The Weather
Forecast: Partly cloudy tonight and Friday; no change in temperature.
Highest yesterday 78
Lowest this morning 45

MEDFORD MAIL TRIBUNE

AWARDED **Pulitzer Prize** FOR 1934

Thirtieth Year — MEDFORD, OREGON, THURSDAY, MAY 9, 1935. — No. 41.

NAVY IN GREATEST MASS FLIGHT

News Behind The News

By PAUL MALLON.
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WASHINGTON, May 9.—One man was concerned more than others when the supreme court scratched out the rail workers' retirement law—the administration's ex-coordinator of the new deal, Mr. Donald Richberg.

You may not believe it but Mr. Richberg wrote more law which has been successfully attacked by a 5-to-4 majority of the court.

The key legislation [illegible] the houses of Ex-Senator Dill and Representative Crosser, but they got it out of the old unpopular Wagner bill of 1934. The Wagner bill was conceived and executed for Senator Wagner by Mr. Richberg, in conjunction with the other labor attorneys [illegible] for the railroad brotherhoods.

The secret is of more than passing importance because of Mr. Richberg's prominence in the coming NRA test case before the court now pending and his activity in the redraft of NRA legislation now pending in the senate. Indeed, there are many who believe that Mr. Richberg has just begun to play Quixote to the supreme court windmill.

The new dealers are whistling in the dark in their optimistic statements about coming court decisions on NRA, TVA, social security, etc.

Government lawyers dropped the odds heavily on the NRA test case immediately after the rail labor decision. Now good lawyers here believe the court can uphold the NRA if it follows the [illegible] in the rail labor case.

One hidden line in the labor decision hints at the probable attitude of the court majority on NRA:

"The contention (of the government) comes very near to this—that whatever some (railroad) carriers choose to do voluntarily in the management of their business at once invests congress with the power to compel all carriers to do. The fallacy is obvious. The meaning of the commerce and due process clauses of the constitution is not so easily enlarged by the voluntary acts of individuals or corporations."

If that does not strike at the theory of NRA, many very good lawyers here are in error.

The only way which keeps the new deal legal lights shining is the fact that the 5-to-4 lineup of the court is as narrow this one man can change it. Also, lawyers think the labor decision does not fundamentally injure the chances of the social security program. This program is not based on the federal jurisdiction over interstate commerce, but on the powers of congress to tax. It is frankly intrastate, just as income taxes are. This is an entirely different principle, which usually has been upheld by the court.

Those who believe life begins at forty will be encouraged still further by the labor pension decision. It held life does not end at sixty-five.

The prize line of the majority decision was: "It does not follow, as contended, that a man of sixty-five is inefficient or incompetent. The facts indicate a contrary conclusion."

This view was subscribed to by four justices over sixty-five (Sutherland, McReynolds, Butler and Vandervanter), and one who is the baby of the court at sixty, Mr. Roberts.

A free guessing contest is on among insiders about the reason son James

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48 AIRPLANES HOP OFF AT HONOLULU FOR MIDWAY ISLES

Secrecy Cloaks Plans As Navy Tries Record Formation — Will Join Huge Armada in Mimic Warfare

HONOLULU, May 9—(AP)—Forty-eight navy planes, in unprecedented mass formation, [illegible] the Pacific today, bound for Midway Island, 1323 miles away.

Take-off [illegible] 48 planes. [illegible] (6:37 p. m., E. S. T.)

The [illegible] naval patrol planes roared off from Pearl Harbor for Midway Island at 7:18 a. m. (8:48 a. m. E. S. T.) today.

[illegible]

It was expected to take two hours for [illegible] flying [illegible] to get [illegible] the 1323-mile flight over an uncharted route.

A cloak of war secrecy was thrown about the movement of the planes as they slid down the ramp at Pearl Harbor for a sensational entrance into the greatest maneuvers the United States navy has ever staged in the Pacific.

So great was the secrecy surrounding the unprecedented flight of the squadrons, observers expected no further word of their movements after the takeoff until their arrival at Midway Island—relatively a mere pinpoint in the sea.

In the maneuvers the armada from America's mid-Pacific naval base at Pearl Harbor, 12 miles from Honolulu, will join 176 warships and the [illegible] aircraft [illegible] of the Pacific.

[illegible]

[illegible] the planes will play in the maneuvers, or where they will go from Midway Island, was cloaked in the same cloak of silence that has covered every move the fleet has made since it put to sea last week.

There was sparkling weather, but practically no wind to help lift the heavy loads of gasoline for the flight as the first ship left the water.

Led by one big patrol, the planes of VP-10 squadron, which flew here last year, five other planes of the same squadron at intervals of about three minutes, skimmed across the glassy waters of Pearl Harbor and began circling the surrounding countryside to gain altitude while awaiting other planes in the air.

[illegible]

There was no delay in the takeoff. The entire operations were secret and the time for departure was never announced, although it was learned it would be around daybreak. Naval officers were uncommunicative and declined to discuss the flight or even to admit it would be made.

Newspaper men who applied for admission at the gates of the Pearl Harbor navy yard were turned away and cameramen likewise failed to

(continued on page nine)

BANK BILL GIVEN HOUSE APPROVAL

WASHINGTON, May 9.—(AP)—The house today passed and sent to the senate the omnibus bill giving the federal reserve system greater control over the nation's banks.

Repeated Republican efforts to narrow the new powers were of little avail, the huge Democratic majority voting almost as a unit against them.

What would happen to the bill in the senate remained uncertain. Senator Glass, D., W. Va.), a leader on banking legislation in that branch, had served notice he would oppose the things house Republicans sought to eliminate.

Victims in Plane Disaster

Senator Bronson Cutting (left), New Mexico's liberal delegate to Washington, Miss Jeanne Anne Hillion (right, top), of Kansas City, and Pilot Harvey Bolton, pilot of the Transcontinental Western Air liner, were killed when the airship [illegible] Missouri. [illegible] (Associated Press Photos)

EXTORTION LETTER LANDS FRED RUDY IN FEDERAL TOILS

SACRAMENTO, Cal., May 9.—(AP)—Fred Rudy, Jackson, Cal., woodcutter, is held in the county jail [illegible] from here today, charged with using the mails in an attempt to extort [illegible] Albert Jones of Medford, Ore.

Rudy, arraigned before U. S. Commissioner John [illegible] Brown, pleaded guilty and admitted sending Jones a 16-page letter in which he asked for $100 under threat of exposing alleged intimacies between Jones and Rudy's divorced wife, Violet Rudy.

Rudy was held to answer to federal court, and U. S. Attorney G. B. Bjelm said he would take the case to the federal grand jury [illegible] May 20.

Rudy, a resident of Medford until September of last year, when he departed for California following his divorce, was employed at a local saw mill. He had been a frequent inmate of the city jail, booked on drunk charges, according to police officers.

His former wife, Violet Rudy, is a resident of this city, enjoying a splendid reputation, according to the city police.

Albert Jones lives alone in a small unfurnished house, which he built himself, on Union street here. Partially crippled, he makes his living as a carpenter, and in small mining operations in the surrounding hills. Reporters failed to get in touch with him yesterday, neighbors reporting that he has not been at his home for the past two months.

SALEM, Ore., May 9.—(AP)—The next meeting of the state highway commission, at which bids will be opened, was deferred from May 23 to May 31, it was announced today by the highway department.

The delay was caused by the desire to place several important jobs on the call for bids.

TAYLOR'S RIGHT IN LEGISLATURE MAY BE HIT BY RULING

[illegible] the opinion of the [illegible] attorney general [illegible] dual office-holding and [illegible] legislators, has a representative in Multnomah county [illegible] the question of whether or not Glenn O. Taylor, state representative, Republican, and clerk of the county federal court, [illegible] his seat. Local Republicans hope he does not, and the [illegible] is a long political "[illegible] to a vacancy."

Taylor is not named in the opinion but [illegible] official position. In his federal position as clerk of the federal court, for the southern [illegible] district, which [illegible] a [illegible] appears in the federal [illegible].

Under the ruling of the attorney-general, "a legislator automatically loses his job when he accepts any other lucrative state or federal job, in the judicial or executive branches of the government." Taylor, [illegible] obviously [illegible]

(Continued on Page Six)

MAX BAER INJURED IN RADIO PROGRAM

ASBURY PARK, N. J., May 9.—(AP)—Max Baer, heavyweight boxing champion, was injured today while rehearsing for a radio broadcast program in a hotel here. He was taken to [illegible] hospital in Long Branch.

Details of the accident were not immediately available, but a physician at the hospital said Baer had received a powder burn over the heart from a blank cartridge. He said the champion's condition was not believed to be serious but that Baer had not yet been removed from the operating room.

BANDITS REFUSED EXECUTION STAY

AUSTIN, Tex., May 9.—(AP)—Governor James V. Allred refused today to interfere with the execution of Raymond Hamilton and Joe Palmer.

A few minutes previously the court of criminal appeals had refused to admit a petition for a writ of habeas corpus on behalf of Hamilton, southwest desperado, and one time aide of Clyde Barrow, slain by officers last May.

Both are scheduled to be electrocuted shortly after midnight tonight.

Priest Girds for Drive On Reserve Bank Setup

CLEVELAND, May 9.—(AP)—The Rev. Charles E. Coughlin, after recruiting new Ohio members for his National Union for Social Justice, gathered his forces today for an assault on the federal reserve system and the Eccles banking bill.

The Detroit priest told a crowd of 24,308 persons which frequently cheered his utterances here last night that the federal reserve system caused the depression "more than any other single factor."

"The national union," he said, "demands expulsion of this prostitute, this federal reserve banking system, from our midst and the establishment of a central government bank owned by the people and controlled by the people directly through the congress of the United States."

Speaking in the home town of Senator Robert J. Bulkley of Ohio, Rev. Fr. Coughlin rebuked the senator for his vote against the Patman bonus bill and predicted the end of his political career if he "does not see fit to alter his judgment."

Assailing the banking act of 1933, Rev. Fr. Coughlin said "This action on the part of the Roosevelt administration has done and is doing more to scuttle faith in the new deal than was accomplished even by the infamous 'Triple A' which destroyed God's beautiful gifts in the face of hunger and nakedness."

QUICK VETO LOOMS FOR PATMAN CASH BONUS PAYING ACT

Roosevelt Analyzes Legislation in Hour's Conference With Financial Advisors —No Compromise Talked

WASHINGTON, May 9.—(AP)—With the apparent intention of making a quick veto, President Roosevelt today analyzed the Patman cash payment bonus bill in an hour's conference with financial advisers.

He talked with Secretary Morgenthau, Budget Director Daniel Bell, and Veterans Administrator Frank T. Hines.

All the group would say was "we were discussing the proposed bonus legislation."

Asked if the president was considering a substitute for the Patman bill, Hines replied that no substitute or compromise was discussed.

WASHINGTON, May 9.—(AP)—While President Roosevelt called in his financial advisers today to discuss the bonus situation, senate supporters of the Patman bill announced they would [illegible] and they would [illegible] to the president [illegible] veto [illegible].

[illegible]

This [illegible] by Senators Clark (D., Mo.) and [illegible] (D., [illegible]), [illegible]

At the same time, [illegible] (D., [illegible]) [illegible] lawer and [illegible] the veto.

ACID BATH PERILS OIL STATION MAN

[illegible]

HEART BALM BAN FAVORED IN OHIO

COLUMBUS, May 9.—(AP)—The house of the Ohio general assembly was on record today as opposed to allowance of affections suits.

The three women members of the house supported the measure. [illegible] vote [illegible] to eleven.

"This bill is what Ohio needs," said Rep. Blanche E. Hyson. "I hope you'll vote for it. We just want to protect you boys against your own indiscretions."

The bill, which now goes to the senate would outlaw alienation of affection, breach of promise, seduction and similar cases from the jurisdiction of justice of the peace and common pleas courts and would bar the naming of a correspondent in divorce and alimony suits.

PORTLAND WAITRESSES WANT WAGES RESTORED

PORTLAND, Ore., May 9.—(AP)—A demand for restoration of a ten per cent pay cut they took three years ago was made today upon Portland restaurant operators by union waitresses, cooks and bartenders.

The various locals demanded that the restoration be made June 1. The waiters' local has asked for a five-day week but made no mention of pay increase.

LABOR TROUBLES BOB UP IN MANY SECTIONS OF U. S.

More Walkouts Threatened As Current Strikes Show No Signs of Abatement —Lumbering Is Hard Hit

SAN FRANCISCO, May 9.—(AP)—A threat of a new coastwide maritime strike hung over the Pacific today in demands the newly formed maritime federation of the Pacific take a referendum on whether to walk out in support of 12,000 striking oil tanker men.

Union officials in Seattle and San Francisco joined in urging the referendum.

By the Associated Press

Labor trouble raised its head in many parts of the country today as several current strikes showed no signs of abatement and new walkouts were threatened.

The Pacific Northwest reported 13,000 loggers, sawmill hands and longshoremen striking with much of the region's huge lumber industry at a standstill. Ohio automobile [illegible] workers [illegible] new [illegible] injected into the situation; [illegible]

[illegible]

HUNGER MARCHERS IN MASS PROTEST BEFORE ILLINOIS LEGISLATURE

SPRINGFIELD, Ill., May 9.—(AP)—[illegible]

[illegible]

ELISSA GETS RID OF LAWYER HUBBY

LOS ANGELES, May 9.—(AP)—[illegible]

[illegible] who [illegible] said [illegible] had [illegible] her husband told her of his reported affairs with other women and suggested he would not object to her conducting herself with similar freedom with other men.

[illegible] WEST COMFORTABLE FOLLOWING OPERATION

PORTLAND, May 9.—(AP)—Oswald West, ex-governor of Oregon, who yesterday underwent an operation for removal of his gall bladder, "spent a comfortable night and is getting along nicely," hospital attendants said today.

Bandits Dress Up In Police Outfits To Grab Payroll

CHICAGO, May 9.—(AP)—Five robbers, three of them in police uniforms, marched briskly into the West Taylor street plant of the Edison General Electric appliance company today and seized $3,800 just delivered for the payroll.

Witnesses said the five arrived in an automobile bearing the word "police" on the sides.

Guards were on duty outside the plant offices, but the gang was admitted when their leader announced they were on hand to investigate a robbery.

MOBILIZATION OF NATIONAL GUARD TO RIVAL WAR DAY

SALEM, Ore., May 9.—(AP)—The largest concentration of national guard troops for maneuvers on the Pacific coast since the world war will be held at Fort Lewis, near Tacoma, Wash., beginning June 11, it was announced today by Major General Geo. A. White, commander of the national guards of the northwest.

A total of 7000 men and 600 officers from Oregon, Washington, Idaho and Montana will be under canvas for the 15-day intensive training. The troops comprise the 41st combat division, and will mark the first time the entire division has been assembled since the return from France in 1919.

Oregon will send about 2800 officers and men to the encampment to join the other northwest states. Those from Oregon include the 82nd brigade, comprising the 162nd and 186th infantry regiments and the 218th field artillery and 146th field hospital company. The 249th coast artillery will entrain at Fort Stevens, [illegible] at the same time.

Oregon troops will begin moving by train and transport June 10. An army of carpenters has started this week [illegible] temporary structures [illegible] camp in Washington. General White will go to Fort Lewis early next month to establish headquarters.

Intensive training will continue for 10 days and will come to a climax in elaborate combat exercises beginning June [illegible], General White said. On Sunday, June [illegible], the division will give a [illegible] review to the governors of the four states and Major General [illegible] of San Francisco, [illegible] commander.

ARCH MASONS TO HOLD BIG MEETING

[illegible] Chapter of Royal Arch Masons of Medford will be hosts at the local Masonic temple at a district meeting Saturday evening to [illegible] visiting state officers, including [illegible] Scott, grand high priest of Royal Arch Masons of Oregon; [illegible] Scott, grand orator; Herbert [illegible] Toney, grand treasurer, and [illegible] of Ashland, grand sentinel.

The Royal Arch degree will be conferred upon a class of candidates, the work being exemplified by a special Royal Arch degree team from the Klamath Falls chapter.

The meeting will be opened by a 6:30 p. m. complimentary dinner served in the local temple dining rooms, to which all officers and members of the chapters at Klamath Falls, Ashland, Grants Pass and Jacksonville are cordially invited, as well as all visiting members in this locality.

Large delegations from Ashland, Grants Pass, Klamath Falls and Jacksonville have expressed their intention of being present, and indications point to one of the largest meetings of the kind ever held in southern Oregon.

Income Shares

Quarterly income shares $1.28 bid; $1.40 asked.

LEGISLTOR RULE MAY HIT NEARLY ALL LAW MAKERS

Political Prognosticators Worried About Future — Long List of Those Tainted Under Discussion

SALEM, May 9.—(AP)—State officials and political observers here today considered reports that legislators holding city jobs and appointments may be ousted from their assembly seats, as "far fetched" and absolutely contrary to the provisions of the state constitution.

Speculation in Portland that positions of 15 or more legislators were in jeopardy because of holding various city positions also failed to arouse constitutional attorneys. They held the constitution states the dual job situation applied only to lucrative "state or federal" positions. There is no mention in the constitution that city officials are restricted from holding legislative seats.

By Wendell Webb
(Associated Press Staff Writer)

PORTLAND, May 9.—(AP)—Repercussions from Attorney General Van Winkle's ruling concerning the ineligibility of a half dozen Oregon senators and representatives were wide-spread here today, with some political prognosticators apparently worried about the future of nearly every legislator in the state.

The attorney general early this week ruled six members of the legislature ineligible because they hold, or have held while in office, other "lucrative" positions under federal or state governments.

Many Discussed

Police commissioners, school principals, city attorneys, councilmen, mayors, justices of the peace, attorney for federal officials, members of the state advisory council and others on the state's law-making bodies found themselves much discussed as possibly further "victims" of the attorney general's verdict.

However, thus far the ax has descended on but six, and one of these, Representative Lew Wallace of Multnomah county, has announced to Multnomah county commissioners

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BASEBALL

National

	R.	H.	E.
St. Louis	1	4	1
Philadelphia	2	8	2

Walker and Davis; Walters and Wilson.

	R.	H.	E.
Pittsburgh	1	8	3
New York	3	8	0

Blanton and Padden; Hubbell and Mancuso.

	R.	H.	E.
Cincinnati	4	6	2
Brooklyn	5	5	1

Johnson, MacFayden, Hermann and Lombardi; Babich, Bonge and Phelps.

	R.	H.	E.
Chicago	5	10	0
Boston	1	5	3

Carleton and Hartnett; Betts, Rhem and Spohrer.

American

	R.	H.	E.
New York	0	3	2
Cleveland	5	7	1

Ruffing, Malone, Vanatta and Dickey; Harder and Myatt.
(Called end fifth, rain).
Washington at Detroit, postponed; rain.

WILL ROGERS says:

BEVERLY HILLS, Cal., May 8.—My old flying pardner, Frank Hawkes, just breezed in here from Buenos Aires, Argentina, in 48 flying hours. Think of Buenos Aires being only two days away.

Air lines just coming in or out of Los Angeles alone have flown 243,000,000 miles, carrying 1,900,000 passengers. Accidents to passengers have been less than one to 25,000 that travel. That "old devil" fog is tough, not only on aeroplanes, but ships, autos, horseback or afoot, but planes will be the first thing to lick it.

Yours,

Will Rogers

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SIDE GLANCES by TRIBUNE REPORTERS

Fred Scheffel forgetting sewer construction worries for the moment to gaze rapturously into the eyes of a $25 gold nugget found by Wm. Smith of Oregon's Switzerland.

Mack Lillard bringing on a rain storm by showing on Main street with a sailor straw hat.

Al [illegible]ilton denying flatly that he had really received $947 in the chain letter business.

Judge Colvig, 96, acting as chauffeur to a hand-pushed cultivator in the flower garden 'fore breakfast.

Coach Faber of Ashland getting a pink slip for parking overtime downtown.

Educator Dies

MISSOULA, Mont., May 9.—(AP)—Dr. C. H. Clapp, president of Montana State university since 1921, died today at the Northern Pacific hospital where he had been ill of a rare maxillary infection since last October.

Send a Cyanide Tablet Would End Chain Craze

There are many Medford citizens who believe that the most efficacious way of ending the chain-letter racket is to start another chain letter, inclosing a slow-acting cyanide tablet of some sort as bait. As each person gets his or her tablet, he will send out five letters, with one more tablet in each one, to his friends. The friends in turn will each send out five more, and according to the reckoning of some of the most astute mathematicians in the country, by the time the name at the bottom of the list has worked to the top, 15,625 chain-letter enthusiasts will be defunct, and that's not such a bad idea either.

The catch in that, of course, and there's a catch in all of them, is that some people will be skeptical of the results that can actually be produced, and will unthinkingly toss their copy in the waste basket, thus disrupting the chain and rendering the effect not quite so sure.

The latest fad started in Medford may serve the same purpose, however. This one is a honey. Some fiendish mind devised the idea to start a send-a-pint-of-whiskey chain! Now practically anyone can see where drinking 15,625 pints of whiskey will render practically any chain-letterer

(Continued on Page Twelve)