

The Weather

Forecast: Occasional rain tonight and Friday; continued cold. Temperature: 44. Highest yesterday: 44. Lowest this morning: 34.

MEDFORD MAIL TRIBUNE

Pulitzer Award FOR 1934

MEDFORD, OREGON, THURSDAY, DECEMBER 27

No. 237

LOCOMOTIVE EXPLOSION KILLS 13

BOILER HURLED ATOP CAR WHERE MINERS RIDING

43 Injured, Some Believed Fatally — Engineer Blown 265 Feet — Flying Cab Perils Railside Home

By Hamilton Faron (Associated Press Staff Writer) POWELLTON, W. Va., Dec. 27.—(AP)—The locomotive of a four-coach train taking miners to work exploded in this little valley settlement today killing at least 13 men and injuring 43, some of whom are said to be dying.

The blast occurred just after the train stopped to pick up the last of the workers before moving out of the valley to the mine of the Elkhorn Finey Coal company on the top of a nearby hill.

The boiler was hurled into the air and landed in the middle of the first coach in which the men who were killed had been riding.

Of such proportions was the blast that the engine cab was blown through a small house beside the track and narrowly missed a mother and two sleeping children.

The body of William M. Blankenship, 52, the engineer, was tossed 265 feet, that of Delmar L. Oxley, 35, was hurled to the bed of a nearby creek.

One man still is missing and officials said they feared he was buried under the debris.

C. R. Stahl, division superintendent of the coal company, owners of the train, said the blast was caused by the top of the firebox buckling and pulling loose the boiler tubes.

Nazis Deny Charges New Blood Purge Under Way

Accidentally Shot



While trying to take a gun apart in her French home, the Countess Giovanna Cordell (above), the former Jacqueline Stewart of New York, accidentally shot herself in the side. At a Fontainebleau, France, hospital it was said she would recover. (Associated Press Photo)

PARK OFFICIALS ARE INDICTED BY U. S. GRAND JURY

Solinsky Not Yet Arrested — Edwin Free On Bond — Davidson in Custody — Embezzlement Charged

PORTLAND, Ore., Dec. 27.—(AP)—The United States attorney's office revealed today, upon word from Washington, D. C., that indictments had been returned against E. C. Solinsky, discharged superintendent of Crater Lake national park, and two subordinates, accused of payroll manipulations.

The three men were secretly indicted by the federal grand jury. Two of them, Arnold R. Edwin, former park paymaster, and I. H. (Ike) Davidson, former superintendent of park construction, are under arrest, but Solinsky, believed to be somewhere in northern California, has not yet been taken into custody.

Hugh L. Biggs, deputy United States attorney here, said a six months investigation led to the disclosure of what he described as "widespread embezzlement" in the administering of park funds.

Davidson is held in jail here in lieu of \$1000 bail. Edwin gave \$1500 bail in Medford, Biggs said.

Attorney Biggs said his investigation had disclosed that \$2500 in false paychecks had been cashed at the park.

Solinsky became superintendent of Crater Lake park in 1929 and was discharged last May. He was in the park service for many years. Carl G. Donaghy, United States attorney, said that ten days' search for Solinsky in northern California where he was last known to have been, have been fruitless. He has in the past few weeks been buying cedar for a pencil company.

Brother Slain In Quarrel Over Who Would Rule Home

HUNTINGTON BEACH, Calif., Dec. 27.—(AP)—Iran Apple, 17, and his brother Roscoe, 19, got into a quarrel about who was the "head of the house," and Iran shot the older brother dead, he told police today.

The youth walked into the police station and confessed a few minutes after the shooting. He said his parents, Mr. and Mrs. John C. Apple, were away in Ventura and that Roscoe and he quarreled about who was "boss" in their parents' absence.

SEVEN SUSPECTS WAIVE HEARING ON BOOTLEG CHARGE

Kenneth Garman and LaVon Garman, brothers; Carol L. White and Edna Langlof, mother and daughter, charged with maintaining and assisting in maintaining of a common nuisance under the nuisance clause of what he described as "wholesale embezzlement" in the administering of park funds.

The district attorney said this morning that the defendants would be arraigned for plea today in circuit court.

Seven persons arrested Christmas eve and yesterday by the sheriff and state police in a holiday cleanup of suspected bootleg joints yesterday waived preliminary hearing in justice court and their cases will be referred direct to the grand jury.

Three of the accused asked further time in which to plead.

The charges are unlawful sale of intoxicating liquor and maintenance of a common nuisance. The district attorney said this morning that the defendants would be arraigned for plea today in circuit court.

COLD SIEGE ADDS TO DEATH LIST IN EASTERN REGION

Higher Temperatures Bring Relief in Middle-West — Atlantic Shipping Periled by Heavy Seas and Wind

By the Associated Press Slightly moderating temperatures brought relief from a vicious winter blast to middle western states today while eastern states settled down for their share of a cold siege that was adding rapidly to a rising nationwide list of fatalities.

In Boston, a 60-mile gale lifted two machines weighing each 100 tons from a coal yard three times into Boston harbor and claimed two lives. A deckhand was blown off a pier into the harbor and drowned and Mrs. Cora Bartlett collapsed and died on her son's doorstep after battling the wind.

Three little daughters of Harry Hammon were burned to death in their home at Mishawaka, Ind., while Hammon himself is in a critical condition. At New Milford, Conn., Mrs. Elizabeth Height, widow of a Civil War veteran, was burned to death in the fire which destroyed her home.

Fire leveled the Squam Lake hotel at Ashland, N. H., and fanned by a strong east wind of gale proportions threatened to wipe out the business district, causing damage estimated by the fire department at \$100,000.

North Atlantic shipping was endangered as heavy seas and high winds pounded vessels.

The steamer American Trader, scheduled to arrive in Boston last Sunday, was still battling her way to port.

CODE PRICE FIXING IS RULED ILLEGAL IN FEDERAL COURT

Congress Has No Power to Fix Prices Asserts Judge in Far-Reaching Decision in Lumber Code Case

KANSAS CITY, Dec. 27.—(AP)—Code price fixing under the NHA was ruled illegal today by Judge Merrill E. Otis in federal district court here.

"Congress has no power to fix prices even in transactions undoubtedly a part of interstate commerce," Judge Otis held in his far reaching decision.

The ruling was made in denying a temporary injunction sought by the government against Robert Sutherland and Mrs. E. Sutherland operating as the Sutherland Lumber company, with headquarters here, operates lumber yards in Oklahoma, Iowa, and Nebraska on a "cash and carry" basis. It lost its NRA Blue Eagle last March for continuing its scale of retail prices below those fixed in the lumber code, but was not charged with violation.

DENY MRS. VANDERBILT GUARDIAN POWER OVER HER DAUGHTER, GLORIA

NEW YORK, Dec. 27.—(AP)—Surrogate James A. Foley today signed an order formally denying an application of Mrs. Gloria Morgan Vanderbilt for appointment as guardian of her 10-year-old heiress daughter, Gloria.

Hearing on a companion application that the mother be appointed a co-guardian of the child's property was set for January 3. Surrogate Foley ruled that the question of personal guardianship over the little girl had been covered adequately in the decision of Supreme Court Justice John F. Carey at the close of a sensational court battle between Mrs. Vanderbilt and the child's paternal aunt, Mrs. Harry Payne Whitney.

Long Aide Indicted



A federal grand jury in New Orleans indicted Seymour Weiss (above), treasurer of Senator Huey P. Long's political organization, on seven counts of attempting to defeat and evade the income tax. The indictment said he had failed to pay \$28,398 tax over a period of five years. (Associated Press Photo)

BANKS BROTHER IN LAW DIES OF HEART ATTACK IN CLEVELAND HOME

PORTLAND, Ore., Dec. 27.—(AP)—The death on Christmas night in Cleveland of George F. Moran, 52, former publisher of the Cleveland News, was of considerable interest in Oregon inasmuch as Moran had spent no little time here in a futile attempt to gain the pardon of Ivelwelyn A. Banks, his brother-in-law.

Banks, former Medford publisher and orchardist, is serving a prison sentence for the slaying of George J. Prescott, Medford constable.

SNOW PLOWS KEEP MAIN ROADS OPEN

Although it has been snowing heavily in the mountains of southern Oregon for the last few days, all major roads are being kept open today by snow plows in order to keep traffic moving. Seven inches of snow is reported at the summit of the Siskiyou with about that much on the Greenesprings. Most of this is loose new snow, and motorists are warned that it is safest to carry chains.

MANY MURDERED, 1000 ARRESTED SAYS NEWSPAPER

Nazi Publication Admits 300 Have Been Arrested for Sexual Abnormality in New Cleaning Action

BERLIN, Dec. 27.—(AP)—Reports in newspapers in the Saar territory and elsewhere that hundreds had been arrested in Berlin in another "June 30 purge" were officially and emphatically denied here today.

The reports were termed "ridiculous and regrettable propaganda" and "malicious, cowardly and baseless propaganda and manufactured lies" designed as an anti-German blow just before the January 13 plebiscite.

SEWAGE DISPOSAL WATER HAS VALUE

SALEM, Ore., Dec. 27.—(AP)—The city of Baker today made application to the state engineer for permit to use the water from its new municipal sewage disposal plant for irrigation purposes.

J. E. SUTTON SUCCUMBS AT LOCAL HOSPITAL

J. E. Sutton, janitor at the Crater theatre, passed away at the Sacred Heart hospital Sunday, December 23. He leaves a brother, Clifford Sutton, of Sikeston, Mo., and one other brother.

TROTSKY HIDDEN IN FRANCE SAYS OFFICIAL REPORT

PARIS, Dec. 27.—(AP)—French officials said today that Leon Trotsky, exiled former communist leader, was "safely hidden" in France and "even if the Soviets ask his extradition he will not be surrendered."

(The Soviet government announced at Moscow Leonid Nicolaev, confessed slayer of Berge Kiroff at Leningrad, had implicated Trotsky in a plot to assassinate various leaders of Soviet Russia.)

The officials said the widely known revolutionary was "a long way from Paris, living quietly and closely watched." They said secret service men were on guard, both to protect him and to prevent him from engaging in undesirable activities.

Trotsky is kept in France, it was explained, "because no other country is willing to take him."

ASK REMOVAL OF S. F. CALL EAGLE

WASHINGTON, Dec. 27.—(AP)—The labor relations board today asked NIRA's compliance division to remove the San Francisco Call-Bulletin's blue eagle for failing to designate Dean S. Jennings a rewrite man.

Jennings complained to the board he had been forced to resign because of his activity with the American Newspaper Guild.

The board upheld Jennings' contention, over the argument of Donald R. Richberg, director of the emergency council, that the labor board lacked jurisdiction. Richberg and Blackwell Smith, NIRA general counsel, maintained, with the Call Bulletin, that the complaint should have been heard by the newspaper industrial board.

The paper did not present any testimony regarding the circumstances of Jennings' departure from his job, confining its case to its claim that the labor board had no jurisdiction.

MISS HURTIENNE RETURNS TO CITY

Miss Margaret Hurtienne has returned to Medford to care for the six children of Alvin H. Scott, her brother-in-law, following her release by a federal grand jury in Oklahoma City in the Urschel kidnaping case. It was learned today.

ALICE PHINNEY RITES HELD THIS AFTERNOON

Alice Phinney, aged six years, passed away at 9:30 p. m. Christmas day at the home of her parents, Mr. and Mrs. Roy J. Phinney of 444 South Ivy street. She died from scarlet fever.

EIGHT INJURED IN SMASHUP OF BUS

MERCED, Cal., Dec. 27.—(AP)—Eighteen persons were injured, two possibly fatally, today when a Los Angeles-Portland stage skidded on wet pavement into a passenger automobile at Athlone, 12 miles south of here.

DRUNK DRIVE REPEATER GIVEN JAIL SENTENCE

PORTLAND, Ore., Dec. 27.—(AP)—When he appeared in court today on his fourth arrest for drunken driving, Julius Schultsd, 33, was sentenced to six months in jail, was fined \$500, and had his operator's license revoked for one year.

FEDERAL BEER TAX REMOVAL SOUGHT

PORTLAND, Dec. 27.—(AP)—Removal for two years of the \$5 a barrel federal tax on beer was suggested here today by J. W. Seavey, prominent hog grower and broker, as a step toward saving the waning brewing industry.

YVONNE LEWIS IS HURT IN SMASHUP

Yvonne Lewis, 20, of 501 East Main street, received cuts and bruises in an auto accident at 2:45 o'clock last evening on the highway one-half mile east of Jacksonville, according to reports filed with city police. She was a passenger in a car driven by Belmer E. Lewis, 18, of 501 East Main street, which skidded into a telephone pole after attempting to pass a vehicle driven by G. Groves of the Medford Post Co., according to police reports.

LOGGING FIRM FINED FOR IGNORING TAXES

ASTORIA, Ore., Dec. 27.—(AP)—In the first case of its kind filed in Clatsop county, the La Dee Logging company was fined \$300 and costs in justice court today for logging land on which taxes were delinquent. In addition, the company paid 495 in taxes on the land that had been logged.

JAPAN'S DENUNCIATION OF TREATY SCHEDULED

WASHINGTON, Dec. 27.—(AP)—Hiroo Balto, the Japanese ambassador, has let it be known here unofficially that he will deliver Japan's formal denunciation of the Washington naval treaty to Secretary Hull Saturday.

LOS A. CHALKS UP 462 AUTO DEATHS

LOS ANGELES, Dec. 27.—(AP)—Los Angeles, which has the highest death rate from automobile accidents of 12 of the largest cities of the nation, today recorded its 462nd traffic fatality since the year began.

MANY AUTOISTS NEED 1935 LICENSE TAGS

The sheriff's office to date has issued 600 auto license permits to Jackson county autoists. It is estimated that about the same number have been issued by the secretary of state direct. This would indicate there are close to 2000 autoists who still have to make application between now and January 1. The sheriff's office anticipates a rush between now and next Monday.

GRANTS PASS, DEC. 27.—(AP)—Storms which brought snow to the neighboring foothills Monday night were renewed last night and laid about an inch of wet snow over the city. With daybreak the white covering began turning to sleet and the sun shone occasionally this morning.

Will Rogers says: PASADENA, Cal., Dec. 26.—Beautiful afternoon, marvelous race track, magnificent, staunch and sleepy old mountains in the background. (Sounds like Graham speaking.) It was all of that, and some of the coyotes that I was persuaded to make a small wager on, were as staunch and wiley as the mountains. Actors and actresses were thick here Tuesday, but they just as well have been bankers as far as being noticed. Female screen stars were just some more women; madam and senior horse was king. Hollywood just as well have been Skiatook, Oklahoma. The curry comb has replaced the lip rouge. Even Garbo would have had to ride Turbly Grand to get a look in. It was the Old Out Eaters' day, and the suckers', and it's proof positive that there is plenty of money to feed and clothe everybody. It's only a rumor that everybody has been taxed to death. Yours, Will Rogers.