

The Weather Forecast: Unsettled with occasional rains tonight and Thursday; not much change in temperature.

MEDFORD MAIL TRIBUNE

Pulitzer Award FOR 1934

Twenty-ninth Year MEDFORD, OREGON, MONDAY, NOVEMBER 5, 1934. No. 194.

COPCO LOSES ROGUE DAN FIGHT



By PAUL MALLON WASHINGTON, D. C., Nov. 5.—If you want to lay a small wager on Tuesday's congressional election, you may safely hazard a deflated dollar or so that the democrats will lose no more than 14 house seats and gain about five senate seats.

That is a conservative guess, based on public and private reports coming in to Washington from trustworthy sources out in the various states.

The democrats really believe they will gain 10 to 20 house seats and eight or nine senate seats, and they might do it. Too many local conditions are involved in several sections to get any definite advance notion.

The republicans are maintaining a rather gloomy silence. Their unexpressed hope is that they will pick up as many as 20 seats in the house, but they know they will lose at least three in the senate.

From that you can see without equipping that the new deal is going to come out of the election with top-heavy majorities in both houses of congress, no matter whose figures you take.

CEMENT COMPANY UPHELD IN RIGHT TO POWER SOURCE

U. S. Circuit Court of Appeals Refuses Injunction Against Building of Diversion Dam Near Gold Hill

SAN FRANCISCO, Nov. 5.—(AP)—The California Oregon Power company lost its appeal today in the water rights controversy with the Beaver Portland Cement company and the city of Gold Hill, Ore., by a two-judge decision of the United States circuit court of appeals.

Judge Curtis D. Wilbur, former secretary of the navy, wrote a dissenting opinion in which he held the rights of the power company were not adequately protected by the lower court, and affirmed in the majority high court decision today.

Rock Already Blasted The cement company, as possessor under an executing contract of purchase holds land on one side of the Rogue river owned by the city of Gold Hill, and the power company owns the land on the opposite side.

From that you can see without equipping that the new deal is going to come out of the election with top-heavy majorities in both houses of congress, no matter whose figures you take.

A fair and impartial outlook in the most important contests may be summarized as follows: New York—Senator Copeland will win by a mile and Governor Lehman by a few yards.

New Jersey—Governor Moore will gain a senatorial seat for the democrats.

Pennsylvania—50-50 on Reed and Guffey in the senatorial race, but democrats are certain to gain several congressional seats.

Rhode Island—Democrats expect to pick up a senate seat here.

La Pine Justice Shoots Brother-In-Law On Street

KLAMATH FALLS, Ore., Nov. 5.—(AP)—William Fordham, justice of the peace at La Pine in Deschutes county, was taken to jail here today after, police said, he had shot his brother-in-law through the thigh on a downtown street here this morning.

The wounded man, George Mayfield, a farmer, was hit as he sat beside Fordham in a truck.

"I'll give myself up without any fuss," Fordham told an officer when he was arrested. He was charged with assault with a dangerous weapon.

Police believed the men had argued over a family matter. Mayfield was painfully but not seriously wounded.

VOTE WILL EXCEED COUNTY'S AVERAGE CLAIMS OBSERVER

Interest in Governorship to Swell Balloting Tuesday Says Coleman— Sheriff Race Next County Interest

Jackson county voters will register their choice for state and county offices tomorrow and County Assessor J. B. (Bill) Coleman predicts that between '60 and 65 per cent' of a registered vote of slightly more than 18,000 will cast ballots.

This is a larger average than usual and is due, according to Assessor Coleman, to the high interest in the race for governor. Fair weather is predicted for the day. A heavy rural and city vote is also forecast.

In the county campaigns chief interest centers in the race for sheriff between Sheriff Walter J. Olmscheid, Republican, and Syd L. Brown, Democrat.

Ballots Distributed Distribution of the ballot boxes to the precincts in this city and Ashland, and other nearby precincts, will be completed this afternoon.

INSULL FINISHES GIVING TESTIMONY IN OWN DEFENSE

By Robert M. Yoder Associated Press Staff Writer. CHICAGO, Nov. 5.—(AP)—Samuel Insull finished his testimony as a defense witness against mail fraud charges in a half hour appearance today in Federal Judge James H. Wilkeson's court.

Federal Prosecutor Leslie E. Salter asked Insull a half dozen questions, Insull's own attorney asked three, and the deposed Chicago utility executive left the stand.

The principal defense witness, Insull, had been under questioning for a total of 1 1/4 hours. Taking the witness stand at 10 a. m. Thursday, he testified for six hours under prompting from Defense Attorney Floyd E. Thompson, and then was turned over to the government for five hours and 40 minutes of searching cross examination.

Although 16 others are charged in the case with him, Insull's appearance was regarded by both sides as the decisive engagement of the trial, since Insull admittedly dominated the affairs of his huge public utility system.

From Insull both sides sought to obtain an answer to the question which is the crux of the mail fraud case—whether investors were intentionally deceived about the quality of the stock offered them by the corporation securities company, which crashed in April, 1932, with a \$100,000,000 loss to investors.

Medford Bowlers Win in Klamath Invasion Medford City League bowlers completed a 10-game home and home bowling match with bowlers representing Klamath Falls, bowing the last five games at Klamath Falls yesterday.

Medford won seven out of ten games for a total of 8255 to 8135 for Klamath Falls.

Chocolate King Dies PARIS, Nov. 5.—(AP)—Senator Gaston Menier, 79, the "chocolate king" of France, died today. Senator Menier was well known in America and especially so in Canada, for he once owned Anticosti Island in the St. Lawrence, selling it in 1925.

In less than 15 hours after taking off at Honolulu, Sir Charles Kingsford-Smith brought the "Lady Southern Cross" down on the Tarmac of Oakland, Cal., airport to complete his roundtrip flight from the bay port to Australia and back which was started in 1928.

FOUR DROWN IN PLUNGE OF AUTO INTO K. F. CANAL

Two Couples Enroute Home From Road House Found Dead— Lights of Car in Water Signal Tragedy

KLAMATH FALLS, Ore., Nov. 5.—(AP)—Four persons, two men and two women, were dead here after their automobile plunged into a drainage ditch one mile south of Midland on the Klamath Falls-Weed highway, Sunday.

The dead included: George Herrmann, 37, G. E. Kern, 40, Mrs. Emmaline Hughes, 30, all of Klamath Falls; and Margaret Lewis, about 30, recently of Juntura.

According to authorities who investigated the tragedy, the four people were on their way to Klamath Falls after visiting a roadhouse just over the California state line when Herrmann, the driver, lost control of his machine and it plunged off the highway.

Auto Submerged The drainage canal, at the place where the ill-fated machine hurtled into the water, is 40 feet wide and about 12 feet deep. The car was almost completely submerged beneath water.

The accident was not discovered until a passing motorist noticed the lights of the automobile burning beneath water. He notified authorities who investigated and found the bodies of Herrmann and Mrs. Hughes, who apparently had occupied the front seat, floating in the water.

It was not until the machine had been hauled from the ditch that authorities knew of the deaths of Kern and Miss Lewis, who were trapped in the back seat and drowned. Evidence that Kern and Miss Lewis fought frantically against death were discovered by investigators who examined the car and found several windows shattered.

Dr. George Adler, coroner, took charge of the bodies. He indicated that all of the four met death by drowning. It was believed that an inquest will not be held.

By the Associated Press Victims of traffic accidents over the state on a rainy weekend, eight persons were dead today, among them Sheriff D. L. Blankenship, of Bismarck, the Kitsap county peace officer who sought unsuccessfully to solve the sensational Flieder murder case of last winter.

Elks Mourn Loss of Six-Toed Cat From Clubroom

"Six-Toed Pete," highly valued tiger-colored kitten given to the Elks club some time ago, is numbered the missing and the brothers are anxious to secure return of their pet.

The cat was evidently a throw-back to some prehistoric feline forebear whose feet boasted six toes, as the Elks' pet had six well-defined toes on each of its front paws, although the rear extremities were entirely normal.

Aside from the interest in "Pete" as a biological specimen, the Elks treated the kitten as a playful and affectionate member of the fraternity and have posted a reward for its return, six toes and all.

JAPANESE RIGHT TO HOLD ISLANDS EYED BY LEAGUE

By JOSEPH E. SHARKEY GENEVA, Switzerland, Nov. 5.—(AP)—The entire question of Japan's right to hold islands under mandate in the Pacific ocean, now that she has renounced the League of Nations, was under discussion today as the league mandate commission heard a report that United States warships had been refused the right to visit former German islands now under Japanese mandate.

According to league officials, reports that Japan, in violation of mandate regulations, is secretly constructing naval bases on these islands. This concrete question, however, did not arise at today's meeting.

U. S. Ships Barred What did happen was that a member of the commission told Nobuhiro Ito, the Japanese minister to Poland, that he had read in a Stockholm newspaper that an American battleship, transporting an American scientific group which intended to study an eclipse of the sun, had been denied admission to islands under Japanese mandate.

Ito answered that he had no knowledge of the report and added that the Japanese government (Continued on Page Two)

Man Drops Dead at Work in CCC Max F. Little, 52, of the Elk Creek CCC camp, Company 1747, dropped dead at 8:30 a. m. today, following moderate exertion while at work about a mile and a half from the Union Creek recreational trail, according to word received at the CCC district headquarters.

Little was enrolled as a local experimenter, his record at headquarters shows, and his address was given as Medford. He has no known relatives, according to information listed in his enrollment card.

KINGSFORD-SMITH CROSSES OCEAN IN CONDEMNED SHIP

Australian Airman Reveals 'Lady Southern Cross' Declared Unfit for Service by Antipodean Officials

LOS ANGELES, Cal., Nov. 5.—(AP)—The airplane which carried Sir Charles Kingsford-Smith on a hazardous 7385-mile flight from Brisbane, Australia, to Oakland, Cal., is not considered airworthy in the Antipodes.

This was revealed today as the Australian aviator announced he planned to find an American buyer for the Lady Southern Cross, which he landed yesterday in Oakland and promptly flew to Los Angeles.

It all came out when Col. Robert Lorraine, British world war ace and the first man to fly from England to Ireland, wondered if Kingsford-Smith's wife wasn't jealous of Lady Southern Cross.

"She has no cause to be," said Sir Charles. "I'm going to sell her in southern California."

Ruled Unworthy "It is curious, but the strongest Australian air regulations have proven her unairworthy and I therefore was unable to sell her there."

"The situation is rather ironical," commented Colonel Lorraine, "condemned by her own country." (Continued on Page Eight)

FOREIGN WAR VETS INSTALL TONIGHT

Veterans of Foreign Wars and auxiliary will hold installation services for newly-elected officers at the armory this evening, beginning at 8 o'clock. Members are expected to attend from Klamath Falls, Roseburg and Grants Pass. Refreshments will be served after the installation services.

The following post officers will be installed: Commander, E. W. Hall; senior vice-commander, A. E. Anderson; junior vice-commander, O. E. Hukill; chaplain, George Waterman; officer of the day, E. A. Pallister; quartermaster, Joe E. Wood; adjutant, T. K. Flynn; guard, Albert Hall. Auxiliary officers installed will be: President, Lenore Wall; senior vice-president, Lillian Hukill; junior vice-president, Augusta Hall; chaplain, Pauline Wood; conductress, Margaret Inging; treasurer, Elizabeth O'Brien; secretary, Lillian Flynn; guard, Florence Brunson.

ZIMMERMAN SAYS RUFUS FOR HIM

PETER ZIMMERMAN, independent candidate for governor, announced today he has received the unqualified support of Rufus Holman, state treasurer.

A signed statement from Holman, Zimmerman said, promised he state treasurer's support and his vote in tomorrow's election.

Holman could not be reached immediately for comment.

LONG BEACH SHAKEN BY SEVERE TEMBLOR

LONG BEACH, Calif., Nov. 5.—(AP)—Long Beach and coastal communities south of here were shaken last night at 6:39 o'clock by an earthquake which residents said was one of the most severe since the disastrous quake of March 10, 1933. The tremor lasted between one and two seconds.

Due to the brief duration of the shock, damage was negligible.

Kingfish Must Stand Trial In Suit For Libel

WASHINGTON, Nov. 5.—(AP)—Senator Missy P. Long must stand trial in a \$500,000 libel suit resulting from a speech he made in the senate.

The supreme court today disagreed with the senator's contention that because he was a member of congress he had constitutional immunity from such legal action.

The case was brought by Samuel E. Ansell, former judge advocate general of the army.

MINOR GIRL GIVEN LIQUOR IS CHARGE

Orrin Chamberlain, CCC worker, from Portland, and Willard Sargent of this city, appeared in Justice of the Peace William R. Coleman's court this morning and waived a preliminary hearing on a charge of giving intoxicating liquor to a minor girl.

Bonds were fixed at \$1000 and the pair committed to the county jail to await grand jury action.

Deputy District Attorney George W. Neilson informed the court, "this is a very serious case."

Chamberlain who had a state liquor permit, said his age was 18 years, and admitted that he had procured it by giving a false age in his application, officers said.

Authorities allege that the pair plied a 16-year-old girl with whiskey to such an extent it was necessary for her to have hospital attention. The incident occurred Saturday night.

No further word has been received in this city concerning the conviction of Mrs. R. A. Newland of this city, who, with her husband, was critically injured in an automobile accident south of Sherman, Texas, Friday afternoon. A telephone call from Nell Newland, of Medford, Saturday night revealed that Mrs. Newland was suffering in a Sherman hospital from five crushed ribs and other serious internal injuries. Mr. Newland, less seriously hurt, was expected to leave the hospital in a few days.

NO WORD RECEIVED ON CONDITION NEWLANDS

Local service club members will hold a joint luncheon meeting tomorrow noon at the Hotel Medford in conjunction with Community Chest workers and committee members. M. N. Hogan will act as toastmaster.

Officers of the civic groups and Manager Frank Hull will speak in behalf of the chest drive. Other leaders in the Community Chest organization will also discuss various phases of the campaign for funds. Rev. E. B. Hartman, of the Episcopal church, will address the guests. The public has been invited to attend this special luncheon, which will be the last meeting before the big drive starts.

To acquaint the people of Medford (Continued on Page Eight)

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JOINT LUNCHEON FOR SERVICE CLUBS SET FOR TALKS ON CHEST

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The 248-mile over-water flight was made in remarkable time and the Australian air hero and his navigator, Capt. P. G. Taylor, were in the Golden State hours before their expected arrival. Smith apologized for his early appearance. Upper left: Kingsford-Smith and Taylor telling the story of the flight. Lower left: The trans-Pacific flight officially ends as the Lady Southern Cross is flagged. Right: Sir Charles (left) and Taylor climb out of the cockpit after roaring out of the west. (Associated Press photos.)

Kingsford Smith Ahead of Time in Ocean Hop



DOORS CLOSED ON MERITHEW'S TRIAL

Milton Merithew, 60, of the Evans creek district, went on trial this morning in circuit court on a statutory charge involving a young girl. The public was barred from the proceedings and the bailiff was stationed in the corridor to advise spectators of the court ruling.

The jury in the case was selected late Friday and court adjourned until this morning. The case is expected to be finished late today.

There will be no session of the court tomorrow—election day. Proceedings will be resumed Wednesday. The next case scheduled is that of T. J. Enright, attorney charged with driving an auto while intoxicated.

Offices in Medford of the city, county and state, the banks and the state liquor store will be closed Tuesday, election day.

NEW YORK, Nov. 5.—(AP)—The New York stock exchange and other leading security and commodity exchanges throughout the country will be closed tomorrow due to the elections.

KLAMATH WINS, 7 TO 6, FROM G. PASS GRIDMEN KLAMATH FALLS, Nov. 5.—(Sp.)—Conversion of the point after a touchdown spelled the margin of victory for Klamath Falls high school football team here Saturday in their game with Grants Pass. The final score, 7 to 6, took the title of one of the hardest and most evenly fought contests seen here in many moons.

WIFE OF J. R. HARVEY DIES IN GRANTS PASS GRANTS PASS, Ore., Nov. 5.—(AP)—Grace Kellogg Harvey, 66, member of a Chicago family prominent in state days and wife of J. R. Harvey, secretary of the Chamber of Commerce here, died at her home Sunday after an illness of many years' duration.

Political Broadcasts Postmaster General Jim Farley will give a broadcast over the national hookup this evening at 7:15 (Medford time) and is expected to speak on behalf of the Roosevelt administration.

A. W. Pipes will speak at 7:15 this evening over KMED in behalf of the 20 mill tax limitation amendment.

Having allegedly written worthless checks amounting to several hundred dollars, which he passed in Medford during October, 1933, Milton Warren, alias H. W. Marnell, has been arrested in San Diego, according to information received here today by Captain Lee M. Boring of the Oregon state police. Warren will undoubtedly be returned here for prosecution. Captain Boring said.