

The Weather
Forecast: Unsettled tonight and Thursday, with rain. Moderate temperature.
Highest yesterday 68
Lowest this morning 48

MEDFORD MAIL TRIBUNE

A growing circulation
The circulation of the Mail Tribune is growing rapidly. Hundreds of new readers have been added in the past few months. Paid-up circulation is the kind that pays Ad. dividends.

Twenty-eighth Year

MEDFORD, OREGON, WEDNESDAY, MAY 24, 1933.

No. 54.

ACQUIT MOONEY ON OLD CHARGE

Comment on the Day's News

By FRANK JENKINS.
JOSEPH W. HARRIMAN, one of the nation's great bankers, charged with misuse of bank money, which means OTHER PEOPLE'S money, attempts to commit suicide, FAILS in the attempt and will have to go to trial.
He failed, if the charge is true, in his trust as a banker. He failed to have the courage to face the music for what he had done. And, finally, he failed even in his attempt to kill himself.
Quite a record of failure all the way around.

NO RECORD of failure in recent years, incidentally, is more sad and disheartening than the failure of the great New York bankers to live up to their responsibilities during the reckless years of the big boom that preceded the big crash that signaled the beginning of the depression.
If our big bankers in these years had been BIGGER MEN, the crash might not have been so severe.
If we had had the right kind of bankers in high places, it MIGHT NEVER HAVE HAPPENED.

THE BIG CITY banker laughs at the little country banker—the patronizing laugh of the big fellow, who wants everybody to know he is big for the little fellow.
But it has been the country banker who has given the country about all the real banking it has had in recent years.

IN THE big boom years in which the depression was in the making, the big city bankers weren't really bankers at all. They were just SPECULATORS—with other people's money.

BARBARA HUTTON, heir to a fifty million dollar estate and 10 cent estate, will marry Prince Alexis Mdivant, of the Republic of Georgia, it is announced from Paris.

The story makes the front page of practically every newspaper in the United States—as it should. The front page is the place for news in which large numbers of people are interested, and large numbers of people are ALWAYS interested in the doings of the rich and the titled.
It always has been that way, and it always will be.

WELL, why shouldn't Miss Hutton and Prince Alexis marry?
A marriage is a contract, and here is a contract that gives both parties what they want: He wants her millions and she wants his title.
It's a fair deal all the way around, with nobody robbed.

THE PRINCE, you will note, is a prince of the REPUBLIC of Georgia, which is one of those little countries of the Near East where trouble is always starting.

Over here, we think that about as ridiculous a thing as could be imagined is a republic with princes and dukes and counts—all the useless frippery of the ancient, outworn and quite thoroughly discredited institution of aristocracy.

BUT then Europe, and the smaller countries of Asia that border on Europe, are about as utterly ridiculous as can be conceived by the human mind, anyway.
They might have peace and happiness and progress, with a steadily rising standard of living for all their peoples, with poverty and want slowly pushed into the background—all the benefits that go with peace.
And instead they deliberately choose WAR!

If they have no more sense than that, why pity them?

NOVICE FISHERMAN LANDS BIG SALMON
Bill Woody, 18, this morning went fishing for the third time in his life, and brought in a 28 1/2-pound salmon, while the more experienced fishermen were looking anxiously on.

Young Woody came here from Spokane, and is making his home with Mr. and Mrs. W. O. Fillingim. The first time he went fishing he brought in a 6 1/2-pound jack salmon, and the second time he successfully landed a 16-pounder. Today he succeeded in nabbing pounds by landing the large

WILL ASK PARDON ON LIFE SENTENCE STILL ON RECORDS

Directed Verdict Brings Sudden End to Trial On Unpreparedness Day Bombing

HALL OF JUSTICE, San Francisco, May 24.—(AP)—Thomas J. Mooney's long sought "new deal" came to an abrupt end here today in a directed verdict of acquittal on a heretofore unused indictment charging him with murder in the San Francisco Preparedness Day parade bombing.
The end came after Mooney had abruptly taken active charge of his own defense in pleading against the motion of an unwilling prosecution for a directed verdict. Judge Ward held, however, that the proceedings would have no practical value in the absence of prosecution testimony and advised the jury to acquit.
Smiling, Mooney said he was "very happy in spite of the fact that I could not verbally deny my guilt."
Judge Ward ordered Mooney returned to prison "within two days" but officers took him from the room with the idea of returning him immediately to San Quentin where he is serving a life sentence as the result of his conviction on a life charge 17 years ago.
Without a bit of evidence the much discussed phase of Mooney's case, which has extended to world wide ramifications and much class strife, was submitted and settled—settled at least so far as the legal aspects of the immediate accusation were concerned, but Mooney announced he would apply immediately for a pardon. That announcement was made before the case ended.

BANKS ATTORNEY PLANS APPEAL TO SUPREME COURT

Llewellyn A. Banks, former local agitator, orchardist and publisher, convicted of second degree murder for the slaying of Constable George J. Prescott, March 16, by a Lane county jury last Sunday will appeal to the state supreme court.
This announcement was made Tuesday in Salem, by Frank J. Lonergan, chief counsel for Banks.
Banks is under guard in a Eugene hospital, where he went Monday on an examination by a doctor, who described his condition as "generally random." A daily report, ordered by the court, declared Banks was no worse. A deputy sheriff guarding Banks' bed, reported he "spent a sleepless Monday night." The length of Banks' stay in the hospital depends on his health, based on reports made by a physician named by the court.
The next legal move in the case will be the arguments on the defense motion for a new trial. They have 20 days in which to do this, and the state has several days in which to file its motion. A final decision on this phase will not be made until the middle of June.
In the event the new trial plea is denied, Banks will be sentenced to the life term made mandatory by Oregon law, and removed to the state prison, unless a stay of execution is granted on a defense motion to that end.
Assistant Attorney-General Moody, who prosecuted the Banks case, and Deputy District Attorney George W. Nelson returned this morning from Salem, where they conferred with state officials on the Banks trial and tried cases soon to be brought to trial.

NEW CENTRAL PT. ROAD OPEN SOON

GRANTS PASS, May 24.—(Sp)—The Green Creek paving job was opened to traffic Tuesday morning, and the crew of men started the process of building rock fills and shoulders along the sides and the clearing away of debris. It was announced in the local highway office this job was completed on schedule for the tourists travel this summer and many of the blind curves and rough surfaces between Grants Pass and Rogue River have been eliminated by this new section of highway.
The Central Point-Medford approach will be open in about a week according to James G. Bromley, state maintenance engineer, who stated that the concrete is now all laid but that it will be allowed to "cure" for a while.
The Ashland highway construction work will not be finished for about a month yet, after which southern Oregon will have one of the best highway systems in the state.

Cadet Conner Found Alive at Military Academy

BASEBALL

American.
St. Louis R. H. E. 4 5 0
Philadelphia 7 6 2
(Game called end sixth rain.)
Batteries: Hadley, Knott and Buel; Cain, Claset, Grove and Cochrane.
Detroit R. H. E. 3 10 1
Washington 1 1 0
Bridges and Hayworth; Weaver and Sewell.
National.
New York R. H. E. 1 7 1
Cincinnati 3 7 1
Batteries: Uhle, Bell, Starr and Mancuso; Smith and Hemsley.
Brooklyn R. H. E. 5 13 0
Pittsburg 6 14 0
Batteries: Shaus, Mungo and Lopez; Swift, Harris, Chagnon and Padden, Finney.
Philadelphia R. H. E. 2 8 0
Chicago 5 10 1
Batteries: Holley, Pearce and Davis; Warneke and Hartnett.

CONTINUE CASES AGAINST BANKS UNTIL NEW TERM

Four criminal matters against L. A. Banks—two indictments for criminal libel, one for criminal syndicalism and one for ballot theft—and all the civil suits pending against him, were Monday ordered continued until the new session of district court, starting Monday by Circuit Judge H. R. Norton. It was a legal formality to keep the records straight. Around this litigation the defense based its "preclusion" claim.
Banks was found guilty by a Lane county jury, Sunday, of murder in the second degree, and faces a mandatory life sentence, under Oregon law.
At the same time, and in the same order, the court directed that the criminal actions pending against Henrietta B. Martin, president of the so-called "Good Government Congress," and chairman of the convicted agitator, in the local turmoil, charged with "riotous and disorderly conduct," as the result of the attempted buggy-whipping of Leonard N. Hall, Jacksonville Miner editor, be continued along with that of her father, C. H. Brown, secretary of the "Congress," charged with "slandering a bank."
The indictments against L. O. Wagon and E. L. Pritch, charged with abetting Mrs. Martin in her lashing efforts, come under the same order.
Both petit jury and the grand jury for the May term were ordered discharged "further orders of the circuit judge, or any circuit judge of the state of Oregon who may be assigned to Jackson county by the state supreme court."
All criminal and civil matters pending in the circuit court are included in the decree.
Circuit Judge Norton is holding court in Josephine county this week, and will return the end of the week.
EUGENE, Ore., May 24.—(AP)—The condition of Llewellyn A. Banks, convicted publisher, was reported as "satisfactory" today by Dr. Orville Waller, who was appointed by the court to care for him in the Pacific hospital here.
Banks, who was described as "nervous and run down" as a result of his two weeks' ordeal in the courtroom, was taken to the hospital yesterday. Two guards are assigned to watch him.
Banks' condition is not regarded as serious. He is said to be suffering from a recurring lung trouble which forced him to come west years ago.

LOUDBACK FREE ON ALL COUNTS

WASHINGTON.—Senate expedites Loudback on all five counts.

MITCHELL DEALS BARED BY SWOPE

NEW YORK, May 24.—(AP)—Thru Gerard Swope the government obtained testimony today that after Charles E. Mitchell sold stock to Mrs. Mitchell "to record a loss" so that he would have to pay no income tax in 1929 he then made a claim on the National City company in an effort to avoid loss on the stock.
Mitchell, former chairman of the National City Bank and National City company, is on trial for evading income taxes in 1929 and 1930 by allegedly false sales of stock. Swope is a director in both National City bank and National City company.
Oregon Weather.
Unsettled tonight and Thursday, with rain, west portion and showers east portion; moderate temperature; fresh to strong southerly winds off shore.

HIGH OFFICIALS SHARED BOUNTY OF MORGAN BANK

Secretary Woodin, Senator McAdoo, Justice Roberts Among Favored Clients Is Revealed in Probe

By NATHAN ROBERTSON (Associated Press Staff Writer.)
WASHINGTON, May 24.—(AP)—Lies of favored J. P. Morgan clients submitted today in the senate's investigation of the powerful banking firm included many of the country's best known citizens, among them Secretary William H. Woodin, Senator William Gilbre McAdoo and Justice Owen J. Roberts of the supreme court.
They were given an opportunity to buy stock in the Allegheny corporation in February, 1929, before any of those named above were in their present offices, for \$20 a share when it was said to be selling elsewhere for \$35 to \$37. According to the evidence submitted, they took advantage of the chance and bought.
Notables Named.
Others on the two lists, one of persons getting the opportunity through the Morgan firm proper and the other through its Philadelphia affiliate, the Drexel company, included such names as former Secretary of the Navy Adams, Charles A. Lindbergh, General John J. Pershing, W. W. Astorbury and many of comparable prominence.
Newton D. Baker, former secretary of war, also was on the list of favored purchasers of Allegheny stock from the Morgan firm, taking 2,000 shares.
Turning from testimony by J. P. Morgan that he had paid income taxes in England in the last two years, although paying none in this country, Ferdinand Pecora, committee counsel, swept into the latest phase of baring long-buried Morgan secrets.
Inasmuch as Morgan said he could not remember, the counsel turned to George Whitney, a partner. He quickly ascertained that in formation of the Allegheny corporation through contract with the VanSwearingens of Cleveland, Morgan agreed to buy \$35,000,000 of bonds for \$32,575,000 plus accrued interest to form a syndicate for public offering.

MRS. BANKS HERE FOR SHORT STAY; TO RETURN NORTH

Mrs. Edith B. Banks, tried with her husband, L. A. Banks, for first degree murder of the slaying of Constable George J. Prescott, and acquitted Sunday by a Lane county jury, arrived in Medford yesterday from Eugene, and was guest today of Mrs. Mary Weston at her home on North Peach, according to report of friends.
Mrs. Banks was not contacted, but attorneys stated that when they departed from Eugene her intentions were to return to the university city later this week, to be near her husband. Her daughter, Ruth Mae, who has made her home with Mrs. Weston since the tragedy, will remain here, it is understood, until the close of school. She is a pupil in the Junior high school.
Attorneys W. E. Phipps and T. J. Enright, representatives from this city for the defense in the murder trial, and all witnesses, had also returned to Medford today.

ROGUE RIVER ANGLER HOOKS AN OCTOPUS

GOLD BEACH, Ore., May 24.—(AP)—The unanimity of opinion that the thing was an octopus, although there was some a flailing and starting glimpse at it as it came over the side of the boat on the line of Don Cartwright of Dayton. He was fishing from a boat on the Rogue river reef Sunday. The hooked octopus, variously estimated by members of the fishing party to be from four to 25 feet in diameter, was hastily conveyed to the sea.

MORGAN TESTIFIES BEFORE SENATE COMMITTEE



J. P. Morgan, head of the banking firm bearing his name, is shown in this Associated Press telephoto taking the oath before testifying before the senate committee in Washington, D. C., investigating the titanic firm. Left to right: Ferdinand Pecora, committee counsel; Senator Duncan H. Fletcher, chairman, and the banker.

Morgan's Enjoyment of Senate Quiz Is Curtailed By Fog of Cigar Smoke

By HARRY FERGUSON (United Press Staff Correspondent.)
WASHINGTON, May 24.—(UP)—The only person who seemed to enjoy the senate investigation into the affairs of J. P. Morgan Co. today was a tall man with a gray mustache who told the official stenographer his name was J. P. Morgan.
Nobody else had much fun. Ferdinand Pecora, counsel for the senate banking and currency committee, probed and rapped angrily at Senator Carter Glass, John W. Davis, counsel for Morgan, kept his face screwed up in a knot of intense concentration. Chairman Fletcher of the committee devoted most of his time to trying to unravel the crowded room into alliance with a two-for-a-nickel pencil, and lost his temper twice.
But Morgan sat back in his chair, respectfully referred to senators as "sir," smiled frequently and laughed out loud four times. Kleig lights didn't bother him. Newspaper photographers—traditional enemies whom he has routed innumerable times—received a genial smile, a wave of the hand and the advice:
"Go ahead and take the pictures; I can't escape you this time."
At only two stages of the proceedings was Morgan perturbed. The first time was when Davis belcharded the air with smoke from a 75-cent cigar. In the morning session he smoked three cigars, long ones, too, and right down to the stub. The air was plenty thick. In the afternoon session Davis was on his second cigar, puffing out a gray halo around Morgan's head.
The banker shifted in his chair. Davis finished his cigar and reached in his pocket for another one. It was probably more smothering than Davis had done since the Democratic convention in Madison Square Garden when he was nominated for President after they finally succeeded in quieting that fellow who kept yelling: "Alabama casts 24 votes for Underwood."
By this time the atmosphere was like a pea-soup for Pecora had gone into action with a cigar—he smoked two-for-a-quarters — and Senator Couzens was biting at the end of another one, asking if anybody had a

TRANSIENT'S BODY FOUND ALONG S. P. FOLLOWING SPREE

H. R. McCoy, 59-year-old transient who was released from the city jail yesterday where he had been held on a charge of being drunk in a public place, was found dead near the Southern Pacific track in the south part of Medford early this morning. The district attorney's office announced this afternoon that an inquest will probably be held to determine the cause of death.
Leonard Henderson reported to the city police that he found the body about 6:15 o'clock this morning. Deputy Coroner Herb Brown said the man had apparently been dead since about eleven o'clock last night.
Joe Dickson, 62, another transient arrested with McCoy Monday evening at a local hotel, said he thought McCoy's wife lived in Ebanita City, Calif., and also stated that the dead man had acquaintances in Ashland. McCoy is a native of Corvallis, Dickson told police.
Dickson left town this morning following his appearance in city court where he was sentenced to ten days in jail or allowed to leave town.
According to officers, the two men had been drinking denatured alcohol when arrested, and a bottle was in their possession at the time of their arrest.

T. T. MERRIMAN SUCCUMBS TO HEART TROUBLE

Thomas T. Merriman, who has operated the Merriman blacksmith and welding shop in Medford for many years, died at a local hospital this morning at the age of 58 years, from heart trouble. He had been seriously ill for the past three weeks.
He was born in Oakland, Ore., and came to Medford when about five years of age. He had resided in Medford practically all his life, with the exception of several years which he spent in Pocatello and Boise, Ida., and service in the navy during the World war.
Mr. Merriman is survived by his wife, Nellie, two sons, Myrtle and Francis, one granddaughter, Patricia, and one sister, Mrs. Vera Pymale, all of Medford; three sisters, Mae Teifer, Blanche Miles and Molly Merriman of San Francisco, and two brothers, George Merriman of Orange, Cal., and Sheron Merriman of Red Lodge, Mont. Funeral arrangements will be announced later by the Perl Funeral home.

WAGES INCREASED AT COOS BAY SAWMILL

MARSHFIELD, May 24.—(AP)—A 20 per cent increase in wages for common laborers has been announced by the Coos Bay Lumber company, recently reopened after having been closed several months. The notices posted in the plant yards, said the pay for laborers will be raised from \$2.50 to \$3 a day.

MEDFORD FAMILY OVERJOYED WHEN WORD IS FLASHED

Youth Strangely Missing Since Sunday Found Alive Say Military Academy Officials Late Today

WEST POINT, N. Y., May 24.—(AP)—John B. Conner of Medford, Ore., senior cadet at the U. S. military academy missing since Sunday, was found alive tonight.
The announcement was made by academy officials, who in company with police had been seeking the youth after finding he had left a note indicating suicidal intent.
Conner's absence was noted as revile Monday morning. An inquiry disclosed he had not been seen on the academy grounds since the previous evening.
The academy officials had asked state police, regular army officers and railroad police to co-operate in the search for Conner after the reservation's 2600 acres had been searched.

News of the finding of John B. Conner, senior cadet at West Point, N. Y., tonight (E. S. T.) was relayed to Mrs. Mary Conner, sister of the youth late this afternoon, upon receipt of the Associated Press dispatch by The Mail Tribune. Mrs. Guy W. Conner, mother of the youth called shortly after, and expressed her gratification over location of her son.
The dispatch over the AP wire was the first to be received in Medford regarding the finding of young Conner.
Mr. and Mrs. Guy W. Conner later received the following telegram from Superintendent of West Point, W. D. Connor, as follows:
"Cadet found about six o'clock in excellent condition, considering that he has apparently been in woods without food since disappearance. Now in hospital taking nourishment. Details later."

TRUCK DRIVER IS HELD ON HIT AND RUN ACCUSATION

Walter G. Nelson, 28, Portland, truck driver, employed on road construction work, near this city, is held on an open charge, following his arrest last night as a hit-run driver.
S. W. Balze, 40, watchman on the new Central Point Pacific Highway road construction, was allegedly struck by Nelson while driving at a high speed, when Balze attempted to "flag him down" Tuesday night about nine o'clock. Balze sustained internal injuries, and a fractured hip and pelvic bone. He was to undergo an operation today. Nelson is alleged to have failed to stop and render aid, and no charge will be filed until the outcome of the operation is known.
Nelson was arrested shortly after the accident in the west end of the city. His car was found ditched, and had a tender and light removed, the state police say.
According to the authorities, Nelson was driving on the wrong side of the road, and nearly struck two other auto's, complaints filed with the state police claim.

WILL ROGERS SAYS:

NEW YORK, May 23.—The phenomenal popularity of the Roosevelt administration now meets its severest test. They are starting to decide where all this money they have been appropriating will come from.
Now, if he can extract this money and still receive the plaudits then there can be no doubt of his being a Messiah. For the taxpayers cheer not from the heart but from the pocketbook.
Yours,
Will Rogers
© 1933 Will Rogers, Inc.