

The Weather
Forecast: Cloudy and unsettled tonight and Wednesday; no change in temperature.
Highest yesterday 58
Lowest this morning 44

MEDFORD MAIL TRIBUNE

MAIL TRIBUNE
BARGAIN DAYS
BEGIN MONDAY, SEPT.
11th. Mark your calendar... just 5 more days!

Twenty-eighth Year

MEDFORD, OREGON, WEDNESDAY, SEPTEMBER 6, 1933.

No. 143.

DAVIS CLEARED BY GRAND JURY

Comment
on the
Day's News
By FRANK JENKINS.

TESTIMONY SHOWS JOHNSTON FORCED FATAL ENCOUNTER

HERE is an exceedingly significant paragraph from the news of the day:
"Threats to burn packing sheds and storehouses unless 'protection money' is paid were reported to police today by Yakima fruit growers. The threats were accompanied by promises that no vandalism would take place if the price was paid."
Does this mean that racketeering is spreading from the big cities out into the hitherto quiet country?

SPEAKING of racketeering, Secretary of War Dorn, in an address sponsored by the United States Flag association the other evening, made this startling statement:
"The American people are paying to the racketeers an annual tribute amounting to EIGHTEEN BILLION dollars."

EIGHTEEN billion dollars is a vast sum — so vast that ordinary people, such as you and I, can't grasp it unless we have something to compare it with.

So let's try some comparisons:
The war debt owed by European countries to the United States amounts to a little less than 12 billion dollars. So, you see, if Secretary Dorn's figures are correct, we pay to the racketeers EVERY YEAR half as much again as the total of this war debt about which we have done so much talking.

IF WE talked a little less about the war debt Europe owes us and a little more about the staggering tribute exacted from us by the racketeers, it might be a good thing.

THIS racketeer tribute of 18 billion dollars a year amounts roughly to a tax of \$150 on every man, woman and child in the United States.

According to the latest available figures, the TOTAL of federal, state and local taxes averages \$78.26 for every man, woman and child in the United States.

That is to say, racketeering costs us TWICE as much as ALL the taxation we complain so much about.

FIX again in your mind this total of EIGHTEEN BILLION dollars. It is from FIVE to SEVEN times the amount spent annually by the federal government and the 48 states on the public schools of the nation.

Remember that the next time you pay your school taxes and think they are much higher than they should be.

JUST what is "racketeering," anyway? The word is so new that it doesn't appear in the latest edition of Webster's dictionary. So we shall have to make up a definition. Common usage indicates some such definition as this: "One who threatens legitimate business men that they will get into trouble if they don't pay the threatener to protect them."

So far racketeering has flourished chiefly in the big cities, but this Yakima item indicates that it may be spreading.

RACKETEERING is a tribute levied upon business by unscrupulous individuals—hardly seems to be the best word. This tribute, so far, has been lamely paid.
It seems to be evident that we need a modern patriot to arise and repeat the immortal words of Charles Pinckney: "Millions for defense, but not one cent for tribute!"

Sentence On Ballot Theft Charge to Come Later — Rogue River Man Is Indicted On Morals Charge

A not true bill was returned by the grand jury this morning, in the case of C. W. (Chuck) Davis, held in the county jail since August 5 last. Davis was charged with beating Joseph B. (Bud) Johnston, with his fists, causing his death, as the climax of a street argument and fight over the ballot-theft trial convictions. The tragedy occurred at the corner of Main and Front streets while the streets were filled with the regular Saturday night throng.

Johnston accosted Davis at the corner, according to the evidence, and the altercation followed. Davis assertedly struck Johnston, knocking him to the sidewalk, and death followed a short time later.

Among the witnesses examined by the grand jury, were a number of eye witnesses, who did not testify at the coroner's inquest. Ten witnesses were examined.

Davis is still held in the county jail. He was one of ballot theft defendants, who entered pleas of guilty, and was a state witness in all five of the ballot theft trials. Davis admitted that he had attempted to open the vault window with a crowbar, before it was finally smashed with an ax, by one of the Sexton brothers.

Davis testified that he left the courthouse before the vote stealing started, and after he had warned Earl H. Fehl, Walter J. Jones, Tom L. Brechen and the Sexton brothers, "if you fellows are figuring on breaking into that vault, and stealing the ballots, you will get into trouble."

Fehl, Jones and Brechen are serving prison terms. The Sextons are on parole. Davis claimed he was in a local pool hall playing cards during the actual burglary, returning to the courthouse about ten o'clock for a few minutes on his way home.

Passing of sentence on Davis for his part in the ballot theft will be made by Circuit Judge George F. Skypworth of Eugene, later, who delayed sentencing pending a decision in the Johnston case. It is the last of the ballot theft cases.

The grand jury, of which Theodore N. Bell, Jr., of Talent was foreman, also returned a not true bill against E. L. Struble, on a charge of assault with a deadly weapon. Struble was alleged to have threatened a neighbor with a shovel during a neighborhood quarrel.

COREY INDICTED

Indictments were returned by the grand jury against J. E. Corey of Rogue River, on a statutory charge involving an 18-year-old girl, a real-estate agent of the Rogue River district. Corey formerly operated a store at Rogue River. The girl in the case, and her parents, were the chief witnesses. The specific charge against Corey is contributing to the delinquency of a minor.

John M. Price and W. Lee Ray were each indicted for alleged practicing of professional engineering without a license, under the Oregon mining laws. It is a misdemeanor in mining in this county, operating properties on Squaw creek, and the Opp mine near Jacksonville. They are at liberty on their own recognizance.

Price was scheduled to appear this afternoon. Attorney Frank Desouza, his counsel, holds the indictments are based upon a technicality.

ENRIGHT REFUSED FEES FOR CONNER

The county court has disallowed the bill of Attorney T. J. Enright for \$25, submitted for legal services performed for C. Jean Conner, former vice-president of the self-styled "Good Government Congress" and that organization's parliamentary Conner, also one of the "Banks Guards" reputed "Greenspring Mountain Boy," also known as "the bright boy of Pinehurst," was sentenced to three years in state prison for admitted ballot theft participation. He was paroled by Attorney H. Von Schmaltz of Burns, with the proviso that he remain out of Jackson county for one year.

BASEBALL

National
PITTSBURGH, Sept. 6.—(AP)—Bill Swift's single with Floyd Vaughan on second in the 10th inning today gave the Pittsburgh Pirates a 6 to 5 victory over the New York Giants in the first game of a doubleheader and cut the Giants' National League lead to five and one-half games.
New York 5 15 2
Pittsburgh 6 16 1
Pittsinnons, Bell and Mancuso; Sweetovic, Chagnon, Swift and Grace.

First.
Philadelphia 1 3 0
St. Louis 3 9 1
Holley, Pearce and Davis; Hallahan and Wilson.

Brooklyn 7 14 1
Cincinnati 5 9 3
Mungo and Lopez; Kolp, Frey, Derzinger and Lombardi.

Boston 3 6 0
Chicago 4 10 2
Frankhouse, Smith and Hogan; Tinning and Hartnett.

St. Louis 2 7 1
New York 3 7 0
Hadley and Shea, Hemslay; Ruffing and Dickey.

First.
Detroit 11 14 2
Boston 5 8 3
Lawson, Hogsett and Hayworth; Brown, Kline, Fullerton and Gooch.

Cleveland 4 13 2
Philadelphia 5 8 2
Harder, Hildebrand, Hudlin, Connelly and Pytkak; Grove and Cochran.

Chicago 1 4 2
Washington 3 9 0
Miller, Faber, Wyatt and Berry; McCall and Sewell.

LAMSON RELATES DISCOVERING WIFE DEAD IN BATHTUB

Dramatic Story of Campus Events Told by Accused Husband As Witness in Own Trial for Murder

SAN JOSE, Cal., Sept. 6.—(AP)—David A. Lamson took the witness stand today in his trial on charges of murdering his young wife, Allene. Starting his story with the night before the tragedy, Lamson said his wife had a touch of indigestion and he slept in the nursery.
"I undressed in the bath room," he said, describing his clothes which he said he hung in the bath room, scene of Mrs. Lamson's death a few hours later on Memorial day.
"Between 3 and 4 o'clock," Lamson said, "Allene called me. She complained of pain. I rubbed her back for a few minutes, and I think I got her a glass of lemon juice. Later, I got her some hot soup and a cheese sandwich. She ate some and went to sleep."

"Awake Early
The defendant said he slept then until about 6 a. m., prepared his breakfast in the kitchen and went out in the yard to work. He said he had dressed in the living room to avoid disturbing Mrs. Lamson.
"First I cleaned the weeds about the garden. About 8 o'clock I lit a bonfire. (The blaze from which an iron pipe which the state contends was used to kill Mrs. Lamson was taken).
"About 9 o'clock," he said, "I prepared her bath. I awakened Allene, kissed her and told her her bath was ready."
"She went into the bath and I stood her as she stepped into the tub. I told her her breakfast was ready and I did not want to leave the fire for very long."
"Saw Neighbor
"I saw Miss Vincent (Helen Vincent, a neighbor) come out of her garage, then Mrs. L. M. Place, real estate broker, who said she had a client for our place. I asked her to go to the front door."
"Lamson said he entered the house. He picked up my pajamas in the living room and went down the hall, looking into the bath room."
"The first thing I recall seeing," he said, beginning to sob, "was blood. Then I saw Allene in the bath tub. I pulled her up the best I could, and held her to me," he said, choking with emotion.

(Continued on Page Five.)

UNION MOVEMENT FACING GREATEST TRIAL IN HISTORY

By GEORGE DURNO, Contributed by Secure Newspaper Syndicate.

WASHINGTON, Sept. 6.—The union movement is today in its greatest crisis.
To quote William Green, president of the American Federation of Labor, "We can not return to the business practices of 1929."
Taking a specific line from the Labor Day message of Secretary of Labor Frances Perkins it appears the administration can't achieve the goal of greater employment with higher wages "unless our people have purchasing power sufficient to buy the products of the mass production system for their comfort and well-being."
So far there is perfect harmony in ideas.

Mrs. Perkins, from long experience in New York state, is sympathetic with organized labor's cause. In her Labor Day statement she demands there be "a new era for the country's wage earners, salaried workers and employees."
Such a program, she says, will result in shortened working hours and "remuneration in harmony with the higher standards of living underlying our new consumptive economy."
We want, she says, enough to eat, enough to wear, a home with average comforts at least.

Mrs. Perkins' statement, however, is dedicated solely to a furtherance of the NRA program.
Green, speaking for the A. F. of L., says "It is up to the workers—the government must look to know."
(Continued on Page Two.)

FALL FROM CITY TREE IS BASIS OF \$10,000 CLAIM

Damages Asked by Woman Who Was Allowed to Pick Cherries As Relief Act — Council Postpones Action

Mrs. Ivor T. Jones of Sama Valley fell out of a cherry tree this last summer and allegedly sustained a broken back, followed by paralysis. The tree was owned by the city of Medford. Last night a letter, written by Attorney Geo. M. Roberts, asking for \$10,000 damages as a result, was read at the regular meeting of the city council.
The letter, addressed to City Attorney Frank Farrell, who was absent, was presented the council by Mayor E. M. Wilson, and stated that \$10,000 was the amount the Joneses would accept if an immediate settlement is arranged out of court. The amount to be asked should filing of a damage suit be necessary, was not revealed.

Moved by Sympathy.
City Superintendent Fred Scheffel was called upon by the mayor to explain the cherry tree episode inspiring the action for \$10,000, and informed the council that Mr. and Mrs. Jones of Sama Valley appeared at the city last last summer, without invitation, and asked to pick cherries. The cherry crop was being harvested for the city by W. H. Jarmine. The plea of the couple, who claimed they could not afford to buy, aroused Mr. Jarmine's sympathy and he granted their request, permitting them to pick on the shares, keeping a portion of the fruit, being purchased by a local cannery.
Mr. Scheffel stated that he came by a short time later and voiced approval of the plan, but was also impressed by the plea of the people, who had several children. He went for ladders to aid them in picking, and before he returned to the lot the woman had climbed the tree, fallen out of it, and sustained the alleged injury.

Report Delayed.
A report of the accident, Mr. Scheffel further informed the city council, was immediately prepared for the industrial accident commission and turned over to Dr. B. G. Wilson, Mrs. Jones' physician, in keeping with accepted custom, for filing July 19. The report required the inclusion of the attending physician's findings. Although it was ready for filing July 12, Mr. Scheffel stated he had since learned it was not filed until August 24.

Why the delay occurred he could not understand, but that he did know the contents of the report became known. Action seeking damages from the city followed. Mr. Scheffel further stated that he still considered the case one to be cared for by the industrial accident commission, and that although a great delay in filing the report had resulted, the time limit had fortunately not expired before the report was turned in.

Negligence Claimed.
The letter, written by Attorney (Continued on Page Two.)

WOMEN NEEDED IN VOLUNTEER DRIVE FOR NRA SIGNERS

A call for women volunteers to participate in the consumer drive of the National Recovery Act campaign here, scheduled to start Friday morning with an army of feminine patriots in the field, was issued by the executive committee this afternoon. All women able to aid in canvassing the city, are urged that this is a patriotic duty, and are asked to report at once to the Chamber of Commerce.

Unless the consumer drive is a success the National Recovery Act program here cannot be a success, it was pointed out today, and the unanimous support of consumers of city and country is sought. In order to obtain this 100 per cent support it is necessary that every home in city, as well as country be visited, and additional workers in the soliciting department are absolutely needed.

All expecting to participate in the drive are also asked to meet at the county court house auditorium Thursday afternoon (tomorrow) at 2 o'clock to receive instructions.
Persons who have signed the consumer pledges are urged to place the blue eagle in a very conspicuous place in order that the workers will be enabled to avoid duplications, as time must be conserved in completing this angle of the drive.

MOLEY QUILTS TO BECOME EDITOR



Raymond Moley, assistant secretary of state and head of the President's "brain trust," has resigned to become editor of a new national magazine to be published by Vincent Astor. Both Astor and Moley denied that the resignation was the result of a disagreement in the state department. Above are Moley (left), Astor (center) and W. Averell Harriman, who will be associated with them in the publication. (Associated Press Photo)

14 PASSENGERS KILLED WHEN TRAINS COLLIDE

BINGHAMPTON, N. Y., Sept. 6.—(AP)—Public officials and executives of the Erie railroad today pushed an investigation into a rear-end collision on the road's main line which killed 14 passengers of the Chicago-New York flyer and injured 100, 25 seriously.
Normal traffic conditions were restored when the splintered debris of a wooden coach was removed and derailed steel cars were hoisted back on their wheels. All the major casualties were in the wooden car, which was coupled between steel coaches. It split apart as a milk train swept around a curve and ploughed into the motionless New York bound passenger train last night.

Two steel cars on the rear were hurled against the wooden coach. These steel coaches were derailed. None of the cars ahead of the death car left the tracks and the engine of the milk train remained on its drivers.
Investigators sought to find out why the milk train engineer did not know of the stalled passenger train ahead, or if he did know why he didn't stop. A flagman had been sent out from the rear of the flyer.
Engineer M. H. King of Elmira was at the throttle of the heavy milk train rushing down from Hornell with milk for metropolitan New York. He said "I didn't see the signal light in time to stop."
Three interstate commerce commission investigators were among those who set to work to determine full responsibility.

George V. Lovering, chief of the commission's accident investigating division, was ordered here from Washington.
Lovering said the commission had recommended for years that steel cars be used exclusively as a safety measure, but added there was no federal law governing their use.
William Derigo, a gardner, who witnessed the wreck, gave a vivid account of the collision.
"I had gone back to my garden beside the track for my coat, when I (Continued on Page Eight)

CRAZED CRIMINAL SHOT IN ATTEMPTED ESCAPE

MATTEWAN, N. Y., Sept. 6.—(AP)—One inmate of the state hospital for the criminally insane was shot to death by a state trooper and two others were overcome by tear gas when officers forced their way into a small room where four crazed men had barricaded themselves during an attempted escape early today.
Ray Fisher, 26, of Buffalo, leader of the attempted break, was killed by Trooper Robert Galvin. Fisher had leveled a .22 calibre revolver at Galvin when the latter crashed through the door.
The trooper, his gun already drawn fired a bullet through the young desperado's heart. Two of the remaining three were sprayed on the floor where they had fallen, overcome by the enormous amount of tear gas.

The men had struck a guard down with a chair shortly after 1 a. m. and made a dash from the large ward where they were kept with 64 other patients. More than 40 guards, state troopers, and other officers had surrounded the room where they were barricaded with their own revolvers.
Meanwhile, the inmates in the ward had gone on a rampage, smashing furniture and windows in the room where they were held with two guards. They completely wrecked the room, but did not molest the guards.

VERMONT VOTES REPEAL 2 TO 1

By the Associated Press.
Repealists, tucking long-dry Vermont away in their fold, looked forward today to the next test. Maine also a rebound prohibition stronghold for years, votes on the question next Monday.
Vermont by a margin of more than 2 to 1, became yesterday the 25th state to approve wiping the 18th amendment from the constitution. No state has voted to retain national prohibition.
Thirty-six states are needed to enable repeal an accomplished fact. At least three more than that number will have voted by Nov. 7.
In addition to Maine, other states to vote this year are: Sept. 12, Maryland, Colorado, Minnesota; Sept. 18, Idaho, New Mexico; Oct. 10, Florida; Nov. 7, North Carolina, Ohio, Pennsylvania, Utah, South Carolina and Kentucky.

ROOSEVELT SENDS NAVAL SECRETARY TO TROUBLED ISLE

Secy. Swanson Sails Aboard Cruiser—Concentration of Battleships Is Ordered As Disorders Spread Wide

WASHINGTON, Sept. 6.—(AP)—President Roosevelt today directed his secretary of the navy, Claude Swanson, to proceed directly to Havana, Cuba, aboard the cruiser Indianapolis. Swanson, sailing from Annapolis at 4 o'clock today, will arrive in Havana Friday morning, Sept. 8.

Leaving a White House conference in the Cuban situation, Swanson said he would go directly to Havana. He added he had no specific orders.
Concentrate Battleships.
At the same time, Admiral H. Standley, chief of naval operations, flashed orders for a concentration of most of the warships in Atlantic waters around Cuba.

It was emphasized at the White House that the President is withholding intervention as the last step to be taken to restore order.
A spread of disorders throughout the island to the faraway points of Guantanamo and Santiago is causing the precautionary measures.
The battleship Mississippi was ordered from Norfolk this morning to take a station off of Key West, Fla. Marines Ready.
Admiral Standley reported a regiment of marines was ready at Quantico, Va., for service if necessary.
The battleships New Mexico and Wyoming are stationed at Philadelphia and Newport, R. I., respectively, but they have not been ordered to Cuba.

The next step, it was said at the White House, is contingent upon conditions in Cuba. President Roosevelt is watching the situation closely through Secretary Hull and Ambassador Welles at Havana.
Mr. Roosevelt is going to make sure that American lives are protected. It was stated there will be intervention only if it is required.
(Continued on Page Eight)

STANDARD OIL HOISTS PRICE FOR GASOLINE

SAN FRANCISCO, Sept. 6.—(AP)—The Standard Oil company of California announced increases in the price of gasoline at Pacific coast service stations today, and also announced new increases in the price of crude oil in California fields.

WILL ROGERS SAYS:

SANTA MONICA, Cal., Sept. 5.—Every holiday ought to be named "Labor day" if we could ever get vacations down to where you wasn't any more tired on the day one was over than our regular work day, it would be wonderful.
The president caught Vincent Astor not watching him close and sneaked off his yacht and went on a whaler. From what I can hear about yachting the tough part is getting somebody to ride with you. One rough day and you lose half your crew and all your guests.
By the way, a good stiff Monday on "hamburgers" sales tax would have paid our national debt. Give an American a one-piece bathing suit, a hamburger and five gallons of gas and they are as tickled as a movie star with a new divorce.
Will Rogers
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