

The Weather

Forecast: Fair tonight and Wednesday; warmer tonight. Temperature: Highest yesterday 92. Lowest this morning 52.

MEDFORD



TRIBUNE

Good Reason

There is very good reason for using the Classified columns of this newspaper and not a single good reason not to. The cost is small and you will be surprised at results.

Thirty-Second Year

MEDFORD, OREGON, TUESDAY, AUGUST 17, 1937.

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SENATE CONFIRMS BLACK NOMINATION

Behind Washington Headlines

By H. R. Baukhage

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CONSTITUTIONALITY ISSUE IS WORRY IN BLACK FIGHT. ATTACK ON SENATOR HELD LEFT - RIGHT SKIRMISH. VIEWED AS CONTINUATION OF "DEATH SENTENCE" DISPUTE. NEW ENGLAND FLOOD CONTROL AN ISSUE IN SAME STRUGGLE.

WASHINGTON, Aug. 17.—While administration senators tossed off the charges of unconstitutionality in the nomination of Senator Black for the supreme bench, legal experts in the department of justice didn't take the matter so lightly. Although no formal opinion has been written by the attorney-general as yet, much study has been given to the question, which admittedly has two sides, and data have been prepared for such an opinion. It is quite conceivable, disinterested lawyers say, that the issue may yet be fought out right up to the supreme court itself. If, for instance, there were a five-to-four decision, with associate Justice Black among the five, the defendant might refuse to abide by the ruling on the ground that the new member of the court wasn't a member at all. The reasoning would be that the vacancy which Senator Black was appointed to fill was created by the retirement act, and the constitution, of course, forbids a member of congress from accepting a position in the creation of which he has participated.

The shadow-boxing in the senate over the confirmation of the nomination of Senator Black to the supreme court will have some show, but it is just that—a shadow show—compared with the battle behind the scenes. The latter isn't a new conflict, merely the resumption of warfare with some of the old generals and a lot of new recruits. It is the right vs. left again. Part of the opposition to Black, like part of that to the court fight, is supposed to be "more of the same" which appeared in the "death sentence" fight over the utility holding companies bill two years ago. Anyhow, the administration spokesmen are going to shoot back in that direction in their defense.

Senator Black's appointment opened the old wounds and now became a skirmish in the continuing struggle between the left and the right. Just as the court fight collapsed, a drive was being planned which would have taken in every professional man and woman who could be reached by mail. One sector had already been put under concentration.

NOTED CHINESE WOMAN WOULD SERVE COUNTRY

SAN FRANCISCO, Aug. 17.—(AP)—A noted Chinese woman surgeon, Dr. Margaret Chung, disclosed here today she was seeking permission to serve with the Chinese medical corps in the present Sino-Japanese situation. Dr. Chung, a University of Southern California graduate and an American citizen, born in Santa Barbara, said she was experiencing difficulty because of her citizenship in obtaining permission to go to the war front.

SIDE GLANCES

by TRIBUNE REPORTERS

Little Henry Lowell Stevens going with his mother to fire headquarters to meet his dad and not being able to recognize his father, so wet and black was Claude from the CoCo conflagration.

Herbert Herde being greatly surprised at the New Craterer by seeing his own picture in a news reel showing forest service men being trained in dropping fire supplies from planes.

Bill Bolger floating around, being like a Palm Beach seafarer, being all decked out from head to foot like a refreshing ice cream cone.

Delphine Hink walking past the CoCo, oblivious of the fire that headed the wash upon her former business abode.

Types failing to qualify for the Jack-knife debating to their picnic by Al Pihle for fishing skill, the prize going instead to a fleet-footed youngster in a boys' race.

ACTION CONCLUDES TORRID DEBATE ON KLAN CONNECTION

Senator Copeland Leads Battle Against Alabaman On Basis of 'Mental Bias' — Plan for Delay Fails

WASHINGTON, Aug. 17.—(AP)—The senate confirmed the supreme court nomination of Senator Hugo L. Black of Alabama late today. The vote approving the nomination was 63 to 16.

The confirmation will put on the court one of the leading congressional advocates of Roosevelt administration policies. Black will replace Justice Willis Van Devanter who retired in June. Confirmation of the Alabama Democrat came after a day of stormy debate in which Senator Copeland (D., N. Y.) raised the Ku Klux Klan issue by asserting that Black was backed by the plan for the senate in 1926 and therefore had a "mental bias" which should prevent his being appointed to the court.

The affirmative vote on the nomination came immediately after the senate had refused 66 to 15, to send it back to committee for hearings, principally on charges that Black was a Ku Klux Klan "sympathizer."

WASHINGTON, Aug. 17.—(AP)—Senator Copeland (D., N. Y.) raised the Klan issue in the senate today against the nomination of Senator Black (D., Ala.) to the supreme court and was denounced by Senator McGill (D., Kan.) for basing his opposition upon "prejudice."

Defending Black's qualifications for the supreme court, McGill said "it is believed" Senator Copeland to "come on the floor of the senate and complain simply because Senator Black is a liberal and because his name was sent in by President Roosevelt."

Copeland opened his attack on Black with the charge that he was a "Klan sympathizer" at the outset of today's session. He was followed by Senator Burke (D., Neb.), who argued that Black was not eligible and also that he did not have an "impartial" mind.

Copeland had read to the senate, before crowded galleries, a prepared speech citing newspaper stories that Black was backed for the senate in 1936 by the Klan.

McGill said Copeland's speech did not appeal to him "because it was based on prejudice and intended to prejudice the American people" against a man who was to sit on the court.

Senator Schwellenbach (D., Wash.) interjected to suggest that Copeland's speech was not intended to appeal to the senate, but "to an electorate in the office."

NORTH POLE WEATHER BETTER, SAY RUSSIANS

SOVIET NORTH POLE CAMP (by radio to Moscow), Aug. 17.—(AP)—Fogs lifted today in an improvement of the weather. There were only a few clouds and visibility increased to more than two miles. The temperature was 21.2 Fahrenheit.

Chinese Arrange Credit For Munitions Purchase

VIENNA, Aug. 17.—(AP)—Dr. H. K. Kung, Chinese foreign minister, has concluded arrangements with the Skoda armament concern for an approximate \$50,000,000 commercial credit to China for the purchase of "industrial goods" in Czechoslovakia. The disclosure was made today by Kung's secretary in confirming a report from Praha, Czechoslovakia, that Skoda is a Czechoslovakian firm.

Actress Fights Annulment



George Brent, screen actor, went to court for trial of his suit to annul his recent Mexican marriage to Jeanette Wood, Australian film beauty, whose real name is Jocelyn Howarth. Brent and Miss Wood, who contested the annulment action, are shown as they appeared in court.

WASHINGTON, Aug. 17.—(AP)—Three senators joined today in a statement urging that President Roosevelt invoke the neutrality act against Japan and China, banning arms and munitions shipments and loans to both countries.

SEARING HEAT WAVE DANGERS CORN CROP; SMALL RELIEF SEEN

CHICAGO, Aug. 17.—(AP)—A searing blanket of heat covered most of the nation today. Temperatures surged into the nineties again with little prospect of falling before nightfall. Official weather observers predicted local showers by tonight for many states but said they would not afford much relief.

The withering heat further aggravated fears for the corn crop in the Midwest. Reports of damage to the grain in Nebraska, South Dakota, Iowa and Minnesota, and elsewhere caused an outburst of buying on the board of trade here yesterday.

Ninety degree heat persisted in Chicago yesterday long after sundown. The temperature hit 93 degrees, highest for the date in weather bureau records. New York was cool by comparison, recording a maximum of 88.

The blistering heat sent the temperature to the 100 degree mark and beyond in many midwestern cities yesterday. Yuma, Ariz., was the nation's hottest spot with a reading of 108. Sioux City, Iowa, stifled in 106 degree heat; Phoenix, Ariz., and North Platte, Neb., had 104 and Omaha recorded 102.

The temperature reached 100 at Peoria, Ill., Charles City, Des Moines, and Dubuque, Iowa, Kansas City, and La Crosse, Wis.

SEN. BLACK TAKES SON FOR MEDICAL CHECK-UP

WASHINGTON, Aug. 17.—(AP)—The office of Senator Black of Alabama said today he had taken his 13-year old son, Sterling, to Johns Hopkins hospital in Baltimore yesterday for a physical examination. The senator himself was said to be in excellent health, and did not consult physicians.

The first cheese factory in the United States was opened at Rome, N. Y., in 1851.

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The diplomat's secretary said his duties were in line with negotiations conducted in various European countries during the last few months. Until now, he said, the United States had been China's best market.

ROARING CANNON SPRAY DEATH IN SHANGHAI REGION

Shell Splinters Land in Foreign Home Areas—Fires Ring City—Business Is at Complete Standstill

WASHINGTON, Aug. 17.—(AP)—Secretary Hull said today this government had ordered 1,200 marines to sail from San Diego to Shanghai to protect American nationals from violence.

Hull also announced the department was asking congress to appropriate \$300,000 for all necessary relief and evacuation expenses arising from the Chinese-Japanese emergency.

The marines will sail within 10 days, Hull said. He added that it would require five weeks to land them in Shanghai.

FORBIDDING WEATHER DELAYING SEARCH FOR LOST SOVIET AIRMEN

FAIRBANKS, Alaska, Aug. 17.—(AP)—Forbidding skies along the rim of the arctic ocean today threatened indefinite delay to an aerial search by American and Canadian aviators for the lost Soviet airplane.

From Nome, Alaska, on the west to Akavik, N. W. T., on the east, clouds hung low and fog and rain added to danger rescue fliers would take in trying to find Pilot Sigmund Levantefsky and his five comrades.

Business collapses. More than 2000 American and British women and children fled from Shanghai. They played hide and seek with death down the Whanpo river to reach waiting boats.

PARALYZED YOUTH PLACED IN 'LUNG'

PORTLAND, Aug. 17.—(AP)—A "very sick" 15-year-old boy lay in an iron lung here today, his life in the balance.

The patient was Roderick Swearingen, who was rushed to the Doernbecher hospital yesterday from Eugene after infantile paralysis, seizing the respiratory muscles, stilled normal breathing.

In a desperate attempt to save the boy's life, physicians summoned an ambulance, two firemen and a nurse and sped to the hospital here, which has the only iron lung respirator in the state—a device inducing artificial breathing.

JAP BARRED FROM WAR SLASHES OWN ABDOMEN

YOKOHAMA, Japan, Aug. 17.—(AP)—Grieved because illness prevented his serving with the army in China, Capt. Morio Hirotsu, 39, donated his full military uniform and committed hara-kiri today. He plunged a sword into his abdomen, then cut his throat.

NEW TRAVEL MARK IS SET AT CRATER

CRATER LAKE, Aug. 17.—(AP)—Bringing the 1937 attendance to the 145,000 mark, a record-breaking total of 19,114 persons visited Crater lake national park during the past week.

TENNESSEE MOB HANGS NEGRO ON HIGHWAY BRIDGE

Masked Group Takes Suspected Slayer From Officers—Victim Overtaken in Break From Captors

COVINGTON, Tenn., Aug. 17.—(AP)—The bullet-punctured body of a 33-year old negro slaying suspect was found hanging beneath a highway bridge 12 miles east of here early today.

The negro, Albert Gooden, was taken from Sheriff W. J. Vaughan by a band of six masked men late yesterday while the sheriff was bringing his prisoner by automobile from Memphis to Covington.

Gooden was accused of slaying Marshal Chester Doyle of Mason, Tenn., July 17 and was being brought here for a hearing today after having been held in Memphis for safe keeping.

DAMAGE OF \$500 IS DONE BY FIRE TO C-C BUILDING

Fire did damage estimated at \$500 to the Jackson County Chamber of Commerce last night. The loss was fully covered by insurance.

The blaze started between the exterior and interior walls of the building. There were many electric wires along the wall where the fire started and it was thought at first that the blaze was caused by a short circuit.

Building Inspector Frank H. Rogers, however, stated that all the wires near the start of the blaze were dead and had been for years. Fire Chief Roy Elliott stated that if defective wiring did not cause the blaze it might have been started by a cigarette dropped or tossed between the walls. There was an opening in the interior wall below which the fire started.

UNION ROW SHUTS SEVEN SAWMILLS

PORTLAND, Aug. 17.—(AP)—The A. F. L.-C. I. O. war was on here today.

At least seven of Portland's 10 large sawmills were closed and three others were expected to shut down as a result of picketing by the Building Trades council which followed acceptance by the Portland local of the Lumber and Sawmill Workers' union Saturday of a C. I. O. charter.

The Portland Central Labor council voted 175 to 69 last night to unseat the sawmill local, with 4,000 members, and locals of the Textile Workers' and Lacy Garment Workers' unions, with an additional 1,100 members.

The textile and garment locals do not have C. I. O. charters, but their parent internationals have deserted the A. F. L. to join John L. Lewis' industrial union movement.

Father Divine Disgusted By Plague of Lawsuits

NEW YORK, Aug. 17.—(AP)—There was little jubilation in Harlem's "No. 1 Haven" today.

BASEBALL

NEW YORK, Aug. 17.—(AP)—Lefty Gomez, pitching with the knowledge that his mother died this morning in Rodeo, Cal., shut out the Washington Senators with three hits as the league leading Yankees won the first game of today's doubleheader, 8-0. Bill Dickey and Tony Lazzeri hit home runs for the Yanks in the second inning.

Washington 0 3 0 0
New York 8 0 0 0
Appleton, Chase and R. Ferrell, Millie; Gomez and Dickey, Jorgens.

Second game:
Washington 6 11 3
Detroit 11 14 0
Chicago 7 11 3
Lawson, Coffman and York; Whitehead, Rigney, Brown and Sewell.

Boston 6 14 1
Philadelphia 1 5 4
Wilson and Berg; Ross, Pink, Turville and Brucker.
Cleveland at St. Louis postponed; rain.

National
New York 4 12 0
Boston 1 5 0
Melton and Danning; Bush, Hutchinson and Lopez.

Chicago 2 10 1
Pittsburgh 4 12 0
French and Hartnett; Brandt, Brown and Todd.

Philadelphia 11 15 1
Brooklyn 1 7 1
Passauer and Atwood; Hamlin, Cantwell, Lindsay, Butcher and Spencer, Chervinko.

PEACH GROWERS FORM CO-OP FOR PRICE STABILITY

Jackson county peach growers decided to organize a cooperative growers' association at a meeting held last night in the courthouse auditorium.

The meeting, attended by 45 growers from Ashland, Medford and Gold Hill, represented approximately fifty percent of the valley peach tonnage. Purpose of the organization, as stated by the growers, is to stabilize the local market by shipping surplus to outside markets, set and maintain a fair price to both grower and consumer on the local market, and oppose unfair trade practices.

A surplus of labor for the picking and packing of the pear crop of the Rogue River valley is reported by Frank Isaacs, packing house foreman for the Pine Side Packing company, who stated, "There are more workers than jobs."

PLENTY OF HELP FOR PEAR CROP HARVEST

All of the packing plants will be started this week, and will be in full swing next week, when picking of the Bartlett crop becomes general. A few of the more advanced orchards are picking this week.

Council To View Routine Business

Only routine business is on the agenda to be considered by the city council at its regular semi-monthly meeting tonight.

Cecile Dionne Is Kept In Nursery

CALLANDER, Ont., Aug. 17.—(Canadian Press)—Cecile Dionne, alone of the quintuplets still ill from what Dr. Alan Roy Datoe calls "an infection from outside," stayed in her nursery today while her four sisters' frolicked in the sun.

Father Divine Disgusted By Plague of Lawsuits

NEW YORK, Aug. 17.—(AP)—There was little jubilation in Harlem's "No. 1 Haven" today.

TRICKLE OF BLOOD FROM OLD TRUNK REVEALS MURDER

Still Warm Body of Young Man Left at New York Express Office—Autopsy Shows Shot in Head

NEW YORK, Aug. 17.—(AP)—The unclotted body of a man found wedged into a small trunk, a bullet in his head, was identified late today as that of Oliver George Sinecal, who had a police record here and in Seattle, Los Angeles and Boston.

NEW YORK, Aug. 17.—(AP)—The still warm nude body of a young man with wavy brown hair was found wedged into a small trunk in a main Railway Express agency office behind Pennsylvania terminal today.

A hurried autopsy indicated that death had been caused by a .32 caliber bullet fired into the back of the victim's head. A tattoo mark had been carefully cut off the arm, but another remained.

The body was discovered when a clerk noticed blood dripping from the trunk which he had just received from a tall young man with red hair who brought the trunk in a taxi and ordered it shipped collect to Joe Marahal, Memphis, Tenn.

The dead man appeared to be about 25 years old. Police rushed his body to Bellevue morgue for a scientifically thorough examination. They also took his fingerprints for identification.

Wedged with the body in the trunk, which was less than three and one-half feet in its longest dimension, were a blue shirt, three pillows and a dark pair of pants.

The red-headed man, who seemed to be about 30 years old, helped his taxi driver drag the trunk, which was old and battered, to the loading platform at the agency office on Tenth avenue at 33rd street. Nearby is the railroad terminal, the general postoffice, the Hotel New Yorker, and other places where throngs gather and the streets were crowded.

Left hurriedly The man was calm and careful in settling out the name to Michael Bertadotti and he explained that that was his name, and that he would call for and pay for the trunk in Memphis.

But just before the clerk finished making out his tags, the red haired man suddenly beckoned to the taxi driver, and they drove away.

Wedged in the trunk on a hand truck was horrified a few moments later to see blood dripping from it. The trunk was forced open and the body discovered.

Dr. Vance described the dead man as of medium build, about five feet seven or eight inches in height.

PINBALL DEADLINE SET IN KLAMATH

KLAMATH FALLS, Aug. 17.—(AP) District Attorney Hurdin C. Blackmer, returning from a California vacation, today ordered Klamath Falls pinball operators to remove their machines from public use by September 6.

Blackmer thus failed to fulfill an informal "hope" or the Klamath Falls city council, expressed at its meeting last night, that the machines would be allowed to continue in operation at least until September 30, so that the city could keep all of its third-quarter license money, about \$1500.

The prosecutor said he thought he was dealing very liberally with the pinball operators in setting the deadline at September 6. He pointed out that most other counties have already ousted the machines.

Blackmer's order will affect all pinball games in the county, both inside and outside cities.

LONG BEACH VISITED BY TWO EARTHQUAKES

LONG BEACH, Cal., Aug. 17.—(AP)—Two earth shocks, nearly three hours apart, were felt by residents here last night but did no damage, police reported.

The first, at 9:02 o'clock, (P.S.T.) jolted the city hall and caused some anxiety to police and fire department employes as well as city jail prisoners on the top floor of the building.

The second, at 11:50 p. m., was described as being longer and heavier than the first. Dishes rattled on shelves and lighting fixtures swung.