

The Weather
Forecast: Unsettled with rain tonight and Tuesday. Moderate temperature.
Highest yesterday 63
Lowest this morning 35

MEDFORD MAIL TRIBUNE

WINNER
Pulitzer Award
FOR 1934

Twenty-ninth Year

MEDFORD, OREGON, MONDAY, FEBRUARY 18, 1935

No. 281.

GOVERNMENT WINS GOLD RULING



News Behind The News
By Paul Mallon
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WASHINGTON, Feb. 18.—The president's frolicsome good humor appears to have been slightly ruffled on occasions lately for the first time. Associates at the White House have noticed it increasingly during the last two weeks.
Mr. Roosevelt is not exactly cross, but, at times, his patience has been momentarily lost with irritating callers and questions. So far the result has been a few short answers. No one would pay any attention to it except that his record for glib composure has remained unbroken heretofore thru the most exasperating difficulties.
The explanation seems to be that the senate is getting slightly under his usually impenetrable skin.
This may be another sign that everything is getting back to normal because the senate has been the cause of more presidential gray hairs in the past than all the rest of the country combined. It actually hastened the death of one, and perhaps two, modern presidents. What some of them have said privately about the senate could not be repeated where children might hear it.
The cause of Mr. Roosevelt's seeming irritation is not alone the relief bill, but an accumulating mass of little things. The relief bill was fairly well straightened out, at least temporarily, by the White House after long inside dickering. But immediately thereafter came the Nye-McCarron resolution to investigate the NRA, which, of course, means an investigation of business.
You can understand how Mr. Roosevelt may feel about this when you consider. Here is a business improvement now under way; it is founded on a delicately nursed business psychology; the president has already dared to disturb it by proposals to put holding companies out of business; an investigation of the A. T. & T. in the making, to cost \$750,000; another proposal to investigate the railroads is pending; and now comes the senate, not satisfied with all that, proposing to investigate all business through the NRA, and just at a time when reformation of the NRA is going to be recommended by the White House.
It is enough to upset everything.
Mr. Roosevelt has spent virtually all his time in the past week working on the senate, mainly on the relief bill. The telephone wire between the White House and the capital has been busy more than half of each day. He has even called up senators at their homes at night.
The use of the telephone is a recent innovation by Mr. President. It has been resorted to by previous presidents. They were not sure it afforded the privacy of a private conference, and there were possibilities of misunderstandings.
In the end, Mr. Roosevelt will undoubtedly be able to keep the senate reasonably in line with his purposes, but it will be a long and irritating job.
The purpose behind the new bank bill is to promote credit inflation and prevent monetary inflation. This may be denied, but it is rather obviously behind every provision straight thru the entire measure.
For that reason congressional inflationists are growing restless about it. You will probably see them select it as the measure on which to stage their big inflation fight of this session. Greenback, gold, silver and other inflationary proposals can easily be advanced by the inflationists as amendments. This will be another hair-shirt for Mr. Roosevelt.
Those who know Senator Glass best believe he will try to break the bill into two parts, segregating the provisions he approves in one bill to pass and discarding what he dislikes into a second bill to be forgotten.
It is too early yet to tell how it will come out.
If anybody cries, Dr. Townsend changed his Townsend plan the other day without anyone knowing about it. He proposed that his plan start off with persons over seventy-five (instead of sixty) and then gradually work down to the sixty-year-old boys. This would take a couple of years, and diminish the initial cost. Dr. Townsend did not say so, but the Mrs. Roosevelt, Secretary Perkins and other recent attacks on his proposal apparently encouraged him to offer the substantial modification.
It will make no difference. The Townsend plan has no more chance of being adopted than you have of being president.
Something always happens to anti-inflation bills. They always get mangled for more important business and

Roosevelt Decides No Action Needed Following Decision

WASHINGTON, Feb. 18.—(AP)—President Roosevelt and his immediate aides decided today after study of the supreme court gold decisions that no legislative or administrative action was required.
The decisions were accepted at the White House as a "complete victory for the government."
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Decision A-B-C

WASHINGTON, Feb. 18.—(AP)—Dividing five to four, the supreme court today in effect swept away any government or private obligation to pay gold bonds in gold.
Chief Justice Hughes, delivering the majority opinion in a courtroom tense with the realization of an historic moment, said congress must be free to deal as it saw fit with matters which would affect the currency, and the court must take account of current economic conditions even in ruling on contracts.
Dismissing—with rare of his colleagues—Justice McReynolds said: "The constitution is gone."
"The constitution is gone."
While invalidating the law saying government obligations need not be paid in gold, the court simultaneously denied holders of federal bonds the right to sue for redress in the court of claims.
This right also was denied holders of the old gold certificates, who had sought \$1.69 for each dollar in their certificates.
The government won all along the line with regard to private bonds and state and municipal gold contracts.
In each case, by five to four all around, the court upheld the right of congress to regulate the currency.
Chief Justice Hughes read the opinion.
In reading the views of the dissenters, Justice McReynolds said "the constitution has been swept away."
Effect Considered
In reference to the federal gold bonds, which were held to be an obligation that could not be repudiated, the decision took note of potential effect on national economy should the holders be allowed to sue for more than face value.
Here is the language in which the court partially invalidated the contested law:
"We conclude that the joint resolution of June 5, 1933, in so far as it attempted to override the obligation created by the bond in suit, went beyond the congressional power."
(Continued on Page Ten)

BROCKWAY, HULL TO CO-OP MEET

A. E. Brockway, president of the Jackson County Co-operative, and Frank Hull, manager, left for Walla Walla this afternoon to attend a meeting of co-operatives to be held in that city.
The meeting will be attended by 45 managers and presidents of co-operatives in Oregon and Washington, all of which are associated in a parent organization.
The program will bring out many projects in which co-operatives are interested and, according to Hull, will be of benefit to everyone attending.
The two plan to return to Medford Friday night.

PEP RALLY HELD BY LEGISLATORS

SALEM, Feb. 18.—(AP)—Looking toward possible adjournment of the legislature by March 2, the joint ways and means committee met for a short "pep rally" preceding the afternoon session today.
All sub-committees delegated to work on the state budget indicated they could clean up their reports by the end of this week. Senator Peter Zimmerman stated he would make a motion on the floor of the senate that the legislature suspend meeting Wednesday morning in order to enable all committees to meet for a prolonged session.

ROOSEVELT DELAYED IN MESSAGE ON NRA

WASHINGTON, Feb. 18.—(AP)—President Roosevelt found it impossible late today to complete his message to congress on the new NRA and transmission was deferred for a day or two.

VANCOUVER LIQUOR AGENCY IS ROBBED

VANCOUVER, Wn., Feb. 18.—(AP)—Robbers stole \$167 worth of choice liquor from the shelves of a state liquor agency here over the week-end. It was the first robbery of its kind in the record. The agency was housed in

Bomb for Huey From Medford Is Dud

MARTIN UTILIZES VETO ON COUNTY FUNDING MEASURE

Governor Declares Proposal Unconstitutional — Lieutenant-Governor Bill Left To Die In Committee.

SALEM, Feb. 18.—(AP)—Governor Charles H. Martin today returned his first veto of the 88th legislative session, after he had approved a total of 84 bills. He added his signature today to senate bill 91, authorizing irrigation districts to use bonds issued for readjustment plans.
The veto as on senate bill 130, which would authorize counties to issue funding bonds to retire outstanding warrants and provide for creation of a sinking fund for payment of interest.
Voting 16 to 13 the senate today adopted the adverse report of the committee on senate joint resolution No. 2, which would establish the office of lieutenant-governor in Oregon, thereby killing the measure by indefinite postponement.
Three senate bills which would provide for the establishment of ferries across the Columbia river at three different points, came out of committee with two reports. The majority held that the measures should be laid on the table and that one bill making provision for all three be substituted. The minority held that the measures should not pass. The adoption of the measure was made a special order of business for 3:30 p. m. today.

ITALY READY FOR BORDER TROUBLES

By the Associated Press.
With an announcement that it is ready "to face all eventualities," the Italian government today moved troops toward both the north and south.
Those headed south were bound for Africa and the Italian colonies of Eritrea and Somaliland where border hostilities have occurred with the Ethiopians.
Those bound northward were reported bound for the Austrian border. This fact created a wave of rumors in Austria but the Italian explanation was that some of the military units already on service in the north were being replaced by new contingents.

SONS WILL PLAY OIL QUINT HERE

Efforts are being made to secure a basketball game in Medford this week between the Southern Oregon Normal quint and the brilliant Union Oil team of Portland for the benefit of a fund being raised to send the Sons to the Denver tournament. Plans here have been anxious for some time to see the Union Oilers in action with a team boasting three former all-coast men and other top-notch university stars.

STUDENT FEE PAYMENT GIVEN HOUSE APPROVAL

SALEM, Feb. 18.—(AP)—Advancing it on the calendar for first consideration today the house of the Oregon legislature passed the compulsory per term fee up to \$5 for all students of higher educational institutions by a vote of 46 to 11, with four absent.
The measure, already passed by the senate, would provide that a sum up to \$5 a term must be paid by students into the student body fund for activities.

Romance Blooms With Return Of Byrd Expedition

DUNEDIN, N. Z., Feb. 18.—(AP)—Rear Admiral Richard E. Byrd and the members of his Antarctic expedition returned today to civilization in an aura of romance.
After the expedition's flagship arrived here, Admiral Byrd's second-in-command, Dr. Thomas C. Poulter, and Miss Helen Gray were married. Admiral Byrd gave the bride away.
Dr. Poulter first met Miss Gray when he was a member of the faculty of Iowa Wesleyan college. She later assisted him in scientific work and during the time Dr. Poulter has been in the Antarctic he has been caring for his three children by a former marriage.

DECAPITATE TWO GERMAN WOMEN FOR SPY ACTIVITY

BERLIN, Germany, Feb. 18.—(AP)—Two German women, Baroness Renate Von Natzmer and Frau Benita Von Falkenhayn, were killed on the block today as spies.
An executioner beheaded them in Plötzensee prison in northwestern Berlin shortly before noon as the German government acted with wartime sternness and in the utmost secrecy to smash espionage of Germany's military secrets.
The two women were accomplices of a Polish baron, Colonel George Sosnowski, formerly of the Polish army.
Sosnowski was saved from execution by the intervention of the Polish ambassador and, although the reputed espionage leader, escaped with his life but under a sentence to life imprisonment.
Also sentenced to life imprisonment was Frau Ina von Jens, a German.
The sentences were passed Saturday by the people's court and the court's verdict was studied over the week end by Reichsfuehrer Hitler, who is in Munich.

HIGHWAY ROAD MAPS WILL BE PURCHASED

SALEM, Feb. 18.—(AP)—At a brief session of the state board of control today the board authorized purchase of 30,000 highway road maps. The low bidder was the Rand McNally & Co. at \$29.50 a thousand.
The session was the shortest held under the present administration. Several minor purchases were ordered.

REMONETIZATION OF SILVER URGED

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The silver program offered by Senator Thomas (D.-Okla.) probably will have the ultimate support of Senator Wheeler (D.-Mont.), long a leader in the fight for remonetization of silver.
Wheeler, however, has a proposal of his own to be included in the public works bill which calls for issuance of currency to finance the new public works-relief plan instead of financing it through new bonds.

PASCO AIR STATION GOING TO PENDLETON

PENDLETON, Feb. 18.—(AP)—Airline officials announced here today that the government weather observation station at Pasco, Wash., will be moved to the Pendleton airport soon. Pendleton last year became a regular stop for United Air Lines. The weather bureau unit will be housed in a building at the airport, already provided by the city of Pendleton.

18 CONVICTS FLEE OKLAHOMA PRISON ONE GUARD KILLED

Women And Children Used As Shield—Woman Warden Says Investigations Upset Prison Routine.

By FRANCES E. BARDEN
Associated Press Staff Writer
GRANT, Okla., Feb. 18.—(AP)—Eighteen desperate convicts were at large in the southwest today after a wholesale break from the state reformatory in which women and children were used as shields and one guard was shot to death.
Back in the cells were 13 other convicts who had joined in the Sunday dash for liberty, while Mrs. Geo. A. Waters—the nation's only feminine warden of a state prison—shunned praise for her heroism and sought the source of pistols smuggled to the leaders.
Hastily summoned sheriffs' posse rode over the short grass plains seeking to flush the felons from their hiding places. All major highways were blocked and farmers grimly guarded their homes against possible depredations of the freed killers and robbers.
Investigation On
The break followed an investigation into reports of cruel treatment of the inmates.
"We have been having trouble down here all week," said the warden, who yesterday exposed herself to gunfire of the prisoners. "We took every precaution but we couldn't guard against guns being smuggled in from the outside."
From two smuggled pistols, the plot expanded abruptly to its deadly completion.
The ringleaders appeared suddenly at the side of a trusty prisoner, serving an inside turnkey, poked a pistol muzzle against his ribs.
"Give us the keys," they hissed.
With cold precision, the malcontent

Slot Machines Get \$500,000,000 Year From Public in U.S.

CHICAGO, Feb. 18.—(UP)—The National Association of Coin Operated Machine Manufacturers estimated today that Americans drop \$500,000,000 in the slot every year. The pennies and nickels go for chewing gum, sprays of perfume, subway fares, and weight information for the most part but these in one machine which will count your pulse if you want to know about it.

1935 JURY LIST ANNOUNCED FOR JACKSON COUNTY

The 1935 jury list for Jackson county, comprising 359 names of voters and taxpayers, has been completed by the county court, of the total 92 are women. Farmers predominate on the list, drawn from all sections of the county, with the rural routes adjacent to Medford, Ashland, and Central Point, furnishing the largest quotas.
Names drawn, alphabetically from A to Z are as follows:
Adams, F. H., Rogue River, farmer.
Allen, A. C., Central Point, Rt. 1, writer.
Ashpole, Roy, Eagle Point, hardware.
Anderson, Milton C., Phoenix, farmer.
Andrews, W. C., Medford, Rt. 3, laborer.
Acklin, Thos. W., Ashland, R. F. D., farmer.
Anderson, Elda F., Ashland, housewife.
Abbott, Sylvanus, Central Point, farmer.
Ambrose, J. C., Ashland, laborer.
Applegate, Ernest, Ashland, Dead Indian Rt., farmer.
Anderson, Milton, Phoenix, farmer.
Ames, Constance, Medford, stenog.

SECRETARY FINDS BATTERY, BOTTLE INSIDE PACKAGE

Failure To Explode Believed Due To Spilling Of Acid In Transit—Nothing Known Of Sender Here.
WASHINGTON, Feb. 18.—(AP)—A package containing what was believed to be a "bomb" threatening danger to Huey P. Long was received today at the senator's capitol office and opened without any damage.
Earl Christenberry, Long's secretary, said he opened the package and, while expressing the opinion the "bomb" was a fake, sent immediately for postal inspectors. The postmark was Medford, Oregon.
Long was absent from the capital spending the week end in New York. The package was taken charge of by W. F. Chester and Thomas Fitch, postal inspectors.
Chester said that he would not be able to determine how efficient the "bomb" might be until a closer examination was made of it.
The package contained a cardboard box six inches square. It contained a small dry-cell battery similar to those used in pocket flashlights. A wire connected the battery to a small bottle which was broken.
Chester expressed the belief the small bottle probably had contained an "acid."
The inspectors immediately left the senator's office with the "bomb" for their headquarters.
Postmaster Frank DeSouza stated this afternoon that the local post-office has no record of any such "bomb" having been sent from here, and said that in order to have any record it would have been necessary that the package either be insured or registered, and that he did not believe that anyone sending an infernal machine through the mails would leave any such record behind.

WOULD-BE BANDIT LOSES REVOLVER

BEND, Ore., Feb. 18.—(AP)—"I'm sorry, Dad, but it's a holdup!" Jack Cook, elderly service station operator, looked up and into the barrel of a revolver. The bandit's voice came from behind a mask.
It did, indeed, look to Cook like a holdup, but he resented the intrusion. He grabbed the weapon, wrested it from the gunman's hand, and leveled it at the robber.
Before he could fire, however, the masked man was gone. With one leap he landed behind the wheel of his car, the motor of which was running, and headed northward on The Dalles-California highway.
Cook told Sheriff Claude McCauley about the incident today and gave him the revolver.

WILL ROGERS says: BEVERLY HILLS, Cal., Feb. 16.—Wiley Post is leaving here this morning now on the most hazardous flight, yet the most beneficial to aviation of any since Lindbergh. He is pioneering a new world. Flying a long course at 35,000 feet was never before attempted. Eight hours on oxygen is new and he drops his landing gear on leaving. He has to come in on (pardon the expression, but it's all he has to land on) his "belly." His propeller spins lower down than the bottom of his plane. He has to stop it and get it exactly crossways before landing or it will hit first and turn him a somersault. It's a real scientific flight. If it works everybody will fly up there. It's an old style ship, five years old. He has flown it around the world twice. So a prayer or at least a good wish for Wiley.

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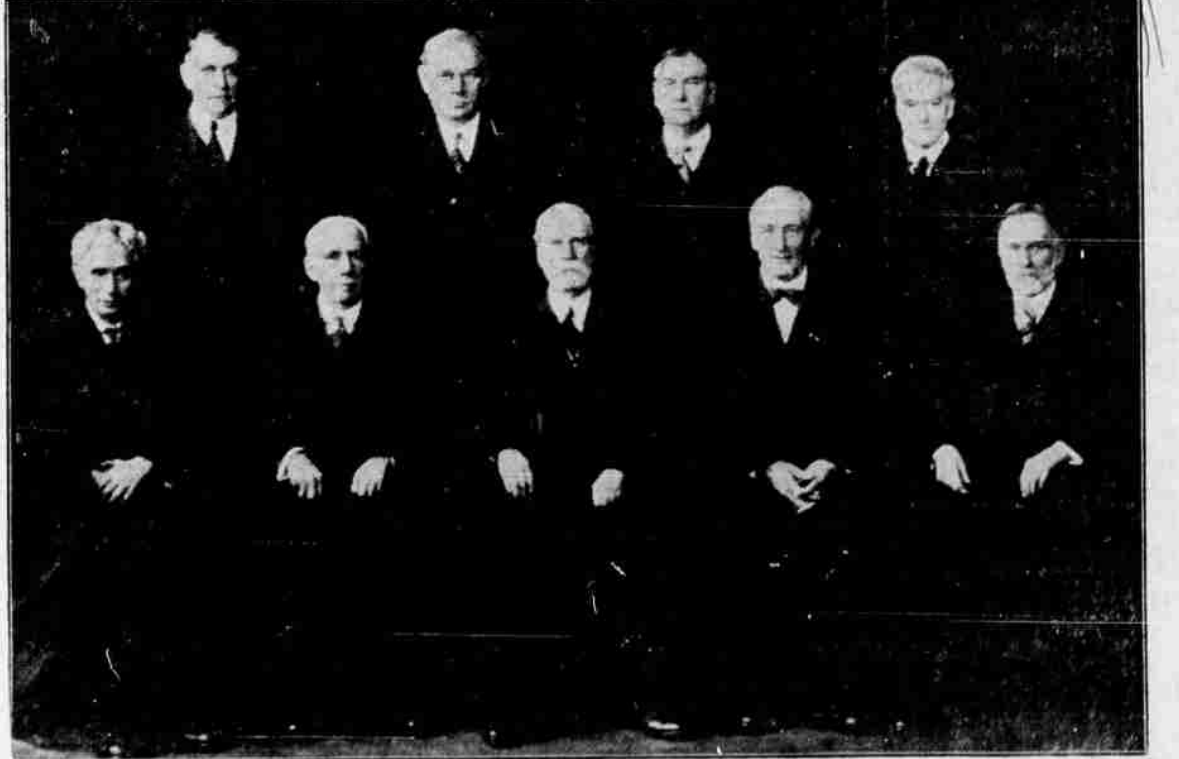
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Supreme Court Hands Down Important Opinion on Gold



Nine black-robed justices this morning ended the long uncertainty as to whether congress had a right to end payment of debts in gold or its equivalent by upholding the government. Left to right, standing: Justices Roberts, Butler, Stone and Cardozo. Front row: Justices Brandeis, Van Devanter, Chief Justice Hughes, Justice McReynolds and Sutherland. (Harris and Ewing Photo from Associated Press.)

(Continued on Page Six)