

The Weather  
Forecast: Fair tonight and Wednesday with fog; moderate temperature.  
Temperature  
Highest yesterday 58  
Lowest this morning 43

# MEDFORD MAIL TRIBUNE

WINNER  
Pulitzer Award  
FOR 1934

Twenty-ninth Year

MEDFORD, OREGON, TUESDAY, FEBRUARY 5, 1935.

No. 270.

## MAJOR SLAIN AT S. F. NIGHT CLUB



News Behind The News  
By PAUL MALLON

Washington, Feb. 5.—A lot of people are making the mistake of believing that the new deal is going to draw itself up in its nationalist shell because of the beating it got in the world court. It cannot be done.  
The new dealers may permit that erroneous deduction to stand publicly for the time being, but they really are hotter on the subject of international trade than they ever have been. One impelling thought is back in their minds. Our cotton exports are running 40 per cent below the ten-year average. Other exports have suffered as much since last fall, but cotton has sounded the political alarm. Clearly our foreign markets are shriveling up on us. Something must be done, and something will be done.  
That is why there was a field day of small talk from new dealers during the past week about foreign trade. Statements came from Roper, Hull, Sayre, Peek and others.  
It is true, but misleading, that the White House was cold to State Secretary Hull's suggestion for a revival of the world economic conference. It was cold because Mr. Roosevelt has not made up his mind. For the same reason no presidential comment was forthcoming on the suggestion of Commerce Secretary Roper for a world council to regulate production.  
These Hull and Roper proposals are authentic administration trial balloons. The White House is carefully watching the results. Showly you will see a strong new administration program, not based on the theory of isolation.

### GAY ANNIVERSARY PARTY CLIMAXED BY FATAL BRAWL

Major Charles A. Ross of Presidio Manhandled and Thrown Out of Beach Resort—Inquiry Is Ordered

SAN FRANCISCO, Feb. 5.—(AP)—The Thirteenth Infantry—San Francisco's own—awoke to a grim aftermath of its thirty-fourth anniversary party today, a battalion commander dead and an inquiry about to begin into the night club brawl that killed him.

A few hours after the gala birthday festivities at the Presidio yesterday, Major Charles A. Ross was fatally injured early this morning in a quarrel in a North Beach resort where he and five other officers had gone to continue their celebration of the regimental holiday.

Kicked Down Steps  
He died, the other officers said, after having been brutally manhandled and kicked down a long flight of steps into the street.  
And today, while his colonel prepares to launch an official army inquiry into the tragedy, Glen Gavitt, proprietor of the night club, and two aides, Joe Vaneasi and Sam Erlich, were jailed on manslaughter charges in connection with his death. They were later released on \$2500 bail each.

Protesting the tragedy was an accident, they were booked for manslaughter two hours after the major's death, largely on the testimony of the other officers involved—Major C. M. Easley and William P. Lee; Captains Thomas N. Stark and Earle M. Miner, and Lieutenant Winfield Skelton.  
Say Officer Belligerent  
In a statement to police, Gavitt said Major Ross fell down the steps when attendants sought to eject him from the resort after the officer had created a disturbance, threatening to "kick the whole bunch of you."

Major Lee suffered a bruised left eye and Lieutenant Skelton a cut lip in the brief scuffle that led to Major Ross' death.  
The officers, all in mufti, arrived at the night club shortly after 1 a. m., but found the place still crowded with revelers.  
"I checked my hat and coat," Major Easley told police, and on returning saw the other officers quarreling with revelers.

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### TOWNSEND EXPLAINS OLD-AGE PENSION PLAN TO SOLONS



Dr. F. E. Townsend (left) of Long Beach, Cal., being greeted by Rep. R. L. Doughton of South Carolina just before the Californian defended his old-age pension plan of \$200 monthly for all persons more than 60-years of age. This picture was taken as Dr. Townsend appeared before the ways and means committee of congress in Washington, D. C. (Associated Press Photo)

### \$342 NET PROFIT FROM PRESIDENT'S PARTY IN MEDFORD

George T. Frey, treasurer for the recent president's birthday celebration, announced today that the total amount taken in from all phases of the party was \$424.85, of which a total of \$342.96 was cleared. This sum, while over \$100 less than was taken in last year, is considered a good profit for Medford in the national anti-infantile paralysis campaign.

More expenses this year cut the balance to a greater extent than last year, when more than \$500 was taken in and expenses amounted to less than \$25. This year expenses totaled \$81.89, covering music, hall rent, tickets, and one telegram. Al Stewart's orchestra played for half pay and was thanked by Mr. Frey for its cooperation.

Seventy per cent of the total balance, or \$240.07, will remain in this community for the campaign against infantile paralysis, while the remaining \$102.89 will be added to the national fund for research work.

An itemized report of the celebration revealed that the dance netted \$337; the check room at the dance, \$13.90; the benefit production of "Broadway Bill" at Hun's Cretarian \$54.30; the dinner at Hotel Medford, \$19; and a miscellaneous donation of 65 cents.

Several rural communities contributed to the fund, which may be swelled slightly when reports are received from Ashland, Eagle Point and Talent.

### COPCO WINS NEW REVIEW OF CASE

WASHINGTON, Feb. 5.—(AP)—The supreme court has agreed to review the decision of the ninth circuit court of appeals that the Beavertown Portland Cement Company of Beaverton, Ore., and the city of Gold Hill, Ore., had the right to divert water from the Rogue river over the protest of the Bogue Oregon Power Company of San Francisco.

When the cement company dynamited a channel in the river, the power company protested, and obtained an injunction to prohibit removal of rock.  
Two reckless driving defendants in Justice of the Peace W. R. Coleman's court yesterday received sentences of 30 days in the county jail, \$100 fines and revocation of auto licenses for a year in response to pleas of guilty. A third received a fine of \$25 and costs.  
They were Clyde Adams of Medford, \$25 and costs; H. G. Keillogg, 30 days in the county jail, \$100 fine and revocation of license for a year, and Clarence Bendel, stationed at a CCC camp near Butte Falls, 30 days, \$100 fine and revocation of forest service permit to drive a truck.  
Homer Casbolt of Merrill, charged with non-possession on two counts was fined \$10 and costs on each count.  
Arthur Brown of this city was fined \$5 and costs for improper clearance lamps on a truck, and Fred W. Davis, \$5 each on two charges of non-possession of proper license plates.  
PINDLETON, Ore., Feb. 5.—(AP)—A membership drive for enrollment in the Inland Empire Waterways association will be launched next week in Umatilla county by the Pindleton chamber of commerce and grange groups.

### FISCH SEEN NEAR GRAVEYARD SAYS DEFENSE WITNESS

Leaped From Cemetery Wall Night Ransom Paid by Jafsie, Is Testimony in Trial Bruno Hauptmann

FLEMINGTON, N. J., Feb. 5.—(AP)—Benjamin Heier testified today that he saw Isador Fisch, accused by counsel for Bruno Richard Hauptmann of being the collector of the Lindbergh ransom money, leap from a wall at St. Raymond's cemetery the night of April 2, 1932—the time of the payment by Dr. John P. Condon.

(Copyright, 1935, by The Associated Press)

FLEMINGTON, N. J., Feb. 5.—(AP)—Bruno Richard Hauptmann's defense lost three legal skirmishes today and openly accused the dead Isador Fisch of collecting the \$50,000 Lindbergh ransom.  
The court ruled out an effort by the defense to show that Fisch visited a woman late in 1932 at Bayville, Long Island, bearing certain packages.

The court also suppressed, temporarily at least, a defense subpoena which would have required Col. H. Norman Schwarzkopf to produce the release he gave to newspapers during the Lindbergh kidnap investigation, and ruled out the testimony of a theater patron with which the defense intended to attack the memory of a state witness who said Hauptmann spent a ransom bill on November 26, 1932.

Witness Jafsie "Peculiar"  
The defense hinted, through questions to a department of justice agent, John E. Seykora, that it might attack the mental condition of Dr. John F. (Jafsie) Condon, Lindbergh intermediary who testified he paid Hauptmann the ransom money in a Bronx graveyard on the night of April 2, 1932.

Through Phillip Moses, a Bronx taxi driver, the defense sought to show the presence of four mysterious men near the graveyard on the night of the payment.

Among many other witnesses who took the stand before the noon recess was Mrs. Maria Mueller, Mrs. Hauptmann's niece, who said Hauptmann was at his own birthday party on the night of November 26, 1932, when he was alleged to have spent a ransom bill in a theater. The date was prior to the day on which Hauptmann claimed Fisch gave him part of the ransom money in an unopened shoe box.

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### RECKLESS DRIVERS GIVEN SENTENCES

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### Georgia Solons Apologize For Bid To Kingfish

ATLANTA, Ga., Feb. 5.—(AP)—Two state senators telegraphed an apology to President Roosevelt today for the action of the Georgia state house of representatives in inviting Senator Huey P. Long of Louisiana, "the greatest demagogue of all times," to address the house.

The message was signed by Senators Wm. A. Hart and H. Dixon Smith.  
Senator Long is to speak in the chamber of the house of representatives this afternoon. The house invited the members of the senate to hear his address.

### BOURBONS AGREE CURB ROOSEVELT'S POWER FOR RELIEF

WASHINGTON, Feb. 5.—(AP)—Democrats on the senate appropriations committee today agreed upon amendments striking out two entire sections of the relief bill which would have granted unlimited powers to President Roosevelt in administering the fund.

The Democratic members were not bound to support the changes before the full committee, called to meet tomorrow to pass on the bill, but predictions were freely made the changes would be agreed to since they also were largely approved by Republican members.

One section the Democrats agreed to eliminate would have authorized the president to make loans or payments to "needy individuals," to make grants, loans or contracts without restriction, and to acquire by purchase or the power of "eminent domain" any property, improve it, and dispose of it in any manner he saw fit.

The other section would authorize the president to "consolidate, redistribute, abolish or transfer" the functions, powers or duties of any government agency, and "establish and prescribe the duties and functions of government agencies."

It also was agreed to eliminate as too broad the words "relieving economic maladjustments" from the section describing the purposes of the appropriation.

Senator McCarran (D., Nev.) was understood to have lost in an effort to require payment of the prevailing wage of the local community on all public works contracts, the belief being wages on these projects should be left to the discretion of the administrators.

It also was reported that Senator Hayden (D., Ariz.) was defeated in an attempt to earmark about \$200,000,000 of the works fund for highways.

### Wife of Vallee Called Most Disloyal Woman Ever Married to Man

By Homer McCoy  
(Associated Press Staff Writer)  
NEW YORK, Feb. 5.—(AP)—Pay Web Vallee, an attorney for her estranged husband, Harry Vallee, shouted today in supreme court, "was the most disloyal woman ever married to a man."  
Brought into open court after a day of fruitless conferences, the case remained closed to the public, in keeping with the order of Justice Salvatore Cuttito that admission be limited to newspaper reporters.  
Outlining the defense case in Mrs. Vallee's action to invalidate a separation agreement whereby she gets \$100 a week, Harry Vallee said:  
"We will show that Mrs. Vallee was the most disloyal woman ever married to a man, that she got \$100 a week too much."  
The alleged romance between Mrs. Vallee and Gary Leon, an adagio dancer, was injected into the case by Bushel.  
"We will show that she carried on with Leon Gary Leon, otherwise known as Gary Leon," Bushel said. Justice Cuttito frequently had to urge him to be less oratorical.  
"This is not a summation," Justice Cuttito told Bushel.  
Bushel spoke of records made of telephonic conversations between the follower of the terpsichore and the plaintiff, the contents of which, when made public last winter, caused a major sensation. The attorney said  
(Continued on Page Eight)

### MARTIN PROPOSES IRRIGATION MOVE FOR WILLAMETTE

Use to Legislate Further Development Should Be Encouraged by Funds for Project Survey

SALEM, Feb. 5.—(AP)—Further development of the Willamette valley through irrigation in order to "take advantage of the many opportunities this great state has to offer," was urged by Governor Charles H. Martin in the first of two messages to the state legislature here today.

Immediate appropriation of \$7,500 to match any available federal funds for use in making detailed surveys for the initial unit of the proposed Willamette valley project will be requested in a bill which will be introduced with administration support, the message stated. The state planning board has already approved the proposal. It was stated.

In his second message the governor urged adoption of the board of control's recommendation for continuance for another two years the restrictions on World War veterans state aid commission loans.  
"Such legislation," the governor continued, "will make it possible for the commission to meet its bond service requirements for the biennium without an increase in the taxpayers' load which would not be justified at this time." Two years ago loans were restricted and continuance was urged by the legislature. A bill will be introduced later on the proposal.

SALEM, Feb. 5.—(AP)—Final action on the senate-approved proposal for a state bar association to which all practicing attorneys must associate and under which practices will be regulated will be before the house of the Oregon legislature today as it resumes its 23rd day of the session.

### STREET SKATING WARNING ISSUED

With several serious accidents involving children on roller skates having been narrowly averted in the past few days, Chief of Police Clatus McCredie today issued a proclamation to all children warning them against roller skating either on the sidewalks or streets of the downtown section.

The danger is increasing rapidly, and unless the skating habit is checked immediately, it probably result in fatal accidents, McCredie stated. The warning was also issued to parents, to see that their children heed the proclamation.

The children themselves fail to realize the seriousness of the situation, and when told to remove their skates in the business section, do so only to retire around the corner and mount them again. The chief said.  
"We make them take their skates off. But if we go around the block real quick, we're apt to meet them putting them on again, and our force is too small at the present time to keep several men on duty warning the skaters."

### JUDGE OF LINN CO. BLOWS OUT BRAINS

ALBANY, Ore., Feb. 5.—(AP)—County Judge D. O. Woodworth, 68, shot himself to death at his home early today. A charge from a shotgun entered his head.  
Woodworth, a pioneer druggist of Albany, had been ill for more than a year. He had been confined to his home and a hospital for the past two months.  
Judge Woodworth, serving his judicial year of a six-year term as county judge, came to Albany 40 years ago, and was in the drug business until six years ago, when he retired.  
His widow and two children, Dr. M. M. Woodworth and Mrs. Vera Stevens of Albany, survive.

### Boom On Horizon For Northwest Says Roosevelt

PORTLAND, Ore., Feb. 5.—(AP)—President Roosevelt believes the Pacific Northwest is in a strategic position for progress.

This was the word brought back by the Pacific Northwest is in a strategic position for progress.  
Dana said President Roosevelt anticipates a movement of population from drought stricken and congested areas to the north Pacific coast, and that he favors development of fertile western lands through reclamation and retirement of marginal and sub-marginal lands.

### C. OF C. TO BOOST MEMBERSHIP FOR NEEDED FINANCES

Within the next two weeks additional financial support to the Jackson County Chamber of Commerce will be asked, it was announced today by President B. E. Harder. Mr. Harder stated that the Chamber of Commerce had been able to hold its own during the past nine months of the present fiscal year which was accomplished by following a strict economy policy.

Various federal government functions such as the NRA, AAA, federal housing act, and others have presented additional activities to chambers of commerce throughout the country, with a result that the income of many chambers is not commensurate with the services being rendered. This is particularly true in Medford, Mr. Harder stated, because the local chamber of commerce has carried on its regular activities with the additional federal work with little, if any, increase in its financial setup.

### FAMILY HELD LIABLE FOR DAMAGE BY AUTO IN HIGH COURT EDICT

SALEM, Feb. 5.—(AP)—The "family purpose" doctrine in the responsibility of automobile liabilities was again sustained by the Oregon supreme court today when it affirmed the judgment awarding \$4,041.25 damages awarded Opal May Steele as the result of injuries in an automobile accident in an appeal from Multnomah county.

The suit was brought by the plaintiff against Henry B. Hemmers of Portland and the lower court, presided over by Judge Jacob Kaufler returned a verdict for the plaintiff. The opinion, written by Justice Harry Belt, affirmed the decree.

The case involves the "family purpose" doctrine, holding the defendant nor his wife ever drove the family car, but it was used generally for the convenience and pleasure of the family, the opinion pointed out.

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**WILL ROGERS**  
says:  
NEW YORK, Feb. 4.—Good deal of Russian news. They say our debt negotiations fell. One of the principal reasons these debt deals fall down is we won't loan 'em enough money to pay us.  
Then I see where Russia is taking to dress suits. They are broadcasting to their people where they can and must buy a ready made tuxedo. That's their finish. The world don't have to worry about them being a menace any longer. Nothing makes people more alike than putting 'em in a dress suit. When I was there last summer they was going to the opera with no top shirt. Just an undershirt.  
Yours,  
Will Rogers.  
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