

The Weather
Forecast: Fair tonight and Saturday, but with fog. Not much change in temperature. Highest yesterday 81. Lowest this morning 59.

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Twenty-eighth Year MEDFORD, OREGON, FRIDAY, JANUARY 5, 1934. No. 244.

MILK PRICES SET FOR MEDFORD



News Behind The News
By PAUL MALLON
(Copyright, 1934, by Paul Mallon)
Confusion.

WASHINGTON, Jan. 5.—A prominent house Republican from New England recently sent letters to 400 Republican business men in his district, asking advice about how he should act in this session of congress. He is taking no chances on getting in trouble with his constituents.

The early replies suggested he resist any trend toward radicalism, but co-operate generally with Roosevelt. But that is beside the point. The main idea is that it shows clearly the confusion some Republicans are suffering.

The dominant man in the picture backstage is McNary of Oregon. He is the senate leader for the minority party.

It is too early to start picking presidential candidates for 1936, but if you are inclined to make any long shot bets, McNary is the man to back. He is the counselor of patience amidst the confusion.

When a press association was gathering comment on the political outlook a few days ago, he was the only one wise enough to say nothing. He does his talking mostly when he gets his Republican friends around him. If you could listen in, you would hear him say that watchful co-operation is NOT only the most sensible, but also the political thing to do. He is a very practical man. He has been in the game long enough to know nothing is to be gained by starting the shooting so early—and so openly. Issues will bob up during the session which will generate spontaneous opposition.

He is smart enough to wait for those instead of starting opposition merely for the sake of starting opposition.

Through the political spyglass, you can plainly see that the presidential prospects of McNary are on sound ground. It will probably do him no good to have that aired around. His competitors may start putting pins in his chair. But you can note how obvious his chances are when you call the roll of eligibles.

The next Republican nominee will have to be a man who can get the west away from Roosevelt, and at the same time pacify the conservative eastern element of the party. That combination is needed to win.

All the other men mentioned now are snailers with eastern records—Mills, Snell, Wadsworth, Edge, Governor Winant. McNary's only serious western competitor, Borah, will not be a candidate. The others do not measure up. A miracle would have to happen to bring Hoover into focus.

Background. Also McNary is NOT labeled by any particular faction of his party. He is unattached against Coolidge and Hoover on farm relief and many other things.

He has always been personally friendly with the LaFollette-Norris clan. Hiram Johnson, the conservative Union Turk, and even the Hillis, Watson, Saunders boys. His record on legislation is just as open-minded.

He lacks national prominence, but he will get that as senate leader during the next two years.

CONTROL BOARD ORDERS DEPOTS CHARGE 30 CTS.

State Officials Fix Prices Here Pending Meeting Within Three or Four Days for Permanent Action

Following months of negotiating here, aimed to bring about a uniform price on milk, which would necessitate an increase in the price charged at milk depots, action was taken yesterday, transferring the matter from local jurisdiction, when the Oregon State Milk Control board set prices for the Medford as well as the Portland area.

The tentative schedule for the Medford district provides for a five cent raise in the price per gallon, charged at milk depots, of which there are three in and adjoining Medford. Where 25 cents a gallon is now being charged the state control board demands that 30 cents be charged. One depot reported the change in price made this afternoon, and it was understood that the proprietors of all milk depots were endeavoring to gain a special concession up north. One depot, it was reported, had emphatically announced that the price increase would not be made.

Another, when interviewed, stated that the price would be increased if the special provision could not be gained from the Milk Control board, adding that no change would be made until further information was obtained from the north. The Wyant depot later announced that the price had been increased to 30 cents a gallon and 10 cents a quart.

Milk Inspector C. W. Austin, when questioned regarding the situation, stated that he had no jurisdiction in the matter, but had received no instructions from the north and would take no action toward enforcement of the new ruling here.

It was understood from another source that an official from the state dairy and food commission would be in Medford this afternoon or tomorrow to enforce the provision of the state milk control ruling.

The other prices established provide for \$1.90 per 100 pounds for the producers; wholesale to stores, eight cents a quart; cash and carry and delivery to consumers.

Two depots, Lindy's and Wyant's, are operated within the city limits and located within the Medford and Portland area, and had set a tentative schedule for the Medford district, it was said today, although the Portland range was not to be announced until a meeting had been held some time today with a consumer's committee.

E. C. Smith, chairman of the control board, explained that the temporary schedule designated for Medford was to exist only until the board can meet there, probably within three or four days, for a hearing at which definite and permanent prices will be established. Temporary prices were made, he said, merely to ameliorate a tendency toward uncertainty in that area.

Meanwhile, dealers in the Portland milk shed and in other sections of the state were receiving applications from the board. These applications cost \$1 and must be signed, returned and approved by the board. The dealer must agree to all terms imposed by the board.

Chairman Harlan explained that if any dealer sells or offers to sell, or buys or offers to buy milk at a price not approved by the board, his license will be taken from him. No unlicensed person may deal in milk.

Six hundred feet will be cut off the top of Oregon mountain in California by hydraulic sluicing, to make way for the Redding-Eureka automobile highway.

Business Entering Year With Cheerful Outlook
GENEVA, Jan. 5.—(AP)—The international labor office said officially today that the United States leads a world-wide improvement in the unemployment situation. The office issued a communique which declared: "In the United States the rise in the employment index is very marked—73.5 in October, 1933, as compared with 59.5 in October, 1932."

"Moon" Massage For Cattle Too Much For Judge

FERGUS FALLS, Minn., Jan. 5.—(AP)—Joseph Pollack's story of using moonshine as a body rub for his livestock did not stand up in federal district court and he was fined \$200. Charged with concealing liquor without a revenue tax, Pollack told Judge M. M. Joyce his 13-year-old daughter found the five-gallon crock of "moon" in a brush pile and that he hid it in a hay-loft for use in case his 24 head of cattle needed a rubdown.

SUMMERVILLE TO BE U. S. MARSHAL ASSERTS FARLEY

PORTLAND, Jan. 5.—(AP)—A special dispatch to the Oregonian from Washington, D. C., said Jack Summerville, 58, Portland democrat, will succeed Jack L. Day, Portland republican, as United States marshal for Oregon.

The dispatch credited the statement to James A. Farley, chairman of the national democratic committee, and said Congressman Martin and Pierce have endorsed Summerville. Tonight, the article said, Farley will consult the president with reference to selecting E. J. Griffith of Portland for the RFC vacancy.

Summerville is well known in this city, coming here in 1905. He left in 1916 for Portland, to be a deputy internal revenue collector. When Democratic rule ended, Summerville remained and took up insurance agenting.

Summerville operated a barber shop on North Central avenue, and was a city councilman when Medford had its paving and realty boom. He was a Jackson county Democratic warehouse, and figured in several exciting political events while on the council.

He also dabbled in mining, and was mentioned as a candidate for county clerk, sheriff, and county treasurer, but did not file.

BOTTLE QUESTION BRINGS RED FACE

WASHINGTON, Jan. 15.—(AP) The simple question—"who carried the first bottle?"—sent the house of representatives alighting today.

Two Illinois members, Britten and Sabath, were the principals, the former being an advocate of an embargo against French wines.

"You are an expert on French wines," Sabath told him with a reproachful air, "I don't want to talk with you."

"I want to ask the gentleman when he is going to pay back that bottle of cognac he borrowed from me three years ago?" Britten retorted.

Face reddening, Sabath waved his hand toward Britten to cease. "I'll return it when it is legal. I don't want to carry it through the streets," he wavered.

"You don't want to carry it?" demanded Britten with an incredulous tone. "Who carried the first bottle?" The exchange stopped there.

LIQUOR CONTROL OFFICE LOCATION IN CONTROVERSY

Salem Legalites Contend Headquarters Must Be Located There — Buying Power Also Discussed

By CLAYTON V. BERNHARD (Associated Press Staff Writer)
SALEM, Jan. 5.—(AP)—The announced policy of the state liquor control commission that it would purchase liquor directly, and not through the state board of control, and its recent discussion of whether or not the main office of the commission would be located at Salem, have given rise to controversy among the legal fraternity in Salem and several state officials.

As far as the location of the main office is concerned, the act under which the commission was formed and is operating specifically states in section 4 that the "principal office of the commission shall be in the city of Salem." Location in any other place would be contrary to law.

A precedent in the establishment of a state office elsewhere and ordered returned was found in 1926, when the circuit court here issued a mandamus against the state banking department ordering removal of the department from Portland to Salem.

The case was brought by George Patman, editor and publisher of the Capital Journal at Salem, against Frank C. Bramwell, then superintendent of banks. The decree, issued by Judge G. F. Skipworth, ordered the department to be located at Salem. At that time the principal office had been established at Portland. The mandamus order declared the office must be located at the state capital, according to law. Bramwell appealed to the supreme court, but in the meantime the administration changed and the office removed to Salem, so the case was dismissed.

Purchasing Moot Point. Differences of opinion have arisen, however, over the purchase of liquor by the commission rather than through the state purchasing department over which the board of control has full authority.

Some attorneys hold with the commission in its stand that it has the sole right to purchase all liquor. Two Illinois members, Britten and Sabath, were the principals, the former being an advocate of an embargo against French wines.

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OHIO 'U' OUSTS 5 PACIFIST PUPILS

COLUMBUS, Ohio, Jan. 5.—(AP)—Five Ohio State university students were expelled today by President Gen. W. Rightmire because they refused to accede to an order that they register for military training.

The five are Edward Lepon of Cleveland, Richard Baumgardner of Cambridge, David Telfair of Sabina, Donald Leach and Carl Suley of Columbus.

LEAGUE OF CITIES TAKES NO ACTION ON NEW RUM LAW

Many Dissatisfied With License Provision for Drinks Under 14 Per Cent Alcohol — CWA Need Is Told

No definite action regarding the constitutionality of the Knox bill and no move toward retention of home rule in Oregon cities evolved from the meeting of the League of Oregon Cities here yesterday. Although most of the afternoon was devoted to discussion of the subject, a telegram from Mayor Willis E. Mahoney of Klamath Falls was read, urging cities represented to cooperate in the fight for home rule.

Mayor Mahoney's wire stated that Dallas, Salem and Marshfield would also file briefs contesting constitutionality of the law. Silence followed the receipt.

Dissatisfaction with the licensing of beverages of under 14 per cent alcoholic content was expressed, however, by numerous city officials, who are of the opinion that the cities should receive the funds immediately and that more time than now estimated will be required to raise the three million dollars to be diverted into relief channels before cities obtain their revenue.

There has been no move on the part of this city, Medford officials pointed out, to take out of the state's hands the control of hard liquor. There was also no desire to overthrow the Knox bill as a whole, but to keep for the cities the license money accruing from liquors under 14 per cent. "Everybody wants the state to control hard liquor," it was stated, "but everybody also wants the city to collect the license money on the other beverages."

The liquor commission, it is understood, will ask cities to make recommendations regarding the issuance of licenses. This shows that the responsibility and authority will be thrown back to the city government. If such is the case, cities are of the opinion that, in all fairness, they should also make the collections, enjoying home rule to that extent.

City Attorney Frank Farrell was out of the city today and there was no indication that Medford would join forces with Mayor Mahoney in carrying the fight into the courts.

ASK EAST SIDERS NAME COUNCILMAN

All residents of the first ward in Medford are urged to attend the meeting called for this evening at the city hall for selection of a non-incumbent committee to recommend a representative of the ward for a position on the city council.

The meeting has been called for 7:30 o'clock and Councilman George Porter will act as mayor in the absence of Mayor Wilson, who is leaving for Portland.

In the past, when meetings have been called for selection of councilmen, few representatives of the wards in question have attended, and the council is anxious to have a more representative gathering present tonight.

YANKEE AVIATRIX KILLED IN CRASH

NEVERS, France, Jan. 5.—(AP)—Evelyn Frost, 30, the American aviatrix, was killed today in the crash of an airplane.

Miss Frost, who was piloting the plane, en route to Egypt, collided with high tension wires in a fog. The plane burst into flames and the pilot was trapped in the wreckage.

ASKS HEART BALM FROM MAX BAER



Summons and complaint in a \$150,000 breach of promise action brought by Bee Starr (above), circus aerialist, were served on Max Baer, heavyweight boxer, but Baer said he never had met the girl. (Associated Press Photo)

GRANTS PASS ASKS \$2 LIQUOR TAX PWA COIN TO PUSH RAILROAD TO SEA GETS APPROVAL IN LOWER HOUSE

WASHINGTON, Jan. 5.—(AP)—The new liquor tax bill estimated to bring \$470,000,000 in revenue from spirits, beer and wine was passed today by the house and sent to the senate.

More than a score of amendments were offered to change the rates, but all were battered down. The measure levies a \$2 a gallon tax on distilled spirits on each proof gallon and a proportionate tax at a like rate on all fractional parts of either proof or wine gallon.

Chairman Doughton (D. N. C.), of the ways and means committee, estimated that the liquor tax would return \$300,000,000 on an expected 150,000,000 gallon consumption annually.

The bill provides a flat \$5 a barrel tax on beer of all alcoholic strength, estimated to bring in \$160,000,000. The house voted down an amendment to reduce the beer tax from \$5 to \$2.

Wines levies graduated from 4 cents on that of less than 14 per cent alcoholic content, up to 40 cents a gallon up to 24 per cent. All wines containing more than 24 per cent will bear the \$2 spirits rate.

Blended and rectified liquors were taxed \$2.30 a gallon. The vote on final passage was 388 to 5.

STERN WHEELER SINKS IN RAPIDS

THE DALLES, Ore., Jan. 5.—(AP)—The stern wheeler Hercules, bound upstream from Portland, struck a submerged rock in the Columbia river at three-mile rapids and sank today.

Early information did not state whether all of the crew of about 12 men were safe. The Hercules, owned by the Shaver Transportation company of Portland, was bound for Celilo canal with a general cargo and was to have picked up a wheat cargo for the return trip last season. It means a livelier ball for the National League.

MILLIONAIRE AUNT WANTED TO BURN WEALTH AT DEATH

Strange Wish Told at Trial of Will Case — Didn't Want to Be 'Exhibit A' at Funeral She Declared

LOS ANGELES, Jan. 5.—(AP)—The jury hearing the contest of Miss Margaret Keith's will heard today that the millionaire reclusive wanted her entire estate, estimated at more than \$1,000,000, converted into currency after her death and burned with her in a crematory.

This strange wish was communicated to Mrs. Mary Allen Towle, she told the jury, six months before her aunt committed suicide last April in her Beverly Hills mansion, leaving her estate to Albert C. Allen, Jr., brother of Mrs. Towle.

"It was in November, 1932, that Aunt Margaret called me at a hotel to make that wish," Mrs. Towle testified. "She said she desired that after her death her body be cremated and all her property turned into money and then burned with her."

"She said she wished that no one look on her because she didn't want to be 'Exhibit A' when she was dead," Mrs. Towle said that in another telephone call that month her aunt told her she had heard that Mrs. Towle and her brother were in the hands of an "infamous fiend," and wanted to warn her against the plot.

Miss Keith's brother and sister, Mrs. Etta Keith Ekridge and David Keith, and Mrs. Towle are contesting the will on the charge that Miss Keith was of unsound mind.

Her rage when an astrologer predicted she would be married within two years to a nice man was pictured among other evidence given by Mrs. Towle. She said Mrs. Keith gave her a note in 1930 to deliver to an astrologer.

Mrs. Towle returned with an answer and said Miss Keith flew into a rage.

"Miss Keith tore up the note and accused me of playing a joke on her. Then she chased me out of the house. She had a gun in her hand," Mrs. Towle related. Later she said Miss Keith called her and gave her an envelope containing a check for \$200 for herself.


HEARING SLATED ON BANK SERVICE

WASHINGTON, Jan. 5.—(AP)—Hugh S. Johnson will hold a public hearing February 15 on the proposal of American bankers to adopt uniform service charges to depositors under the bank code of fair competition.

Johnson said today he was laying down no rules as to whether the bankers should bring in new proposals for the public hearing or whether they could present the big schedule of charges which the code authority had sought without his consent to establish the first of the year.

The NRA chief announced also he probably would call in the code committees of the almost 200 industries now under agreement for a general session in February to reconcile conflicts between industries, companies and the "whole flock" of administrative troubles.

WILL ROGERS says:
BEVERLY HILLS, Cal., Jan. 4.—That Roosevelt handled that congress yesterday just like a mother would a fretting baby. Just when another mother would have told it to hush and be a good baby and not cry, he didn't tell 'em a single thing to do. Just slipped 'em all a piece of candy. (The little black Republican babies along with the white ones) and he left 'em feeling that mother had confidence in 'em and they were all just tickled to death, rolling on the floor, with their toes in their mouth and goo-gooing at each other.



Auto Designs Influenced By Icebergs, Teardrops

By RAYMOND CROWLEY.
NEW YORK, Jan. 5.—(AP)—Snow-shoe cars... tear drop cars... fish shoe cars... cars that bend their knees... cars that shoot ahead as "smoothly as a grape being squeezed out of its skin." All these and more are being arrayed in all their glory today for the 34th annual national automobile show, which opens tomorrow in Grand Central Palace.

(Continued on Page Five.)