

DEWEY QUESTION MISTRIAL BASIS IN HINES TRIAL

Court Recesses Till Monday After Sensational Query—Rival Counsel Clash, Pecora Rebukes.

NEW YORK, Sept. 10.—(AP)—The immediate outcome of the trial of James J. Hines, veteran Tammany district leader, on policy racket charges hung in doubt tonight as Supreme Court Justice Ferdinand Pecora weighed a defense motion for a mistrial, based on a question asked of an important defense witness by Dist. Atty. Thomas E. Dewey.

The move climaxed a controversial session, in which Lyon Boston, lawyer and former assistant district attorney under William C. Dodge, testified to investigate the policy racket with special emphasis on any possible connection Hines might have with it. Dewey sought to show that Dodge's assignment of Boston was mere "window-dressing," since Boston, a young man, manifestly lacked the experience needed to get at the roots of the policy racket.

Dewey was proceeding calmly, and Boston, who was to catch a ship for Bermuda, was glancing anxiously at the clock, when the district attorney suddenly asked: "Don't you know that William Fellows Morgan, Jr., commissioner of markets, testified before the grand jury about James J. Hines' connection with the poultry racket?"

Before Boston could reply, Dewey counsel Lloyd Paul Stryker, his face red, his eyes flashing, was on his feet. His voice betrayed the strain of his excitement and indignation as he asked for the declaration of a mistrial.

Dewey's question, he said, was "intentionally prejudicial to the defendant."

Justice Pecora, who clashed with Dewey numerous times during Boston's cross-examination, looked nettled. His brows lowered, his jaw jutted out farther than usual. "I shall reserve decision," he said. "The court will now take a recess until Monday morning at 10 o'clock." He leaned forward and beckoned to Dewey, whose face was flushed. The district attorney moved forward to the bench and Pecora began speaking to him in a vigorous undertone. Stryker's assistant, Harold Shapiro, said outside of court no memorandum would be submitted on the motion since "it is so plain that no memorandum is needed."

The motion for a mistrial followed a four-hour session marked by acrimonious clashes between Dewey and Stryker. At one point, the prosecutor protested bitterly that Stryker implied he was not telling the truth. "Don't be so sensitive, Mr. Dewey," interjected Justice Pecora.

The chief defense lawyer turned coldly on Dewey. "If I think that," he snapped, "I will say it in plain English. I won't imply it. If I have anything like that to say, I will say it right out like a man."

LABOR POSTPONES CANDIDATE OKEH

PORTLAND, Sept. 10.—(AP)—Stricken by a severe case of influenza, D. E. Nickerson, president of the state federation of labor, was confined to bed today, forcing a postponement of a conference of the federation executive board to endorse candidates for the November election and seek a successor to the late Ben T. Osborne, executive secretary.

The board, however, informally interviewed candidates for a later decision.

Senatorial Suit Ends—TACOMA, Sept. 10.—(AP)—Last remaining vestige of the Seattle Broadcasting company's now abandoned \$250,000 damage suit against United States Senator Homer T. Bone and others was wiped out today when Superior Judge Fred G. Remann granted a motion to quash attempted service of the original complaint against the Columbia Broadcasting System, listed as a defendant in the action.

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

A DAM BEGINS, A TOWN IS BORN



START OF SHASTA DAM on the Sacramento river, key unit of the \$170,000,000 Central valley project has "boomed" towns, resulted in construction of houses (above), for use of government officials, engineers, etc. The dam, which will harness flow of Sacramento, McCloud and Pit rivers, will be executed only by Boulder in height and by Grand Coulee in mass concrete. It is to be 560 feet high, three-fourths of a mile across at top, and will back up lake 35 miles long.

NAZI CHIEFTAINS BLAST DEMOCRACY IN RABID SPEECHES

(Continued from Page One.) His exposition of the Nazi position in the Czechoslovak situation was regarded as so clear, precise and unmistakable that in the Nazi opinion further parleys by the British, who have been seeking a settlement here and in Prague, seemed superfluous. Sir Neville Henderson, the British ambassador, did not see Hitler. There had been reports that he was seeking directly or indirectly to the further of the gravity with which the London government views the situation.

Goering in his speech expressed contempt for democracies, especially Britain.

"It would not be a bad idea for the English, before a bad idea for peace, to establish peace in their Jew state (Palestine) down there," he exclaimed.

Benes Offers Peace PRAGUE, Czechoslovakia, Sept. 10.—(AP)—President Eduard Benes held out the hand of friendship tonight to Nazi Germany and appealed for peace in a broadcast warning that any clashes in the Sudeten German-Czechoslovak dispute might threaten the peace of all Europe.

He pleaded with the people to "be calm" and pledged the government to work for justice for all nationalities.

"If imperialist powers were to enter into relations with the nationalities," he said, "a regrettable shadow would be thrown over the future of cooperation among them."

"I believe the German people as well as the Czechs, Slovaks and all the others truly desire to work together in quiet."

The president's address, broadcast in the Czech and German languages, came shortly after negotiations between the government and the Sudeten Germans over the latter's autonomy demands were reopened after a three-day interruption.

PARIS, Sept. 10.—(AP)—Trains loaded with additional reservists called to the colors poured out of Paris today, swelling the ranks of the French army to an estimated total of 2,000,000 men.

With the Maginot line, facing Germany, manned by 300,000 troops and interior garrisons being reinforced, the war ministry worked feverishly to close the gap near Basel, Switzerland, where the Maginot fortifications do not extend.

Across the Rhine from where German blockhouses have been constructed every 900 yards, French army engineers built tank traps in roads and strung barbed wire fences between hidden machine-gun posts.

Grant County Fair—GRANT COUNTY, Sept. 10.—(AP)—The 29th annual Grant county fair will be held September 23, 24 and 25 here—the week following the Pendleton round-up—which also is in its 29th year.

Breyman Passes—PORTLAND, Sept. 10.—(AP)—William Otto Breyman, 70, president of the Breyman Leather company, died Friday at his home after an illness of six weeks.

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PRESIDENT SPED TO SON'S BEDSIDE

Aboard President Roosevelt's Train. En Route to Rochester, Minn.—Sept. 10.—(AP)—President Roosevelt kept in close touch with the international situation today while traveling to the bedside of his son, James.

James, secretary and confidential adviser to his father, will undergo a gastric operation Monday at the Mayo clinic. Mrs. Eleanor Roosevelt, the president's wife, and Betsy, James' wife, already are at the Rochester, Minn., hospital. The president's journey westward was broken only by periodic stops for train operating purposes.

Small crowds gathered at Collinwood, a Cleveland suburb, and at other points along the route, but the chief executive made no appearance. Mr. Roosevelt left the summer White House at Hyde Park, N. Y., last midnight.

Senator Adams (D-Calif.), who opposed the president's tour proposals, is the lone candidate on the Democratic ballot in Colorado.

Other senators up for renomination are Carl Hayden (D-Ariz.), Fred H. Brown (D-N.H.), Elbert D. Thomas (D-Utah), Ernest W. Gibson (R-Vt.) and Homer T. Bone (D-Wash.).

Louisiana and Michigan also will hold primaries Tuesday, but there is no senate contest in Michigan and Senator John H. Overton already has been declared the senate nominee in Louisiana.

On the same day, Connecticut Democrats will open a state convention. Supporters of Senator Loneragan (D-Conn.) say he is assured of enough votes to win renomination. Loneragan has opposed some administration measures.

Connecticut Republicans will select their candidates at a convention Friday and Saturday.

Hood River Singer Wins \$15,500 Award HOOD RIVER, Sept. 10.—(AP)—For loss of her voice and livelihood, Evelyn Brune, former Hood River singer, won a \$15,500 verdict in the court of Circuit Judge Fred W. Wilson Friday.

She sued Ted McDonald and the Pacific Indemnity company, alleging that chest injuries suffered when McDonald's car carried her over an embankment on the Mount Hood highway three years ago ended her career.

The defendants said the verdict would be contested.

CHILD ATTACKER GETS LONG TERM BURNS, Ore., Sept. 10.—(AP)—Circuit Judge C. W. Ellis sentenced Orville L. Smith, 54-year-old farm hand, to 20 years in prison when Smith pleaded guilty to a charge of abducting and criminally attacking a seven-year-old girl.

Sheriff C. W. Frazier, who hid Smith for several days while lynch talk died down, said Smith told him he was intoxicated at the time he took the child for a horseback ride from her ranch home at Narrows, south of here. She was found in a dazed condition on the following day.

HUGE CRANBERRY CROP ESTIMATED WASHINGTON, Sept. 10.—(AP)—A crop of 529,000 barrels of cranberries this year, including 5,200 barrels from Oregon swamps to grace Christmas and Thanksgiving tables, was forecast yesterday by agriculture officials.

The crop reporting service said Oregon would be the only one of five cranberry states to show an increase over the 1937 yield.

Use Mail Tribune Want Ads

LOCAL and PERSONAL

Here Friday—Aubrey Miles of Ashland was a visitor in Medford Friday evening.

From Ashland—P. S. Provost of Ashland transacted business in this city Friday.

From Merlin—Mr. and Mrs. Will G. Davis of Merlin spent Friday and Saturday in Medford transacting business and visiting friends.

Visits Here—Mrs. F. A. Denney of Roseville is a recent arrival in Medford and is a guest at the Frank Crouch home, 24 Ross Court. Mrs. Denney is a sister-in-law of Mrs. Crouch.

From Portland—Mr. and Mrs. Harold Olson of Portland were Medford visitors overnight Friday. They were guests of Mrs. Olson's parents, Mr. and Mrs. W. P. Andrews, 35 Vancouver Street.

To Medical Meet—Dr. Charles T. Sweeney and Dr. James C. Hayes will attend the Stiklyou County Medical society meeting at McCloud, Calif., today. Dr. Sweeney will be guest speaker on the program.

Circle to Meet—Every Ready circle of the Presbyterian church will meet with Mrs. E. L. Henninger in her home at 1000 West Main street Tuesday at 1:30 p. m. for a dessert luncheon session. All are urged to attend.

Rummage Sale—Wenonah club will have a rummage sale from 8:30 to 9:30 Monday, Tuesday and Wednesday of this week in the vacant store next to Brophy's. Anyone having articles for the sale may phone 1382-H and they will be called for.

Drunks Fined—Milton B. Adams, 28, and Newton M. Morris, 63, both in Talent, were each fined \$10 in city court yesterday on charges of drunkenness. Leighton Lee Lacey, 31, was jailed on a drunkenness charge and will appear later.

In New York—Mr. and Mrs. J. E. Gribble, on an extensive trip, arrived recently in New York, postcards being received from them by friends here yesterday. They had covered about 6,000 miles, the weather most of the time being favorable, Mr. Gribble wrote.

Minor Accidents—Sam A. Davis of 310 North Bartlett street and Elaine Brophy of Route 3 drove cars involved in a slight mishap at Jackson boulevard and Mary street Friday afternoon. A city police report said yesterday. Machines operated by Edward R. Lull of Central Point and William Karrier of Junction City collided with minor damage on the Pacific highway near Beal lane Friday afternoon, according to a report on file in city police station yesterday.

Dakota Visitors—Dr. and Mrs. H. G. Napp of Minot, N. D., have been recent valley visitors at the home of I. C. Jones and A. E. Brockway on Stewart avenue. Dr. Napp was here three weeks looking after his mining interests. Other guests of the Jones and Brockways included Mr. and Mrs. Burt E. Stewart, also of Minot. Mr. Stewart is financial secretary for the Association of Commissioners in Minot. During their stay here they enjoyed a trip to Crater lake and other places of interest.

Corn Exhibit—Dr. M. A. Miller of Phoenix recently returned from Malheur county in eastern Oregon and brought back with him a sample of hybrid corn now on exhibit at the Jackson County Chamber of Commerce. The sample has six ears on one stock. This kind of corn produces three times as many as the ordinary variety and grows 75 to 100 bushels per acre, Dr. Miller said. After Wednesday, the corn will be on display at Dr. Miller's home, the first house on the east side of the road just south out of Phoenix. Anyone interested may call there to view the sample.

Flying North—Lieut. J. B. Preston of the army air corps at Fort Lewis, Wash., stopped at Medford municipal airport yesterday noon to have his Douglas observation plane refueled. He was returning to his base after a flight to California army stations, arriving here from Oakland.

Art Exhibit—An exhibit of pastel paintings by Dale Shelley of 707 Oak street may now be seen in the show window of the Medford Stationery store, 210 East Main street. Four of Mrs. Shelley's pastels are included in the current exhibit. What can be accomplished by pastel chalks is shown by the exhibit.

Week-Ending at Lodge—Bill Duck, operator of a flying service at Oakland, Calif., and John C. Gilson, owner of the Gilson Transportation company, Oakland, arrived at Medford municipal airport Friday evening to spend the week-end at the Rogue river lodge near Trail. The two men, travelling in Mr. Duck's Travelair plane, were to return to Oakland this evening.

Moose Dance—Loyal Order of Moose will hold a dance Tuesday evening in the Knights of Pythias hall, Fifth and Grape streets. It is an invitational affair for all members and past members of the order. Admission is free to Moose and their guests. Tickets may be procured from Dr. George S. Jennings at his office in the Medford Central building or D. D. Davis, 125 North Holly street.

Pendleton Bars Cowboy Unionist

PENDLETON, Ore., Sept. 10.—(AP)—The city of Pendleton, wheat capital of Oregon, prepared this week-end to do its annual crown of cowboy king of the world and become host to thousands of rodeo fans here next Thursday, Friday and Saturday. Last year 60,000 witnessed the round-up, often termed greatest of western shows.

The round-up board today made official announcement that performers who held Turtle association memberships after August 22 would not be allowed to take part in the show.

"We originated and developed our show as a community enterprise," said Dr. W. D. McNary, round-up president, "and now we see no reason why we should turn it over to the organized cowboys to run for their own benefit."

The board estimates 200 cowboys will be on hand including a large group of tophands from Canada.

Forest Fires Gain VICTORIA, Sept. 10.—(AP)—More than twice as many forest fires have occurred in British Columbia so far this year as in the entire year of 1937. It was shown today in a report released by the provincial forestry branch.

Too Late to Classify

FOR RENT—3-room furnished house. Call week days, 503 King.

GRAPES FOR SALE, 1 1/2 lbs. 57 Putnam.

FOR FURNITURE REUPHOLSTERING phone 969-R, Thibault.

COMFORTABLE ROOM in private home for gentleman. Private entrance, 1012 East Main. Phone 1436-Y.

CANNING CORN. L. A. Worden, Perrydale Ave., Jacksonville Hwy.

FOR SALE—Bradshaw plums, Petite prunes, Concord grapes, 211 Vancouver, phone 1016-R.

WANTED—Bargain. Used drag saw, good condition, terms. Earl Todd c/o Matt Neathamer, Rt. 1, Rogue River, Ore.

FOR SALE—2 heating stoves No. 20. Used very little, 302 So. Grape.

FOR RENT—Attractive 6-room modern house on Jacksonville highway. See owner, 502 W. 4th.

FOR RENT—Six-room and sleeping porch house at \$20 per month, water paid. Adults only, no dogs. 328 S. Hamilton. Phone 216.

FOR RENT—40 acres, free soil, good buildings, 2 miles south Ashland, B. J. Palmer, P. O. box 903, Tel. 199, Central Point.

FOR SALE—20 acres, house, well, county road, total price \$300. 1520 N. Riverdale.

37 NASH DE LUX SEDAN—Looks and runs like new, small mileage, repossessed and will be sold for balance due. See this one sure if you want a bargain. You save two ways by buying from PIERCE-ALLEN MOTOR CO. Dodge and Plymouth Distributors.

LATE HALES, 75c orchard lug 3/4 mile west Phoenix on Houston road. Carpenter.

KINDERGARTEN CLASS will reopen Monday, Sept. 12. Loy Dance Studio, Sparta Bldg., room 15. Tel. 1546.

SUMMER SPECIALS Pipe—Galvanized and Black—new and used—sizes from 1/2-inch to 4-inch. Pipe fittings—large and complete stock.

Plumbing Supplies and Sundries, including small sinks suitable for cabins, camp grounds and trailer houses. Septic Tanks and Hot Water Tanks at reduced prices.

Shoes and Boots Canvas Cots Blankets Camp Stoves Camp Equipment Tents and Tarpsaulins

Roofing Paper Building Paper Corrugated Sheet Iron Cedar Shingles

Crosscut Saws, Wedges, Sledges, Headquarters for Loggers and Woodcutters Supplies.

Cable Belting Split Pulleys, all sizes Barb Wire Fencing Wire Netting

Mattresses—special at \$4.75. Paint @ \$1.35 per gallon—Oil—Turpentine.

MEDFORD BARGAIN HOUSE 27 North Grape St. Phone 1062.

FOR SALE—5-room attractive, furnished, modern stucco home, furnished, fireplace, curved ceiling, large back yard, in a fine location, \$3150. Also small modern home with income, \$1450. 518 So. Oakdale.

CONCORD GRAPES, gathered fresh as ordered. Half mile south on Kings highway. L. P. Christian.

LOST—Rubber stalling hose between Talent and Medford or on Barnegat-Hillcrest to Phoenix road. General Petroleum Corporation, phone 11.

FOR SALE—Purchased Shophire ram and ram lambs. African geese. Low price. Will dispose of all this month. Salade Ranch, Central Point.

FOR RENT—Modern furnished four-room house, garage, \$22.50. 804 Bennett.

FOR SALE—Pounded clover hay, \$12 ton. W. R. Holman, Eagle Point.

WANTED—To rent with option of buying, small acreage with nearly modern house by October 1. State rent and sale price. Responsible party. Mail Tribune box 3266.

\$550 Service station, lunch room, confectionery, living rooms, main highway. Sell stock and fixtures and give long time lease on buildings. Also

\$5000 70 acres, attractive modern home with basement, furnace, laundry, 17x78 fireplace, good condition, cost \$4500 for house alone. Barn, family orchard, etc. Terms to responsible parties. Also

One of the best suburban groceries in Medford, doing excellent business, sell or trade for good ranch. Investigate these propositions. THE REAL ESTATE EXCHANGE No. 7 N. Bartlett St. Phone 1496 or 1548-R

FOR SALE—Lloyd wicker baby buggy, practically new, \$15. 403 Clark.

FOR SALE—Hay in stack, E. J. Dodson, Route 1, Central Point.

A New Low Price... See Page 4... FOR SALE... Thirteen shares of 7% Cal. Ore. Power Co. Preferred Stock. Seventeen shares of 6% Cal. Ore. Power Co. Preferred Stock. Make Offer. Box XYZ care Mail Tribune

SALE Genuine Inlaid Linoleum . . . 95c sq. yd. (Burlap back) Felt base as low as 25c sq. yd. Expert installation service at reasonable rates Select yours now while stocks are complete THE LINEOLEUM SHOP 227 West Main Phone 910

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