The Weather
Forecast: Fair tonight and Saturday; somewhat cooler Saturday.
Temperature
Highest yesterday 97
Lowest this morning 60

MEDFORD MAIL TRIBUNE

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Thirtieth Year (Eighteen Pages—Two Sections) MEDFORD, OREGON, FRIDAY, JULY 19, 1935. No. 101.

KINGFISH WILL TEST PWA RIGHTS

News Behind The News

By PAUL MALLON
(Copyright, 1935, by Paul Mallon.)

WASHINGTON, July 19.—New dealers in the higher altitudes here have tittered for weeks about the way they took General Johnson in as works progress administrator for New York. It seems that, after leaving NRA, the general got under the hide of Relief Boss Hopkins (if not also the President himself) by going around the country bellowing against the boondoggling in the relief administration.

PAUL MALLON

The boys on the inside say it was Mr. Hopkins who conceived the idea of shutting up his critic by absorbing him. Mr. Hopkins went to the President and urged that Johnson be recalled to the colors and put in charge of the world's largest boondoggling center, New York City.

The general swallowed the bait and landed in New York to show those fellows up there how to administer relief.

It was not long until Johnson implied that perhaps some boondoggling was necessary. At any rate, he announced that, as some planning had already been mapped out, he would not attempt to do it all over. His fate as a boondoggling kibitzer was not definitely established, however, until the list of New York City projects approved by Mr. Roosevelt was given out. Since then, the sleeve-laughing here has been concealed with difficulty.

As an indication of what General Johnson has found to be a good relief project (with the president's approval), his list contains an item of $31,500 "to furnish recreational leadership" for nurses and internes in hospitals. Formerly some new dealers had assumed the nurses and internes were having a fairly good time. In fact, certain hospital critics have insinuated occasionally that they were having too good a time. However, anything that was lacking before can certainly be made up with the $31,500.

Most of the projects are designed, however, to disclose information for which the world long has panted in suspense. For instance, there is $7,350 to investigate the title of old streets and highways in Queens; $130,000 for preparation of a subterranean map showing the contour of rocks under the city, to show what is holding it up; $29,400 for a card history of every lot in Queens; $27,750 to determine the effect that buses have on the speed of passenger transportation; $34,650 for an index digest of all aeronautical magazines; $44,100 to "mobilize neighborhood resources for the promotion of wholesome behavior among children."

Do not let anyone tell you that the new deal has forgotten the supreme court defeat it suffered in the Schechter Poultry case. Johnson's new boondoggling includes $178,500 "to investigate the entire live poultry industry in New York city."

If you look into Johnson's list very closely you will find some other relief projects which are badly needed. For instance, the first item is $208,680 to find out what is in the air in New York. Visitors have oc-

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SIDE GLANCES
by
TRIBUNE REPORTERS

Passersby eyeing speculatively the box in front of a rummage sale with a closed lid, but open hasp, carrying this inscription: "Don't let the monkey out." Very provocative and maddening to the small boys.

A long tan California touring car standing in the middle of Central street near Main, the motor running briskly, and not a soul aboard, or near, excepting irate, honking motorists trying to get by.

Rolly Beach gifting a reporter reams of information about the Dokie meet Monday, and making the discourse so long because then it would receive a headline, instead of a "local" rating.

Roy Crafts relating out of one side of his mouth about how he used to roll cigarettes with one hand while riding on a freight train in a high wind, and out of the other side demanding the fan be turned off so he could get the one he was working on wrapped.

Earl Foy nonchalantly flicking ashes into a full wastebasket indifferent of results until he discovered his hay fat about to go up in flames along with the waste paper.

Foul bay—it's on the Egyptian side.

DENIAL OF COIN FOR LOUISIANA CAUSES ACTION

Suit in Supreme Court Is Planned to Test Government Rights to Set Up Bureaus in States Is Word

WASHINGTON, July 19.—(AP)—Senator Long (D., La.), today served notice on the administration that a suit would be filed in the supreme court to test the right of the federal government to enter into states with educational and other bureaus for expenditure of PWA money without consent of the state.

Taking the floor during debate on the AAA bill to "talk on the issue of the day," Long referred to news reports saying his state had been denied further PWA grants, and commented it served to let the anti-Long congressmen from that state know they would not "get their 30 pieces of silver."

After a brief discussion of the amendment that Louisiana would receive no further PWA grants because of recently enacted state laws, Long said:

"I have been advised that Louisiana will file a suit in the supreme court—which it will win—to contest the right of the federal government to set up boards within a state without its consent."

W. U. FINED $500 FOR DELIVERING PROTEST 'WIRES'

CHELSEA, Mass., July 19.—(AP)—The Western Union Telegraph company of New York today was held in contempt of court and ordered to pay a fine for "publishing and delivering" telegrams of protest to the district court affecting cases involving alleged radicals pending before it.

Telegrams from the New Theater league in New York, from an American youth congress in Cambridge, Mass., and from organizations in Chelsea concerning an actor and a Chelsea resident arrested at different times several weeks ago formed the basis on which Judge Samuel R. Cutler summoned the company into court.

The various telegrams alleged the defendants were held on "framed" or "trumped up" charges and demanded their release.

MARTIN IN FAVOR RETAINING STATE BUREAUS IN SALEM

SALEM, July 19.—(AP)—Concentration of more state departments in Salem rather than construction of a proposed state office building in Eastside Portland was urged by Governor Martin in the state board of control meeting today.

The subject was brought up when a report for such a project showed a saving of about $300 a month in rentals. The branch state office building would house the motor vehicle department, the state police and other departments. Whether the board would approve the project was not determined.

The board, however, did instruct Dan Fry, secretary to the board, to prepare briefs showing the cost of the proposed structure, present rentals now paid in Portland and other data. The proposal to erect the building was presented by the East Portland Commercial club. Fry informed that leases on the Oregon building, in which a large number of departments are housed, would not expire for three years.

STREET CAR EMPLOYE FIRES UPON STRIKERS

COUNCIL BLUFFS, Ia., July 19.—(AP)—Two persons were reported wounded by gunfire from a non-striking street car employe defending himself against a crowd of pickets at the Council Bluffs street car barn early today.

First reports said six shots were fired by the tram worker as he raced from his automobile to the car barn, and James Dawson and Richard Stevenson, strikers, fell wounded.

Part of the Red Sea is known as

Life in Prison

DETROIT, July 19.—(AP)—Merton Ward Goodrich brought his trial for the murder of 11-year-old Lillian Gallaher to an abrupt end today by pleading guilty.

Pale and trembling, the one-time trap drummer in beer garden orchestras stood before Recorder's Judge Henry S. Sweeney as sentence of life imprisonment at hard labor in the Marquette branch prison was imposed.

REED WILL FACE BURGLARY TRIAL IF GIVEN PARDON

Shasta county, California, through its sheriff, W. W. Sublett, has filed a hold warrant, charging burglary against Albert W. Reed of Denver, Colo., serving a life sentence in state prison for conviction of the murder of Victor Knott, Ashland policeman, on the night of November 18, 1932. Notification of the action of the California authorities has been served upon the warden of the state prison, and District Attorney George A. Codding of Jackson county.

Paul McQuade and Lee Jackson, fugitives, indicted with Reed, in this county for the murder of Knott, are also named in the California hold warrant for burglary. They were companions of Reed on an auto trip from Denver, Colo.

A plea for a pardon for Reed was recently filed with Governor Charles

(Continued on Page Four)

MOUNTAIN MAN KILLS OFFICERS

MIDDLEBORO, Ky., July 19.—(AP)—Thirty deputies with bloodhounds combed the eastern Kentucky mountains today for a 77-year old mountaineer wanted for killing two Lee county, Virginia deputy sheriffs.

The officers, Arch Remond, 45, and Robert Bailey, 58, went to his Virginia home, three miles from the Kentucky border, and arrested his son-in-law, Luther Poore, on an embezzlement warrant. Green Allen Brooks, the man wanted, fired on the officers with his rifle as they led Poore away.

The bodies lay in the dust an hour before Sheriff R. F. Giles of Lee county arrived. He organized the hunt for Brooks.

The mountain man apparently slipped out the back door of his home and fled to the hills less than 300 yards away.

FAVOR NAMING FIELD IN HONOR OF MELVIN

The memory of Al Melvin, generally acclaimed as the greatest athlete ever to graduate from the Medford high school, will be honored by naming the new football field on South Oakdale "Melvin Field," if a petition to that effect being circulated today is successful.

Melvin, a football, basketball, baseball and swimming star, and a remarkable tennis player, was accidentally killed at Yuba City Junior college near Marysville, Cal., in the spring of 1931, when he slipped while high jumping, and broke several vertebrae in his back and neck.

500 CATHOLIC FAMILIES LOSE HOMES IS CLAIM

BELFAST, Northern Ireland, July 19.—(AP)—The Irish News, official nationalist paper, said today 500 Catholic families have lost their homes through disorders resulting from Orangemen's celebrations of the anniversary of the battle of the Boyne.

Hugh Falconn, 60, shot in the stomach yesterday in a new outbreak of the disorders at Portadown, near Belfast, died today, the eighth victim within a week.

BANKS CONSPIRACY CHARGE IS 'BOSH' DECLARES MOODY

Assistant Attorney General Says Statement Sent Out From Murderer's Prison Cell Viciously Libellous

Assistant Attorney General Ralph E. Moody, here today to collect records and data in opposition to the granting of a pardon to L. A. Banks, former local agitator now serving a life term in state prison, characterized a statement, purportedly issued by Banks from his cell, in which the convict charges, a "conspiracy" to send him to prison, to deprive him of property, alienate the affections of his wife, and poison him, as "viciously libelous bosh, both by Banks, the author, and the publisher of the paper in which it was published."

Headlines on a story published today in a local weekly, say the statement "was released from the convicted murderer by Mrs. (Ariel B.) Pomeroy, and sets forth conspiracy, charges Levens was poisoned."

It is further alleged in the statement that Attorney Frank J. Lonergan of Portland, chief counsel for Banks at the Lane county murder trial, was "lax;" that Levens, now deceased, and then assistant attorney general, "made the statement in the presence of persons now living, that Banks was framed."

Assistant Attorney General Moody is declared in the statement to be "one of the leading spirits in the conspiracy to drive Banks from Jackson county."

Wife Quits Visiting

The convict-lifer states in the article, Mrs. Banks has discontinued

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PASSENGER KILLED IN TRAM SHASHUP

CHICAGO, July 19.—(AP)—One passenger was killed and 40 were injured when a 75th street street-car, crowded with children bound for a south side beach, crashed into the steel support of a railway subway today.

The crash amputated one child's leg. The passenger fatally injured was a man, not immediately identified.

A half dozen ambulances rushed the screaming victims to the Jackson Park hospital, where attendants said seven passengers were severely injured.

The car, filled to capacity, leaped the track as it neared the subway east of Greenwood avenue. Fire broke out along the roof, but firemen extinguished it quickly.

MOSCOW U. CANCELS SUMMER SESSIONS

MOSCOW, Idaho, July 19.—(AP)—American students who came here for the annual summer school session of Moscow university were informed today it had been cancelled.

The explanation given the collegians in a last-minute decision was that the teaching staff was urgently needed elsewhere.

Find Miners Bodies

VAN LEAR, Ky., July 19.—(AP)—The bodies of John Gool and Frank Tuzy, last of nine victims of a coal mine gas explosion to be located, were recovered today.

Cloud Cavalrymen Stage New Stunt In Russian Army

MOSCOW, July 19.—(AP)—Cavalrymen of the air went into successful mimic action by parachutes near Moscow last night.

Three groups of infantrymen, each group consisting of 36 soldiers, each man carrying full war equipment, were dropped from airplanes behind hypothetical enemy lines in war games.

Their descent from the sky was made under cover of darkness. They re-formed in platoons and attacked an "enemy" village, set fire to it, destroyed two railway stations, and then succeeded in forcing their way back to their own lines.

CHAMBER'S DRIVE FOR MEMBERSHIPS ENDS NEXT WEEK

Although many of the workers in the membership campaign being conducted by the Jackson County Chamber of Commerce failed to report yesterday, those who did brought in additional memberships, it was announced by B. E. Harder, president, this morning.

Most of the teams are only working mornings, but an attempt will be made to complete the campaign some time during next week.

New memberships submitted to the Chamber of Commerce include: C. N. Culy, George Henselman, Unique Cleaners, Medford Tent and Awning Works, R. G. Fowler.

Two additional memberships were taken out by Perl Funeral Parlors. The first two days of the campaign have so far produced between 30 and 40 members, it was announced by Chamber of Commerce officials, and it is believed that this number will be more than doubled by the time all the committee members submit their final report.

MILNE'S BID LOW ON PARK RIM ROAD

PORTLAND, July 19.—(AP)—A. Milne, Portland contractor, was low with a bid of $131,061 when proposals were opened by the Federal Bureau of Public Roads today for surfacing sections of the rim road in Crater Lake national park.

The work will be done on the north and east sections of the rim road from the junction with the Lodge-Diamond Lake road to Cloud Cap. The section is 12.3 miles long, including a one-mile spur to Cloud Cap View Point.

Edelfson & Weygandt of Portland was second in the bidding at $142,886. A. C. Greenwood and P. J. Dussault, both of Portland, joined in a bid of $154,213. Bids ranged upward to $183,956.

BROTHER OF FAMOUS SPEED FLIER DROWNS

GULFPORT, Miss., July 19.—(AP)—Walter Wedell, brother of the late Jimmie Wedell, world famous airplane speed champion, was drowned in the Gulf of Mexico 15 miles off Gulfport at 12:20 p. m., today when his airplane went into a tail spin and crashed in the water. He was reported to have been traveling alone.

WASHINGTON, July 19.—(AP)—President Roosevelt plans to motor to Annapolis, Md., tonight for a week-end cruise on Chesapeake bay.

McNary Bonneville Bill Stirs Capital Politicians

By NATHAN ROBERTSON
Associated Press Staff Writer

WASHINGTON, July 19.—(AP)—A capital still agitated by the power struggle found food for thought today in a situation which finds the republican leader of the senate offering a bill to carry out a major phase of the Roosevelt power program.

It was taken as a striking new indication that the electricity controversy—like so many other issues in recent years—is one on which neither party always dines up solidly, pro and con.

The setting was a White House conference at which Senator McNary of Oregon, senate minority leader, agreed to introduce a bill providing for the administration of the Bonneville dam project in Oregon and the sale of power generated there.

Sale of power under the Tennessee Valley project has been one of the chief focal points for attack on the administration in the courts and from some political leaders. It had been hailed by republicans of the more conservative kind as a promising campaign issue for 1936, as an instance of government competition with private business.

In some respects the Bonneville project is similar to TVA, in others it is different. The Tennessee valley experiment is a broad scale plan for virtually rebuilding an entire section of the country. Bonneville is confined to navigation and power.

But while soil erosion, fertilizer production, colonization and other collateral features of TVA are absent from the Oregon program, its power angle closely parallels the situation in the Tennessee valley.

In both cases dams were erected by the federal government as navigation aids, with power a bi-product. A district court held the sale of power by the TVA illegal, but the decision recently was over-ruled by the circuit of appeals at New Orleans. The case is expected to go to the supreme court.

McNary has been an important factor in the development of the Bonneville dam from the outset.

Friends of the republican leader said there was no political significance in his introduction of the bill.

UTILITY DIVIDENDS SPENT IN LOBBYING IS CHARGE IN QUIZ

Associated Gas & Electric Furnished $700,000 in Effort to Defeat Holding Company Bill Is Claim

WASHINGTON, July 19.—(AP)—A senate lobby investigator charged today the Associated Gas and Electric company had paid no dividends to common stockholders for years yet it had "taken the good part of a year's dividend" to spend $700,000 in an effort to defeat the holding company dissolution bill.

Previously, the lobby committee had received testimony from William A. Hill of Boston, an attorney for the Associated company, that the ultimate consumer would have to pay the cost of the campaign against the utility measure.

It also heard U. E. Beach of Ithaca, N. Y., securities manager for Associated, testify that he instructed company managers all over the country last week to "destroy" all their records bearing on opposition to the legislation.

He said he "didn't want the records found in case of the investigation" by congressional committees.

Senator Gibson (R., Vt.) made the statement about the company after developing from Beach that it had paid no common stock dividends.

Gibson asserted the holding company must have passed the $700,000

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HAROLD GREY TO BE PWA DIRECTOR

Harold D. Grey of Medford, who has been associated with the S. E. R. A. offices here, has just been appointed as director of the division of labor and management of the central office of the Works Progress administration here, it has been announced by Tom W. Delzell of Klamath Falls, himself appointed supervisor of the Works Progress administration for the fourth district a few days ago.

Three Klamath Falls men were named with Grey, Kenneth Perry as engineer, Nelson Reed in charge of personnel, and P. E. Thompson will be engineer in charge of the division of projects and planning. The finance division will be under the care of Victor Baird of Marshfield.

The list completes Delzell's appointment for the present, he said yesterday. The work to be accomplished under the Works Progress administration will be suitable for work by professional and semi-professional unemployed, as well as various manual labor enterprises.

BOY WITH BROKEN NECK NUMB EXCEPT IN ARMS

GRANTS PASS, July 19.—(AP)—Floyd Clark, 21, Glendale youth whose neck was broken in diving in too shallow water near his home Wednesday evening, was conscious and rational in a hospital here this morning.

He is able to use his arms, but all the rest of his body is numb, attendants reported. His condition remains serious.

PRISONERS GAS BARRAGE FOILS PLAN FOR ESCAPE

DAYTON, Tenn., July 19.—(AP)—Hoping to escape in the confusion, prisoners in the Rhea county jail set fire to an insecticide with which they were spraying cells.

The burning chemical gave off a gas which sent them marching submissively to the jailer with throats burning and tears streaming from their eyes.

BASEBALL

American

	R.	H.	E.
St. Louis	7	11	1
New York	6	10	1

Andrews, Knott, Thomas and Hemsley; Gomez, Brown, Deshong, Murphy and Dickey.

	R.	H.	E.
Detroit	9	12	2
Boston	7	11	1

Bridges, Hogsett, Rowe and Cochrane; Ostermueller, Wilson, Hockette and R. Ferrell.

	R.	H.	E.
Chicago	7	13	0
Washington	2	5	0

Kennedy and Sewell; Hayes, Pettit and Bolton.

National

	R.	H.	E.
Boston	5	13	2
Pittsburgh	6	13	1

Betts, Cantwell and Hogan; Lucas, Hoyt and Grace.

	R.	H.	E.
Philadelphia	0	5	2
Cincinnati	3	7	0

Syl. Johnson and Todd; Nelson and Lombardi.

Rule on AAA

The United States Circuit Court of Appeals in Boston ruled processing and floor taxes collected under the agricultural adjustment act unconstitutional. Judge George H. Bingham (middle) dissented in the opinion of Judge George F. Morris (top) and Scott Wilson (bottom).—Associated Press Photo.

PROCESSING TAX RECOVERY SUITS BAN IS FAVORED

WASHINGTON, July 19.—(AP)—The senate today adopted an amendment to the AAA tax bill prohibiting suits to recover processing taxes, except where the processor shows he has not passed on the tax to the consumer or producer.

The vote came after the question had been debated most of two days.

Protests that denying the right to sue for tax recovery was "un-American" and "dishonest" were made by supporters of the compromise measure finally adopted.

Administration forces originally had asked that none of the processors who have paid more than $900,000,000 of AAA taxes be permitted to file recovery suits.

The vote favoring the compromise was 61 to 23, while the tax recovery controversy engaged the senate, Frank J. Wideman, assistant attorney general in charge of the tax division, disclosed that suits growing out of the AAA levies had climbed to a total of 359. The total had been reported as 153 a few days ago, before the circuit court of appeals at Boston ruled the taxes unconstitutional.

Small Grass Fire

The fire department was called shortly before 3:00 o'clock this afternoon to extinguish a small grass fire at 690 South Riverside.

Income Shares

Maryland Fund: Bid 16.28; asked 17.61.

Quarterly income shares: Bid 1.34; asked 1.48.

120 NAMES LISTED ON PETITIONS FOR BANKS CLEMENCY

Majority Shown From Medford—Trial 'Reeked With Prejudicial Conduct' Is Claim Made in Petition

Majority of the 120 names on the petition for an investigation into a pardon plea for L. A. Banks, former local agitator serving life in state prison for the murder of a peace officer, are listed from Medford, with 18 giving Salem and Portland addresses.

The petitions were filed in the governor's office.

The preamble to the petition circulated in this city is as follows:

"We the undersigned, free thinking, citizens of the state of Oregon, respectfully petition your Excellency for an exhaustive investigation of the unjust conviction on second degree murder charges of a prominent citizen of Oregon, under conditions and in a trial reeking with prejudicial conduct, denying fair and impartial trial wherein justice must be without purchase.

"When all the mechanisms for the production of justice fail, by virtue of glaring technical defects, to function in the manner prescribed by the Constitution of the State of Oregon, and the fundamental laws enacted thereunder, then, and in that event, we resort to petition for the power of Executive Clemency, which a complete reconsideration of the case of Llewellyn A. Banks will clearly show to be justified.

"For reasons arising out of the case, that screams out with mob hysteria, animosity, fear, greed and hatred, we further request your granting such hearing in the Executive Chambers as the relation of all the facts of the case require, within fifteen days following presenting this petition to your Excellency."

The official list is:

Richard J. Neuberger, Portland.
C. A. Melvin, Portland.
David C. Epps, Portland.
Bertha Van Dolah, Portland.
Mrs. Mary Shand, Portland.
Albert Slaughter, Portland.
Byrn G. Carney, Portland.
Geo. M. Clevenger, Portland.
Peter Zimmerman, Yamhill.
J. E. Bennett, Portland.
Frederick H. Schmalz, Portland.
Walter G. Redmond, Portland.
Kelley Loe, Portland.

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KLAMATH AND ROGUES TO PLAY HERE SUNDAY

When the Broadway Clowns cancelled their game with the Medford Rogues, they at the same time cancelled their Monday and Tuesday games with Klamath Falls, so the two teams got together late this afternoon and arranged for a game between themselves at the fairgrounds here for Sunday at 2 P.M.

The Klamath nine is now on top of the heap in the Southern Oregon league scramble, with their winning of the pennant assured.

Hum Gregg Visits.

Humbodlt "Hum" Gregg, formerly associated with radio station KMED here, was in Medford today renewing old acquaintances. He, with his wife, is now visiting in Ashland. "Hum" stated this afternoon that he has been in radio work for the last several years in San Francisco and New York, and is now located in the bay city.

SANTA MONICA, Cal., July 18.—Every morning some state court declares, "So and so tax declared illegal."

If this keeps on everybody will get back everything they paid in. In other words, the way the courts are going now, they may declare the whole depression and everything connected with it illegal, and that it all has to be done over again.

Say, that judge sure give European fortune hunters fits. It's generally men that do it, but this time it was a girl who led our rich young hopeful astray, which proved that the young American male can be as sappy as the female.

Yours,
Will Rogers.

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