FEHL FILES REPLY AND COUNTER SUIT AGAINST KELLYS

Earl H. Fehl, former county judge, yesterday filed an answer and counter suit against E. E. Kelly and Edward C. Kelly, as the law firm of Kelly & Kelly.

The action is the outgrowth of a civil suit filed by Fehl in justice court two weeks ago, for $157 and interest, on an asserted printing bill. The Kellys then filed suit against Fehl for $2000 for legal services in Fehl litigations, and the amount involved caused its transfer to the circuit court.

Fehl seeks $7500 in the counter complaint as follows: $5000 for services assertedly rendered, through his weekly, in the 1932 judicial campaign, when E. E. Kelly, the complaint states, as president of the Southern Oregon Bar association promised a "substantial remuneration," no part of which has been paid, nor even courteous treatment." Fehl alleges E. E. Kelly "not alone dictated the editorial policy, but helped make-up the paper, and otherwise assisted.

For alleged services rendered through the weekly, in behalf of the election in 1932, of Edward C. Kelly, as a member of the legislature on the Democratic ticket, $1000 is sought, also the return of $1300 secured in the Niedermeyer foreclosure suit.

Fehl sets forth, that while he (Fehl) was serving a four-year term in state prison for conviction of ballot-theft conspiracy, the elder Kelly wrote him two "unethical and malicious" letters. In one, Kelly declared "If you followed my advice, you would not be where you are," and in the other doubted that Fehl should be paroled, and further stated, "you are in an unfortunate position, but I doubt if you will ever realize it."

Fehl since return to this county, upon the expiration of parole restriction, filed a "notice-demand" upon County Judge Earl B. Day, calling for the relinquishment of the office to Fehl, and last week filed a $40,000 damage suit against L. Niedermeyer and Niedermeyer, Inc., alleging attempts to defraud.

PINBALL HEARING SET FOR MONDAY

The case of the state against Earl A. Sims, local pinball agent, charged with setting up and operating a lottery (pinball machine) has been set for next Monday, in circuit court, by Judge H. D. Norton, following arguments on a demurrer heard yesterday.

The state, through the district attorney, asked permission, the defense concurring, to change their original complaint so it would declare, "no element of skill is involved." The state maintains pinball machines are a lottery, the defense that they are a game of skill.

Sims, when the pinball ban went into effect August 25, volunteered to be arrested, to test the legality of the sheriff's and district attorney's order. Sims entered a plea of not guilty in justice court, and grand jury action was waived to expedite a legal decision.

Philco Week Opens Today With Display At Lee's Radio Shop

The radio showroom of Lee's Radio and Electric shop, East Main street, next to the Roxy theater, is the scene of unusual activity this week, the occasion being the celebration of Philco week.

During this event, a special offer is being made to buyers of new 1938 Philco radios, which makes it easier than ever, according to Lee Hammarley, owner.

Prominent among the complete line of Philcos on display are the new 1938 Double-X models, featuring Philco automatic tuning and Philco's new automatic tuning and Philcol's new intion, it is said, gives complete tuning ease, whether standing or sitting. The person tuning sees the call letters of favorite stations at a single glance, due to the incline of the control panel, and Philco automatic tuning gets the desired station by the simple flick of a finger.

Mr. Hammarley states that many people have visited his store during the past several weeks. "They have seen the 1938 Philco advertising," said Mr. Hammarley, "which features 'No Squat—No Stoop—No Squint,' the slogan adopted by Philco this year to dramatize the new inclined control panel; and they are buying too, in greater volume than at any time during our entire experience in the radio business."

TEACHERS WILL HEAR LECTURE ON SEA LIFE

E. M. Hussong will give a lecture on "sea life" at the Intermediate Teachers' council's first meeting of the new school year in the Jackson county courthouse auditorium at 1:30 p.m. Saturday. "Sea life" is the first unit of the new state course of study.

Clara Goldin will preside at Saturday's meeting. All teachers of grades 4 to 8 are invited to attend.

Closing time for Too Late to Classify Ads is 1:30 p. m.

Livestock

PORTLAND, Sept. 16.—(AP-USDA)—HOGS—500, including 227 direct; market active, steady to strong; packing sows strong to 25 cents higher; good and choice 165 to 215 lb., $10.85; car lots absent, $1.00 and above; 225 to 280-lb. butchers, $10.25@10.35; light lights, $10.25; 260-lb., $10.50; packing sows, $8.50, few $8.75; choice 123-lb. feeder pigs, $10.00.

CATTLE—150 including 12 direct, calves 35 including 10 direct; steers and better grade she-stock scarce, steady, low grades slow, instances 25 cents lower; scattering cuttery to common grass steers, $4.75@7.50; medium and good steers quotable $8.00@10.00.; grass heifers, $5.00@6.25; low cutter and cutter cows, $3.25@4.00, shelly kinds, $2.50; common and medium, including fat dairy type, $4.25N@5.25; good beef cows, $6.00 and above. Bulls, $5.75@6.25; cutters, $4.50; medium and good vealers, $8.00@9.75; choice scarce, quotable $10.50; common 340-lb. calves, $5.50.

SHEEP—1500, including 812 through and direct; market slow; few good lambs steady, lower grades under pressure, some bids 25 cents or more lower; good trucking in lambs $9.00@9.25; sales and bids common and medium $6.75@8.25; yearlings scarce, $5.00@6.50; few common and medium ewes unsold, $.50@5.30; good fat ewes, $4.00.

Chicago

CHICAGO, Sept. 16.—(AP-USDA)—Hogs, 11,000; 15-25 lower than Wednesday's average; top 12.60; bulk good and choice 190-230 lbs., 12.35-55; 150-180 lbs., 11.50-12.35; 240-300 lbs., 11.90-12.40; most good packing 10.40-85; best light weights $10.90-11.00.

CATTLE, 7,000; calves 1,500; fairly active; only common and medium light grassy and warmed up steers draggy at $11.00 down to $8.00 and below; grain fed offerings firm at $16.00 upward; top $19.00 paid for light steers; best yearlings 18.50; neifer yearlings $17.00; all she-stock firm and active; cows strong to 15 higher; cutter cows $5.75 down to $4.50; bulls up to $7.50; vealers $13.00 down.

SHEEP, 14,000; spring lambs again very active; bulk natives and westerns fully 25 higher; some 40 up; bulk choice westerns $11.75.

South San Francisco.

SOUTH SAN FRANCISCO, Sept. 16. (AP-USDA)—HOGS 775; around 10 lower; 180-220 lb. 11.50; packing sows 8.60.

CATTLE 185; steers quoted 9.00-75; 840 lb. heifers 7.00¾ cows 6.00-25; low-grade eligible 4.50-5.00; bulls quoted 6.50 down. Calves 25; quoted 8.50; vealers up to 9.50.

SHEEP 900; steady; wooled lambs, common grades 8.00; ewes 4.00 down.

Portland Produce

PORTLAND, Ore., Sept. 16.—(AP)—BUTTER—Prints, A grade, 36½c lb. in parchment wrappers, 37½c lb. in cartons; B grade 35½c in parchment wrappers, 36½c lb. in cartons.

BUTTERFAT — (Portland delivery, buying price): A grade, 36@37c lb., country stations; A grade, 35c lb., B grade 2c lb. less; C grade, 6c less.

EGGS—Buying price by wholesalers—Extras, 27c; standards, 24c; firsts, 22c; medium, 22c; medium firsts, 19c; small extras, 13c; undergrades, 14c dozen.

Cheese, country meats and live poultry, unchanged.

CANTALOUPES—Yakima standards, 90c@1.00; The Dalles, $1.00; Dillards, $1.00@1.35 crate.

Potatoes, onions, wool, hay, unchanged.

Portland Wheat

PORTLAND, Ore., Sept. 16.—(AP)—Grain:

Wheat:	Open	High	Low	Close
May	.95	.95	.95¼	.94¼
Sept.	.90	.90	.89	.89
Dec.	.92¼	.92¼	.91¼	.91½

Cash wheat: Big Bend bluestem, hw., 13 pct., .93; 12 per cent, .90; dark hard winter, 13 pct., 1.04; 12 per cent, 1.00; 11 pct., .92; soft white and western white, .90; hard winter and western red, .91.

Oats—No. 2 white, 23.00.

Barley—No. 2, 45 lb., bw., 27.50.

Corn—Argentine, nominal; millrun standard, 20.50.

Today's car receipts: Wheat, 21; barley, 15; flour, 19; oats, 1.

Chicago Wheat

CHICAGO, Sept. 16. —(AP)— Late bulges in corn prices hoisted September corn 5 cents a bushel maximum today.

At the close, September corn was at the topmost level reached, $1.10½, and the corn market as a whole was varying from 1 cent decline to 5 cents advance, September $1.10@1.10½, December .62¾@-⅞, May .63¾-⅞.

Wheat:	Open	High	Low	Close
Sept.	1.01	1.02½	1.00⅝	1.02
Dec.	1.02	1.03⅝	1.02⅛	1.03¼
May	1.05⅝	1.05¾	1.04⅛	1.05⅝

Wall St. Report

NEW YORK, Sept. 16.—(AP)—A belated rally in the rails helped to stiffen a wavering stock market today and many issues pushed up fractions to three or more points.

Carriers responded to reports a compromise wage agreement was in the offing, with management and brotherhood representatives meeting with the federal mediator in Chicago. Hopes were also revived of a boost in freight rates being granted by the interstate commerce commission.

Another drop of the French franc to a new low since 1926 attracted fresh attention in the financial district. Both domestic and foreign news provided little inspiration either way.

The transfers approximated 900,000 shares.

Today's closing prices for 32 selected stocks follow:

Al. Chem. & Dye	205
Am. Can	99
Am. & Fgn. Power	6⅛
A. T. & T.	165
Anaconda	40¼
Atch. T. & S. F.	64¾
Bendix Aviation	17⅝
Beth. Steel	82¾
Caterpillar Tractor	84¾
Chrysler	99⅛
Coml. Solv.	12
Curtiss-Wright	4¾
DuPont	152½
Gen. Electric	49
Gen. Foods	34⅞
Gen. Motors	52⅛
Int. Harvest.	101
I. T. & T.	9⅛
Johns-Man.	107½
Mont. Ward	52¼
North Amer.	23¼
Penney (J. C.)	88
Phillips Pet.	33½
Radio	10⅛
Sou. Pac.	35
Std. Brands	11
Std. Oil Cal.	40⅜
Std. Oil N. J.	60¾
Trans. Amer.	14
Union Carb.	95¼
United Aircraft	24
U. S. Steel	97

San Francisco Butter

SAN FRANCISCO, Sept. 16.—(AP-USDA)—Butter, score, 92-36; 91-34½.

SACRAMENTO, Sept. 16.—(AP)—Churning cream butterfat: First grade 40; second grade 38.

RESIDENTS ASKED TO FLY FLAG TOMORROW

Officers of Medford post of the American Legion today requested all citizens to display the American flag tomorrow in observance of Constitution Day. The colors should be displayed at homes and business places, they said.

"Tomorrow will mark the 150th anniversary of the singing of the United States constitution and it is particularly fitting that the day should be universally observed by patriotic Americans everywhere," a bulletin from post headquarters stated.

DREADED CHOLERA MAKING GAINS IN CHINA WAR ZONE

(Continued from Page One.)

15 miles northwest of the international settlement.

Despite a steady downpour of rain, the Chinese troops were said to have broken a mechanized Japanese attack. Countercharging, they drove out the Japanese, who had entered the town with armored cars and tanks. Lotien has changed hands countless times in the five weeks of battle in the delta.

Mud Slows Japs

The Chinese spokesman said that the heavy rain had slackened activities along the entire 30-mile front from Shanghai's north station northwest to the Yangtze river. The Japanese, he said, were having great difficulty moving their motorized units through the mud-mired roads.

Major operations in the Shanghai sector can be expected shortly, a Japanese army spokesman said, now that Gen. Iwane Matsui has taken over the high command in the area. He indicated that the long-heralded big push to drive the Chinese into the interior might be in the offing. The Japanese strength at Shanghai has been variously estimated at from 60,000 to 120,000 men.

The Japanese spokesman said that the Chinese now have 29 divisions of 300,000 men in the Shanghai and Soochow areas with 13 divisions massed in the immediate Shanghai area. Two of these, he said, were strongly entrenched in the Pootung area across the Whangpoo river from Shanghai proper.

At least one German field officer, acting as technical adviser to the Chinese commander, is attached to each division in the field, while other German experts are attached to the various military organizations in Nanking.

PEIPING, Sept. 16.—(AP)—Japanese reported today that the center of the Chinese battlefront in North China had been shattered and Gen. Wan Pu-Lin's Manchurian divisions were in full retreat.

Latest Japanese advices from the front 30 miles due south of here said the 100-mile long Chinese line had been split and its left wing was being driven to the west by repeated hammer blows from the pursuing Japanese.

Japanese headquarters described the advance as the greatest offensive undertaken by the Japanese army since the Russo-Japanese war.

Lunch With LeBrun.

VERSAILLES, Sept. 16.—(AP)—President Roosevelt's mother, Mrs. James Roosevelt, had luncheon today with President Albert Lebrun of France at M. Lebrun's ramboullet chateau.

Use Mail Tribune want ads.

M·D Medicated Douche Powder
for feminine hygiene
AT DRUG & DEPARTMENT STORES

IT'S PHILCO WEEK AT LEE'S Radio and Electric Shop
E. Main Next to Roxy Theatre Phone 1737

1938 PHILCO 7T* Now . . . *Automatic Tuning* in a beautiful Table Model! American and Foreign reception, 2 Tuning Ranges, Philco Foreign Tuning System, Cone-Centric Dial, 3-Point Tone Control, Electro-Dynamic Speaker and many more big-set features. Gorgeous modern cabinet of inlaid platinum walnut. Less aerial . . . $70.00

AS LITTLE AS $5 DOWN!

1938 PHILCO 7CS* $99.50 Less Aerial

A Chairside Philco with Automatic Tuning! Other big features include Cone-Centric Dial, Philco Foreign Tuning System, 3-Point Tone Control, Electro-Dynamic Speaker, 2-Speed Tuning. 2 Tuning ranges cover both American and Foreign reception. Smart walnut cabinet with handy bookshelf.

1938 Automatic Tuning PHILCO with Inclined Control Panel

Here's the ultimate in tuning ease and comfort! With Philco Automatic Tuning on the new Philco *Inclined Control Panel*, you tune easily . . . gracefully . . . speedily . . . accurately! One glance . . . a flick of your finger . . . there's your station! Ask to see Model 3XX*.

$139 Less Aerial

NO SQUAT NO STOOP NO SQUINT

*Sold only with Philco High-Efficiency Aerial to insure greatest foreign reception.

BIG TRADE-IN ALLOWANCES!

keen about cocktails?

Make your next drink GREEN RIVER

BLENDED WHISKEY • 90 Proof . . . the straight whiskies in this product are 1 year and 6 months old or more. 25% straight whiskey, 75% grain neutral spirits; 15% straight whiskey, 1 year old and 6 months old, 10% straight whiskey, 8 years old. OLDETYME DISTILLERS, Inc., N.Y.C.

VETCH SEED
FOR COVER CROP
We now have on hand a large supply of Vetch, Peas and other seed for cover crop purposes at right prices. See us now for your requirements.

Sulphate of Ammonia
LOWER PRICE AT CAR
Our first car of SULPHATE of AMMONIA will arrive here this week—see us now for your needs this season. Delivered at car at special low price.

F. E. Samson Co.
Seeds—Feeds—Fertilizer 229 N. Riverside

A COMPLETELY NEW EDITION OF THE FAMOUS HOTEL ON UNION SQUARE • RATES START AT $2.50
HOTEL Plaza SAN FRANCISCO
Harry Stockwell MANAGER

HIGH SCHOOL STUDENTS!

OF JACKSON COUNTY
EARN A NEW DRESS, SUIT of CLOTHES and SPENDING MONEY

C. E. GATES AUTO CO.

offers the high school students of Jackson County the opportunity of learning to become salesmen and earning spending money! . . . This is no puzzle or contest—just a legitimate, business-like chance for live, aggressive students to earn some cash in their spare time.

HERE'S WHAT TO DO—

Come in, look over our Used Car Bargains—then GET BUSY and EARN SOME MONEY! If you send in a name, have your prospect bring in a card or note from you so that you will be protected on your commission. Better still, BRING THE CUSTOMER IN YOURSELF!

Remember! We have reduced our prices for this unique sale and EVERY CAR OVER $200 CARRIES A GUARANTEE AS GOOD AS A GOLD BOND!

This Program Will Extend to Nov. 1, 1937

Come To Our Sales Room—See The Cars—Get Full Information!

HOW TO EARN THE MONEY—

For any and all customers brought or sent to our Used Car Sales Lot at Sixth and Bartlett Streets who purchase a car within 10 DAYS of the time your name and the customer's have been listed in our prospect file, we will PAY IN CASH to you—

FOR A SALE UP TO	
$100.00	$2.50
to $200.00	$3.50
to $400.00	$5.00
Over $400.00	$10.00

C. E. GATES AUTO CO.
"WATCH THE FORDS GO BY!"
Sixth and Pacific Highway — Medford — Telephone 141

Paul Jones
A GENTLEMAN'S WHISKEY SINCE 1865
A BLEND OF STRAIGHT WHISKIES • 90 PROOF
$1.20 Pint—$2.30 Quart
FRANKFORT DISTILLERS • INCORPORATED LOUISVILLE • BALTIMORE