketball championship.

The rangy, wire-cracking rattlepitters bowed to Salem high by a 32 to 28 score as the Seantors grabbed their fourth state title since the big show was organized. The last one came to the capitol city in 1925.

The score was frequently tied and the game alternated between bursts of rapid-fire scoring and periods of close checking. Many long shots were counted, particularly by Salem.

Silver of Lincoln outshined in 18 points, all with one hand including two foul conversions in the same manner. Johnny Kelly, Salem's only all-state player, began the rout with a parade of long shots as the game opened.

Astoria Third
SALEM, March 18.—(AP)—Third place in the state basketball tournament went to Astoria high, but the good wishes of the crowd went to the little high school of Athens which frequently led the Fishermen and which went down only two points in a colossal climax.

The final score was 27 to 26 for Coach John Warren's team, but last half long shots did the work.

BEER BILL SIGNED BY LATE MONDAY, DRYS PLAN FIGHT

WASHINGTON, March 18.—(AP)—Congressional leaders claimed with confidence tonight that the bill to legalize beer will be agreed to Monday, in time for President Roosevelt to sign it by nightfall.

Success in that plan will depend on extraordinarily fast action Monday morning, since senate and house must compromise wide differences and have yet to make a start, officially, on that agreement. But the assurance with which Speaker Rainey, and Senator Harrison of Mississippi, in charge of the measure on his side of the capitol, predicted quick approval led many to believe that a solution already had been found.

If signed Monday night, the measure will permit the sale of real, legal beer by April 4. But the organized drys, fighting every step of the way against relaxation of prohibition, announced plans today to try by court injunction to block sale in an effort to have the law declared unconstitutional.

Dr. Clarence True Wilson, secretary of the Methodist board of temperance and public morals, said he and his allies intend to carry the fight to the supreme court.

They have not yet chosen, he said, the jurisdiction in which to start this attack, but their plan of campaign is ready.

40 CLOSED BANKS WILL OPEN SOON

WASHINGTON, March 18.—(AP)—Forty closed banks of the nation will re-open within a few days, because the directors and stockholders, believing in the future of the institutions, went into their pockets and raised the necessary capital to restore the capital structure of the institutions.

Secretary Woodin, in announcing the imminent reopening of the banks, said he had been astonished by the loyalty and belief in the future of bankers who would unhesitatingly go into their own pockets to improve the impaired condition of the banks.

He said that in 40 cases the affairs of the institutions had been put in shape where they could be reopened and that licenses would be issued then at the earliest possible moment.

DEVASTATED CITY SHAKEN ANEW AS REBUILDING OPENS

LOS ANGELES, March 18.—(AP)—Undisturbed by a fairly severe earth shock at 12:53 p. m., plans went ahead here and at Long Beach today for general reconstruction and for a coroner's inquest next Tuesday which will seek information as to why school structures suffered greater damage than other types of buildings in the quake of March 10.

Coroner Frank Nane said he would seek to determine not only how nearly 120 persons met their death, but whether there was criminal negligence or dishonesty in the construction of schools completely wrecked or badly damaged by the series of tremors.

The shocks began about two hours after thousands of children had been dismissed from classes for the day.

Today's quiver was the first noticeable one in two days, and did no damage.

BILL MORGAN GETS PRO GRID OFFERS

EUGENE, March 18.—(AP)—Bill Morgan, captain of the 1932 University of Oregon football team, is considering three offers from professional football teams to play with them next fall. Coach P. G. Callison said here tonight.

Morgan has not yet been sent a contract and Callison would not name the teams with which negotiations are under way. Two of the offers are understood to be attractive to the giant Oregon tackle and it is considered likely he will accept one of them.

If Morgan goes east to play professional football, he will return to Eugene to re-enter the university in the winter term to complete his course here, Callison said.

Morgan is a former Medford high star, and well known here.

CONGRESS TO KEEP BUSY UNTIL MAY

WASHINGTON, March 18.—(AP)—Congress is going to keep at work on President Roosevelt's new deal until about May 1.

That is the agreement between congressional leaders and the new president, who has decided he can draft the remainder of his suggestions rapidly enough for the national legislature to have something to work on.

Originally, Mr. Roosevelt thought a short recess might be necessary after the emergency program was enacted. But the continuous session now is agreed upon.

BASEBALL

SAN JOSE, Cal., March 18.—(AP)—Combining some opportune hitting with Art McDougall's wildness, the Portland Beavers coasted into a 15 to 1 win over the San Francisco Seals here today, evening up their exhibition series at one game apiece. They meet again tomorrow.

R H E
San Francisco 1 3 3
Portland 15 14 0
McDougall, Stine and Kenna, Wallgren, Cohen, Murphy and Fallsano, Sealey.

ROOSEVELT FARM BILL AIDS ALL

WASHINGTON, March 18.—(AP)—Secretary Wallace today praised the Roosevelt farm relief program as "a balanced social state"—to benefit not only the farmer but the entire nation.

In an address here, he asserted that the proposal, now awaiting action in congress, provides an "ample safeguard" for consumers; that a tax through which the program will seek to increase the farmers' return will decline as rapidly as the price the farmer receives for his product increases.

Wallace defended the bill's aim to curtail production, asserting that "as our economic system works it seems that the greater the surplus of wheat on Nebraska farms, the longer the bread lines in New York."

Special Veterans Meeting Called

A call for all veterans to meet at the city hall today at one o'clock has been issued by Commander L. C. Garlock of the American Legion post. The veterans plan to attend the funeral of Constable George Prescott at the armory at 2:30 p. m., following the special meeting at the city hall.

HOME RITES HELD FOR ILL WIFE OF MARTYR OFFICER

To the home of Mrs. George J. Prescott, whose condition has been described as very critical since the premeditated and brutal slaying of her husband by L. A. Banks Thursday, the body of Officer Prescott was taken yesterday afternoon.

Unable to leave her bed, the stricken widow, asked that a short home service be allowed for the Medford constable, for whom public funeral rites will be conducted at the armory this afternoon. The request was granted.

Members of the Medford police force, closely associated with "George" for many years, acted as pallbearers. A few immediate friends joined a daughter and two sons at the bedside of Mrs. Prescott, while Rev. W. J. Howell delivered a short sermon. An attending physician stood nearby to administer aid to the falling woman. A few words were said. The casket opened, then closed and the man, whose heroic service to this community, came to a tragic end Thursday with the firing of a rifle, loaded and waiting for him, went out to his house for the last time.

Cermark Will Filed
CHICAGO, March 18.—(AP)—A quarter million dollars was the value of the late Mayor Anton J. Cermark's estate as estimated in his will filed for probate today. The will bequeathed \$17,000 to charities, \$110,000 to co-workers, former employees, and friends, and the remainder to his family.

PABIA, March 18.—(AP)—The movement to pay the United States the \$10,000,000 in war debt interest due last December 15 was brought officially into the chamber of deputies today in a resolution urging that the payment be made. The call for payment is gaining such support that the government soon may be forced to favor it openly.

WILL ROGERS SAYS:

BEVERLY HILLS, Cal., March 17.—The millinium (whatever that is) has arrived. On a senate vote on economy only 13 senators voted that they could run the country better than Huey Long and Champ Clark.

California passed the racing bill. Maybe Texas, the greatest horse raising state in the Union, will allow one to run for his oats.

Beer is coming back, wine is coming back, Greta Garbo is coming back, Sister Aimee is coming back. Senators' salaries cut 15 per cent. (That's fair). Movie salaries cut 50 per cent. (Not so hot). Newspaper columnists' salaries cut. (That's a crime). Stage comedians' salaries cut. (That ain't fair).

But if Roosevelt says it is, why, it's O. K.

Will Rogers
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SLASHING OF EXPENSES BY A HALF BILLION DOLLARS PER YEAR IS INTENDED TO COVER THE NEED FOR MONEY.

The beer bill, with its accompanying taxes, is intended to bring in MORE money. The objective is the raising by taxation of money enough to pay the government's bills.

Until that is done, confidence can't be completely restored.

STRAHORN BUILDER OF RAILWAYS HERE

Robert E. Strahorn, prominent railroad builder, accompanied by his wife, is spending a few days in Medford visiting old friends, having arrived here Saturday morning on the Shasta from San Francisco, where they now make their home. Mr. Strahorn denied that he was here on any business interests, saying that he was here for several days, renewing old acquaintances. This is his first trip to Medford in six or seven years, Mr. Strahorn said.

Among the lines which Mr. Strahorn built are the Southern Pacific electric line built between Portland and Corvallis, and the Oregon, California and Eastern line east from Klamath Falls which was finished in 1927. The latter line was later sold to the Great Northern and the Southern Pacific.

The railroad builder said he would like to add his words of cheer on the prompt action taken by President Roosevelt, and added: "I think we've hit the bottom that we were supposed to have hit so many times before, but we can't go any lower."

Railroads still interest Mr. Strahorn, and he still maintains interests in them, he said. He is interested in the real estate business in San Francisco.

BERLIN, March 18.—(AP)—Dr. Hans Luther, who resigned yesterday as president of the Reichsbank, has been appointed German ambassador at Washington, it was learned today from a high authority.

SEATTLE, March 18.—(AP)—General Clarence Hill, 86, Seattle business man arrested Friday for removal to Portland, Ore., on a charge of making a false affidavit, was released today under \$500 bond.