STRAIN OF ORDEAL CLEARLY SHOWING ON ACCUSED PAIR

By Arthur Perry

EUGENE, May 10.—Earl H. Fehl, county judge of Jackson county, accompanied by his wife, Electa A. Fehl, spent a few hours in Eugene late Tuesday afternoon on his return trip from Salem to Medford. During his stay in this city, with Judge Fehl in his auto were Henrietta B. Martin, catspaw of Banks in his political plotting and president of the so-called "Good Government Congress," and May Powell, bondswoman for some of the men indicted for ballot theft.

The purpose of Judge Fehl's visit to Salem was not announced, but some of his friends and supporters, here as witnesses for the defense in the Banks case, said 'they heard it was in connection with getting his paper published in Salem."

Fehl did not pay a visit to his former political captain in his cell in the county jail, Banks being busy in conference with his attorneys. Fehl visited with Banks Sunday and talked for an hour with him.

E. A. Fleming, one of the major witnesses for the state, and who is scheduled to be recalled, testified that when he came to the Banks home on the morning of the murder, Banks said: "Fehl and Coleman had a long conference yesterday, and are making a political swap. They are trying to make me the goat in this ballot business." Banks in the same conversation threatened violence if an arrest was attempted, against which Fleming said he cautioned, to no avail.

Attorney Phipps, one of the defense counsel, talked with Banks for an hour Wednesday morning. Banks was reported as cheerful "as one could be under the circumstances."

The worry and strain of the trial are beginning to show upon the two defendants, particularly Mrs. Banks. Following Assistant Attorney General Moody's argument to the court for the entrance of the .38 revolver and shells, found under a woman's coat on a cot in the Banks home on the tragic afternoon, there was a decided change in her attitude. Most of the remainder of the day she sat with her head resting on a clenched fist, gazing intently at the floor. She appeared very tired and depressed.

Banks, during the Moody argument, paid agitated attention and was plainly dejected by the courts ruling allowing the admission of the evidence. He frequently closed his eyes. At other times he was alert, and manifested petulance when defense cross examination failed to weaken the state witness.

Eugene continues to show but slightly more than passing interest in the murder trial that is of such commanding interest to Jackson county. It is not a "live" topic of conversation on the streets and in the clubs. During the trial fully 50 per cent of the spectators have been women, with a fair showing of men. Some of the women have not missed a session, and come as early as 7 o'clock in the morning to be ready for the opening of the doors at 9 o'clock. The court room is cleared each noon. Many of the women spectators bring their needlework.

Many women attending the trial ask to have Henrietta B. Martin pointed out to them, and manifest a desire to see her. She spends most of her time in the witness room.

SCHOOLBOYS GET DAY IN BUSINESS FOR EXPERIENCE

Reports from the various stores and business houses in Medford would indicate that the students participating in boy's business experience day are receiving a real education on business management, it was announced at the chamber of commerce this morning. Many of the firms participating in this work gave the students a thorough insight into their business and it is expected that the day's experience will be very helpful to the students in their future studies.

The firms participating together with the boys who took over the management are as follows: Chamber of Commerce, John Snider; Mann's Department store, Bob Fowler, Bill Prentice; California Oregon Power company, Norman Spencer, Joe Pierce; Standard Oil company, David Moore; Mail Tribune, Harold Grove; Montgomery Ward company, Leo Cook, John Sparks, Paul Dorf, Adrian Fraley, Paul Schafer, Galen Knox, Harold Williams, Bob Ottoman, Clifford Ayers, Alford Randles, Boyd Prince, Robert Sparks, Albert Santo; J. J. Newberry company, Dick Roberts; J. C. Penney company, Jack Nelson; Gates Auto company, Rufus Younger; Pierce 9Allen Motor company, Robert Minear.

Oregon State Motor association AAA, Alfred Hooker; Hubbard Bros., Russell Jordan, Donald Stewart; Marshall Printing Co., Jack Marshall; Lawrence Jewelers, Newton Allen; Weeks and Orr, Russell Brown; West Side Pharmacy, Wayne Harriss; Eakin Motor company, Hugh Shurtleff; Pacific Telephone & Telegraph, Merrill Stanley; Home Telephone & Telegraph Co., Herbert Neilson; Jackson Hotel, Sam Kroschell; Woolworth company, Elwyn Kraus; Heath's Drug Store, Robert Greaves; Southern Oregon Gas company, Price Schafer; People's Electric store, Lucian Smith; Foster Kleiser Co., Colin Gould; Craterian Theater, Nevin Cope.

BIRTHS

Born to Mr. and Mrs. Louis Jennings a daughter, weighing eight pounds, five ounces, at the Sacred Heart hospital today. The baby is the grand-daughter of ex-Sheriff and Mrs. Ralph Jennings.

KMED Broadcast Schedule

Friday

8:00—Breakfast news by Mail Tribune.
8:05—Musical clock.
8:15—A Peerless Market.
8:30—Shopping Guide.
9:00—Friendship circle.
9:30—Morning melody.
10:00—U. S. weather forecast.
10:00—Fashion parade.
10:15—Home-makers bureau.
10:30—Morning comments.
10:45—Semi-Classic review.
11:00—Grants Pass hour.
11:15—Lumber Jacks.
11:45—Song and comedy.
12:00—Mid-day review.
12:15—Radio rendezvous.
12:30—News flashes by Mail Tribune.
12:30—Squire Wiggleby.
12:45—Monarch melodies.
1:00—Varieties.
1:30—Vignettes.
2:00—Dance matinee.
2:30—Hollywood Snapshots.
3:00—Songs for everyday.
3:30—KMED program review.
3:35—Music of old.
4:00—Across the Seas to Hawaii.
4:30—Masterworks.
5:00—Popular parade.
5:45—News digest by Mail Tribune
6:00—Sport and Fishing flashes by Al Piche.
6:05—Dinner dance music
6:20—Hi-Ho.
6:35—Interlude.
6:50—Musical notes.
7:00—Studio presentation of twenty violins under the direction of Mr. Levy.
7:30—Eventide.
8:00—U. S. frost forecast.

OFFICE BOYS TRAMPLE ACTIVE KITTENBALLERS

Your Office Boys kittenball team defeated the Active club nine by the score of 13-2 last night, and ennings Tire defeated the senior high team 4-0, in the third night's play of the second half of the schedule.

Colton and Leonard formed the battery for the Office Boys, while Fabrick and Norris handled the guns for the Activians. Singler and Laws made up the Jennings Tire battery, against Scheel and Bates for the seniors.

unior high and Lamports play tonight.

DAILY MOVES AUTO REFINISHING PLANT

The Crater Lake Auto Paint company has been moved to 32 South Bartlett and will be known as Daily's Auto Painting, according to an announcement by the owner, J. H. Daily. Mr. Daily who was in business in the old location nine years, is a graduate of the Sweeney Auto and Tractor School, where he received the scientific knowledge necessary for a good job.

Mr. Daily says he is able to do the finest work because he now has the best equipped auto refinishing shop in southern Oregon.

DEFENSE TO SHOW DOOR PICTURES IN CLAIM OF FORCE

(Continued from Page One)

peration" by his financial and personal woes, and was temporarily unbalanced when he fired the fatal shot.

May Question Warrant.

The defense has intimated that it will question the validity of the ballot theft indictment against Banks, and further contend that the present trial is illegal, because the district attorney's office of Lane county is not represented at the trial. Both are legal technicalities.

The defense has in its possession certified copies of the criminal and civil proceedings against Banks, the past four months, totaling more than 30 proceedings, mostly for the collection of money due on orchard mortgages, agreements, and for labor.

The front door of the Banks home, which Mrs. Banks opened as far as the night chain would permit, and through which Banks admittedly fired the shot from a high-powered rifle that snuffed out the life of Constable Prescott, will play an important role in the closing evidence of the case.

Mrs. Banks, against whom a stronger case has developed than generally expected, in three different statements shortly after the murder, declared that "Mr. Prescott tried to break into our home, and we had to shoot him." To Miss Charlotte de Ford, her matron for an hour after the murder, she said, in telling of the crime, "Look at the door. He tried to break in." The defense will likely endeavor to show forcible entry.

To Introduce Photos.

B. R. Harwood, Medford photographer, has been subpoenaed by the defense, to show photos he took some time after the murder, showing the door and interior and exterior views of the home.

The state, to combat this phase of the defense's case, will call Photographer Verne Shangle of Medford, who has taken pictures of the door the past week. The state also now has in evidence a photograph of the door, taken by Shangle an hour after the murder. The keys to the Banks home have been in the possession of the Medford National bank since that institution executed a mortgage foreclosure against it early last month. They keys were turned over to the defense counsel three weeks ago, to permit them to take photographs.

The "Mother to Daddy" note found in a pocket of a coat in the Banks home, which the state holds is a link showing premeditation, deliberation and preparation by the two defendants, and their motives and state of mind, before the crime, will be presented by the state, for admission as evidence. The defense will probably contest its materiality. The state will contend the note—the contents of which have not been revealed—comes under the same authorities of law as the .38-caliber revolver found under a woman's coat on a hall cot in the Banks home, the afternoon of the killing, and which the court ordered admitted.

To Fight Insanity Plea.

The state will combat any insanity plea with the contention that Banks is legally sane, and knows the difference between "right and wrong," within the legal definition of the term; that paranoia is not a basis under Oregon law for an insanity plea; and neither as "obsessions or delusions of grandeur or greatness," apd hold that Banks is a profound egotist, given to homicidal boasts and threats; and further contend the murder was a fulfillment of a long series of spoken and written threats.

Among the closing witnesses for the state wil be Captain Lee M. Bown of the state police, who will tell of the arrest of Banks, his transfer to the Josephine county jail, and Banks' statements after the murder.

Deputy Sheriff Phil Lowd will oe recalled to the stand, to repeat the threat against him, as Lowd testified to at the Schermerhorn ouster proceedings.

Other witnesses will be called to tell of purported threats made by Banks a few days before the slaying.

SEND MEMBERSHIPS TO MRS. J. J. EMMENS

At the end of the membership drive for the local health association the committee feels there are many people anxious to help this worthy work who have not been solicited.

To those who haven't been called upon, it is suggested that they send their contributions to Mrs. J. J. Emmens, chairman of the committee, Medford, Oregon. The membership fee is only 50 cents. Each membership means not only care for the sick, but prevention of disease particularly among children.

This work has been carried on in Jackson county for many years, and has been so efficiently and economically administered that the per capita cost has been reduced to 2 cents, whereas the per capita cost in other parts of the country range from one to four dollars.

Jimmy Dunn, Sally Eilers Appear In Craterian Picture

"Sailor's Luck," with James Dunn and Sally Eilers, opened at Hunt's Craterian today.

Besides Dunn and Eilers, the complete cast includes Victor Jory, Esther Muir, Sammy Cohen, Will Stanton, Frank Moran and Lucien Littlefield.

"Sailor's Luck" probably leans more to comedy than any previous team picture of the well-known screen pair. The story concerns a bunch of "gobs" on shore-leave and their romantic adventures while "dame-chasing."

Comedy, for the most part, is supplied by Sammy Cohen, Will Stanton the tipsy gent in "Me And My Gal," and Frank Moran, former heavyweight boxer. All are cast as seafaring parls of Dunn.

Approximately fifty per cent of Michigan's 1932 potato crop was hauled to market by motor truck.

WITNESSES NEED CLEAN LINEN AS TRIAL DRAGS ON

By Arthur Perry

EUGENE, May 10.—Many Medford and valley people attending the Banks murder trial as witnesses for the past ten days have written home for "more clean shirts." Dr. C. I. Drummond, county physician, received a fresh consignment Wednesday morning. Some have been forced to the necessity of buying new ones to retain their sartorial perfection. Dr. Drummond, who testified Tuesday, has been retained for further testimony by the state, as has Former Coroner H. W. Conger. Both will be here till the finish.

Mrs. J. C. Barnes, who has been here for ten days as a witness, was excused Wednesday afternoon and returned to her home. Mrs. Barnes' testimony was not required when the defense admitted that E. A. Fleming was in the Banks home on the morning of the crime. She would have testified, it is said, that she saw Fleming leave the back door of the Banks home and his detention by state police officers. Mrs. Barnes had been here for a week.

Other witnesses excused Wednesday, most of whom had been on the witness stand, were Coroner Frank Perl; Godron Kershaw, who showed defiance to the heckling inquiries of Defense Counsel Lonergan, and T. E. (Tommy) Williams. Williams received from the hands of Mrs. Banks the "proceed in order" note, and afterwards gave it to Kershaw, who turned it over to the state police. Former Chief of Police Charles Clause of Ashland, who received quite a grueling quizzing at the hands of Attorney Lonergan; Constable Francis (Pete) Martin and Harry Ingling, all of Ashland; Miss Charlotte de Ford of Tillamook and Chief of Police McCredie of Medford weree excused Tuesday.

New witnesses who arrived Wednesday from Medford were Attorneys Gus Newbury and E. E. Kelly, Verne Shangle, photographer, and County Clerk George R. Carter.

The county clerk of Lane county reports that to date $560.63 of the $1000 sent by Jackson county for witness fees and mileage has been expended. The witnesses receive $2 per day and 5 cents per mile, coming and going.

Some of the witnesses have been here two weeks and are beginning to long for home. Some have started to fear they will be solicited to join the Lane County Pioneer Association if they stay much longer.

P.-T. A. to Meet — Junior high school Parent-Teachers' association will meet Friday afternoon at 3 o'clock with Mrs. N. C. Chaney, chairman of the program. Miss Marjorie Kelly, girls' physical education director, will present a class giving the wand drill, and Ray Henderson, boys' physical education director, will also furnish a part of the program. Dr. L. D. Inskeep will speak on the health of the adolescent boy and girl, and Mrs. C. H. Paske will have charge of installing the new officers. All parents and those interested are invited to attend.

Hawaii's first automobile ferry boat soon will be put in service between Pearl Harbor and the army airbase on Ford Island.

'OLD SALT' JUROR IN BANKS HEARING MOST INTERESTING

By ARTHUR PERRY

EUGENE, May 10.—The jury of seven men and five women, who will decide the fate of L. A. Banks, and his wife, Edith Robertine Banks, charged with first degree murder, for the slaying of Constable George J. Prescott, on March 16 last, spent the days' recess of the murder trial in their hotel room, under the eyes of a man and a woman bailiff.

They relieved the tedium of jury service, by reading, walking and playing cards. The women members play bridge, and the men cribbage. Two or three times a day they take walks. Tuesday afternoon when the sun shone for the first time in ten days, they took a long stroll, immediately after the adjournment of court. The jury also has a jig-saw puzzle—they have never tried to work, a bailiff said.

The women are in charge of Mrs. Thomas Bailey, mother of Ed P. Bailey, democratic candidate for governor in 1930, and well known among University of Oregon alumnus in Jackson county. It is a position she has held for several years. Mrs. Bailey is a motherly soul, always good-natured, and one of the best known pioneer women in Lane county. For years she has been active in church circles here.

Spectators at the trial, show the most interest in Juror No. 12, Captain L. C. Page, a retired sea-captain. His shoes squeaked, when he walked into court Tuesday. He has been described in some press articles, as "the juror who sleeps all the time."

Captain Page, as a matter of fact, does no sleeping, but closes his eyes, during cross-examination as a rule, but is always alert, when a witness is giving direct testimony. Lawyers in the court surmise that he is the type of juror, who pays no attention to cross-examination, but instead absorbs the direct testimony of both sides, in their turn, and then "weighs the evidence." Captain Page has been a resident of Lane county for many years, and is well known and greatly respected. With his shaggy eye-brows and snow white mustache of the handle-bar type, he is an interesting figure.

DAUGHTER ARRIVES IN JACK WURTS FAMILY

Jack Wurts was taking new interest in displays of booties, bonnets and biba at his shop this morning, as he announced to the world (at least to as much of it as came his way) the birth of a little daughter to Mrs. Wurts at the Community hospital yesterday.

The baby, who tipped the scales at six pounds, six ounces, has been named Jeanette Elaine. Mother and baby were reported getting along nicely this afternoon.

The little miss is the grand-daughter of Scott Davis.

Atlanta dealers in jigsaw puzzles say Georgians started piecing them together 50 years ago.

Beware of Paint Racketeers!

All the cutting" isn't in the bootlegging business. There's plenty of it in the paint business! You buy a cheap paint because of the wonderful "bargain price"—and what do you get? You get less good paint ingredients per dollar than you would in high grade paint—because you have to pay for the "cutting" process by which water, chalk, kerosene or other adulterants are added to fill up the cans!

What is the result after you've put it on? In a very few months, it simply falls off, leaving your property just as unprotected as it was before you painted! The main expense of painting is in labor anyway—you can't afford a painter if you can't afford good paint.

TIMELY SUGGESTIONS

SWP HOUSE PAINT
The world's standard of house paint quality. SWP is made in one quality only, and that the very best. Famous for long life and the permanency of its many beautiful colors. Covers more square feet of surface per gallon. Costs less on the house than cheaper paints at a lower price per gallon.
Gloss White, per gallon. $3.10 Cash

ENAMELOID
The rapid-drying decorative enamel. Comes in a complete line of colors. Dries rapidly without sacrificing beauty or durability. Ideal for use on woodwork, furniture, toys, porch and lawn furniture, and all similar wood or metal surfaces around the home.
Per Pint..... 75c

MAR-NOT
Water Resisting Floor Varnish
FAST DRI
A pale durable floor varnish made to take the daily punishment from tramping heels. Withstands both hot and cold water. Made especially for use on parquet floors of Oak, Light Maple, or Birch, as well as on printed linoleum.
Per Quart..... $1.20

FLOOR ENAMEL Cash
A beautiful enamel finish for wood and concrete floors. Also adapted for enameling linoleum. Just the thing for painting the recreation room in the basement.
Per Quart..... 95c

SEMI-LUSTRE WALL PAINT Cash
Here is the ideal wall paint for kitchens, bathrooms, laundries, basements, etc.—Use it where walls get hard service. Semi-Lustre washes as easy as an enamel finish.
Per Quart..... 95c

Buy your paint at...

HUBBARD BROS. Inc.

E. Main and Riverside. Since 1884. Phone 231

Penney's COTTON CARNIVAL

NATIONAL COTTON WEEK MAY 15-20

Terry Wash Cloths
WOVEN FOR LONG WEAR!
3 for 10c

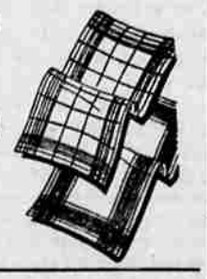
- Blue, Pink Borders
- Assorted Plaid Patterns

COTTONS
ALL AMERICAN—
AMERICAN GROWN!
AMERICAN MADE!

OUR LABORATORY REPORTS—
"... They absorb twice their own weight in water!"

Bath Towels
QUALITY-PROVED! 15c
- Double-Terry!
- Large Size!
- Fine Yarn!
- Attractive Colors and Patterns!

An Amazing Nickel's Worth!
PART LINEN CRASH
Tea Towels
5c
15" x 30"
Gay borders!
Pastel plaids!



High in Fashion Now!
Old-fashioned Designs in
Patchwork QUILTS

Nothing nicer! Soft cotton filled; edge bound in plain color to match design! Many patterns and color combinations!
98c

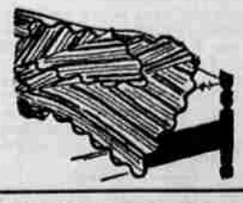
Crisp "dress-up" Styles in
WASH FROCKS
—they deserve the "economy spotlight" at
49c

Now you can look your best at any hour of the day! You'll even welcome the unexpected guest! Bright new washable prints, trimmed with organdy, ruffles, shirring, pipings!

SEW! ***For Spring!*** SAVE!
Sparkling New Designs in
"Avenue" Dress Prints
- Patterns and colorings for every taste!
- Clearly printed on sturdy fabrics!
- They're *fast-color*, too!

10c YARD

The latest "crinkle" in
Cotton Bedspreads
49c



Crinkle cotton in a variety of colors makes them attractive, practical (for they save ironing), and very inexpensive! You'll like them!

J. C. PENNEY CO.