

SCHERMERHORN'S PRESENCE NEAR CRIME CLAIMED

Three Witnesses Say Sheriff in Rear of Courthouse During Ballot Stealing — Was Nervous Afterward

Three witnesses for the state, at the trial yesterday afternoon of Suspended Sheriff Gordon L. Schermerhorn, charged with ballot theft, declared they saw the accused county official in the rear of the courthouse, between 9 and 9:30 o'clock, February 20 last—the night the ballots were stolen and destroyed, and about the time the vault window was crashed.

The three witnesses were Mrs. Mary Wilson, a stenographer, Frank McKittrick of Rogue River, and John Brock of this city, the men both former "banks guards." Mrs. Wilson was a surprise witness.

Recognized Schermerhorn. Mrs. Wilson testified that she came to the courthouse at 9 o'clock, went to the third floor of the courthouse, where she had an appointment to do dictation for Judge W. M. Duncan, found him absent, returned to her car on Oakdale avenue and drove around to Laurel street, where she saw Suspended Sheriff Schermerhorn leaving the courthouse.

McKittrick testified that he was in the courthouse, and around it from 7:45 to 9:45 o'clock, on the ballot theft night. Between 9:15 and 9:30 o'clock McKittrick testified he saw Schermerhorn leave the sheriff's door in the rear of the courthouse, and a "very short time afterwards the light over the rear door went out." He said Schermerhorn went to Laurel street.

John Brock of this city, also a "banks guard," testified that he saw Schermerhorn at a rear window when he crawled out of it, and that it was between 8:45 and 9 o'clock, and that the defendant made some passing remark about the meeting.

Schermerhorn fligety. Chief of Police Clatous McCredie testified that Suspended Sheriff Schermerhorn "became nervous" when with District Attorney Codding and himself, the ballot pouch tops were found in the courthouse basement and that when the suspended sheriff tried to open the sheriff's vault later to store the ballot tops, he was "very nervous." When this was accomplished the witness declared Schermerhorn said:

"You go in first. That's the liquor vault, and I don't want anything to do with it."

Chief McCredie also testified on cross-examination, that he and Schermerhorn were in the district attorney's office, the day after the robbery, and District Attorney Codding said to them:

"You fellows are going to talk to the superintendent of the state police at Salem. He's on the line now." McCredie testified he suggested that Schermerhorn talk first, and he did, telling the state police head he was "short of help and need assistance." The witness denied that the state police phone was at the suggestion of Schermerhorn, but was District Attorney Codding's idea.

Uncertain of Action. Under cross-examination by Attorney Newman, McCredie declared, "I think Schermerhorn's nervousness was due to finding the ballots. What else could it be?"

The witness also said that after the Salem phone call District Attorney Codding said:

"Let's get going," and Schermerhorn said: "What'll we do. The ballots are gone."

McCredie then said: "We'll go down in the basement and look around."

Chief McCredie was examined at length relative to the arrest of Schermerhorn and his detention in the city jail, and the placing of the Sexton brothers in the same department. Attorney Newman intimated that Schermerhorn had been subjected to the "third degree."

"If placing him in the women's ward is the third degree—that's it," the witness replied.

Chief McCredie admitted that while Schermerhorn was talking to the Sexton brothers, state and county officials were within earshot.

Took No Initiative. Under re-cross-examination by the state, McCredie declared that Schermerhorn had taken "no initiative" in ballot theft detection and when the wholesale arrests started "we did not want to put the prisoners in HIS jail."

The witness said the defendant made no discoveries, offered no suggestion and "just stood around, and went with us."

Tryor "Propositioned." Don Tryor testified that on the afternoon before the ballot thefts he was twice "propositioned" by G. Jean Connors to steal the ballots, but declined, because he didn't want to "tangle with Uncle Sam."

NEW YORK C. C. C. MEMBERS REVEL IN MID-JULY SNOW



"The sidewalks of New York were never like this, in July," said members of Company 1232, Civilian Conservation corps, as they piled into four-foot snow to build tent foundations for their camp at Narada Falls, Rainier National park, Washington. Most of them, recruited from New York's tenements, had never seen trees such as grow on Mount Rainier. (Associated Press Photo)

BARRYMORES TO CRUISE IN NORTH



Here's the John Barrymore family as they appeared in San Francisco before sailing to Victoria, B. C., where their yacht awaits them for a three month vacation cruise in Alaskan waters. Left to right: Barrymore, Dolores Costello Barrymore, holding John, Jr., and Dolores. (Associated Press Photo)

DRY LAW REPEAL IS ADVOCATED BY LOCAL SPEAKERS

No Curfew For Him!

A series of arguments for ratification of repeal of the 18th amendment was begun last evening by the Jackson County League for the Repeal of the 18th Amendment, with E. C. Kelly speaking over the local radio station. Rawles Moore talked this afternoon and George M. Roberts is scheduled on the air at 6:30 p. m. Wednesday. On Thursday at 12:45 p. m. Moore Hamilton will face the microphone.

Mr. Kelly, in his broadcast, last evening, spoke in part: "Four months ago we were in the most desperate situation in peace time the American people have ever faced. Our banks were all closed in national holiday. The prices of goods were the lowest in centuries. Unemployment was widespread and increasing. Talk of revolution was in the air. While the burden of taxes was so great as to almost crush us underneath, our national state and local budgets were unbalanced, and the credit even of our government was threatened."

"But at the very moment when conditions were most desperate a great leader took over the command of our government. Day by day since March 4th of this year, the hope of the American people has increased. Under President Roosevelt's program, our banks have been made solvent, prices of all goods and commodities AND WAGES have increased. Unemployment is diminishing, and the wheels of idle industry have commenced to turn."

"President Roosevelt has performed mighty tasks toward lifting us from the depression, but he cannot succeed alone. He must have the united help and co-operation of the American people."

"One of the major requirements of the Roosevelt program of recovery is the repeal of the 18th amendment. Under the constitution repeal, to be accomplished, must be voted by the people of two-thirds of the states. Repeal offers the American people, by their ballots, the opportunity to show our president that we are behind him and that we believe, under his leadership, the depression shall be conquered."

"Thus far the people of 15 states have cast their ballot upon the question—and by overwhelming majorities the people of these 15 states have voted for repeal."

"Now it's Oregon's turn to show our president that we stand firmly behind him, and his program of recovery."

CHINESE AND NEGRO CARDED FOR JULY 25

PORTLAND, Ore., July 11.—(AP)—A match between Young Peter Jackson of Los Angeles who is billed as "the Pacific coast champion" in the 135-pound class, and Ah Wing Lee, Portland's Chinese lightweight



Mayor-elect A. G. "Buzz" Bainbridge of Minneapolis, veteran theatrical producer who takes office July 3, says Minneapolis won't be "a nine o'clock town" during his administration, but that law violations won't be tolerated. (Associated Press Photo)

SWIM — DANCE at TWIN PLUNGES

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Super Safe Refrigerator

The only Refrigerator displayed in the HALL OF SCIENCE AT THE WORLD'S FAIR.

Recognized as one of the most important scientific developments of recent years. The Grunow Refrigerator was selected for exhibition in Chicago.

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INFLATION AIDING VETS' AID BOARD

SALEM, July 11.—(AP)—A continuation of inflation, as experienced during the past two months, may enable the World War veterans' state aid commission to dispose of its repossessed properties without any material financial loss to the state, Jerrold Owen, secretary, predicted today.

Owen said that if these properties were sold at their present appraisal the commission would lose approximately \$80,000. A total of \$2,500,000 of these properties have been repossessed by the commission. The rising market, coupled with interest received by the state, may wipe out this \$80,000 loss, Owen declared.

Steiner Funeral Wednesday 3 p. m.

Funeral services for David J. Steiner, who passed away at his home north of Medford Sunday night, a notice of which appeared in Monday's Mail Tribune, will be held at the Conger chapel at 3 p. m. Wednesday with Rev. Carver officiating. Burial will be in Siskiyou Memorial park.

LEGACY AWAITS DEMISE OF DOG

SALEM, July 11.—(AP)—When death claims the dog of Louisa Wiggen of Astoria, deceased, Wiggen's brother in Norway will get the balance of a \$1,000 trust fund left for "Spike."

Wiggen's will provided the money should be held in trust and expended in behalf of the dog, at the rate of \$10 a month.

Inheritance tax officials here were attempting to find some statute under which they could legally handle the \$1,000. They said a compromise with attorneys for the estate will be sought, rather than spend a large part of the money in litigation.

During the three years the Century of Progress exposition maintained an employment office, more than 100,000 men and women applied for jobs.

In its first six weeks the Knoxville, Tenn., barter exchange gave work to 100 jobs on 130 jobs and sold or swapped \$500 worth of goods.

SHRINERS PARADE AT ATLANTIC CITY

ATLANTIC CITY, N. J., July 11.—(AP)—Parading Shriners put on a gala show today for the crowds thronging the flag draped boardwalk.

For an hour and a quarter the jaunty red fezzed tide moved along the seashore to the auditorium, where the red, green and yellow uniformed nobles stepped through intricate drills in a spectacle that preceded the formal opening of the fifty-ninth annual session of the imperial council.

Earl C. Mills, of Des Moines, Iowa, the imperial potentate of shrine who retires with the close of the convention, headed the Shrine legions, while fifty odd bands and drum corps supplied the martial music for the 15,000 paraders.

Warned of Danger. Davis testified he then told the Sextons and Fehi, "If you fellows figure on stealing the ballots, you will get into trouble, and none of them made answer."

Davis testified he had then gone to the basement with Jones and the Sextons to look for tools, and tried to pry open the window with a crowbar, and failed. He then testified he went to Eates' poolhall, remained there till 9 o'clock, and returned to the courthouse about 9:10, meeting Schermerhorn en route near the Park Grocery on Main street. He testified he saw Fehi and Newton C. Chaney, talking in front of the auditorium, and that he returned to where they were standing about 9:55 o'clock, with Janitor Joe Daniels, and all three compared their watches and it was 9:55 o'clock. Davis said he went home at 10 o'clock. He testified he saw Jones and Oliver Martin standing at the southwest corner of the courthouse, about 9:30 and Claude Ward, brother-in-law of L. A. Banks, at the northeast corner, a few moments later.

Had to See Fehi. E. A. Fleming, Earl Bryant, and James D. Gaddy, Jacksonville residents, testified that they destroyed the contents of five ballot pouches, and were stopped on the south side of the courthouse by a "hulky man with a hammer," who detained them. Gaddy testified that Fleming said "I've got to go back and see Fehi," after the ballot pouches were loaded on Bryant's truck. Fleming testified that the burning was first tried in Bryant's home, but most ballots were taken to the woods near Jacksonville and burned to make destruction speedier. None of the trio could identify the man with the hammer, but Fleming did identify Burley Sexton as one of those who had helped load the ballots.

Mrs. Nora B. McKittrick and her daughter-in-law, Mrs. Elsie McKittrick, testified to La Dieu, Wesley McKittrick and Edington bringing ballots to her house, and burning them in the early morning of February 21.

State Policemen Rodney Roach, Ed Walker and Clarence Malcolm testified to recovering ballot pouches where Edington, McKittrick and the Sexton brothers testified they had thrown them in Rogue River, at Bybee's bridge and Galt's creek, on the night of the robbery.

ABUSE HEAPED ON ROAD ENGINEERS

SALEM, July 11.—(AP)—Considerable abuse of maintenance engineers has resulted from the highway commission's efforts to rid the highways of advertising signs, according to information received at the local offices.

This was especially true in Douglas county, officials declared. At Wolf Creek a number of signs encroaching on the Pacific highway were ordered removed. The owners vented their ill humor by abusing the state highway department and its representatives, reports stated.

An irate service station owner was alleged to have menaced Frank Sullivan, foreman of the maintenance crew, with a gun.

SHEEP-KILLING DOG IS SHOT BY FARMER

STAYTON, July 11.—(AP)—Charles Stayton reported that two dogs killed 17 head of his high grade sheep here the other day, and that he shot one of the marauders, a large police dog, which was later identified by its owner.

New 50¢ Size LYDIA E. PINKHAM'S TABLETS FOR WOMEN

They relieve and prevent periodic pain and associated disorders. No narcotics. Not just a pain killer but a modern medicine which acts upon the CAUSE of your trouble. Persistent use brings permanent relief. Sold by all druggists.

NOT LIKE OTHERS

And nobody needs to tell you!

"So you think all cigarettes are alike! Well, you just light up one of these and see for yourself that Chesterfields are really different."

"They're milder for one thing. And they taste better, too. But just you take a few puffs and you'll know they're the kind that satisfy!"

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