

The Weather

Forecast: Fair tonight and Tuesday, but fog in the morning; little change in temperature.

Highest yesterday 51
Lowest this morning 22

MEDFORD MALL MAIL TRIBUNE

Full Associated Press

Full United Press

Thirty-Third Year

MEDFORD, OREGON, MONDAY, NOVEMBER 21, 1938.

No. 108.

Your Message

When you place an adv. in the Mail Tribune Classified your message goes into thousands of homes. Each copy of the paper is read by several people. It is easy to understand why results follow.

GRANGERS TO MEET NEXT IN ILLINOIS

The Capital Parade

By Joseph Alsop and Robert Kintner
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CUMMINGS OWES ROLE IN HISTORY TO ACCIDENT
WALSH DEATH MADE HIM JUSTICE DEPARTMENT HEAD
CREDITED AS INVENTOR COURT PACKING PLAN
WHEELER LEADERSHIP LAID TO ATTORNEY GENERAL

WASHINGTON, Nov. 21.—The career of Homer Stille Cummings is the perfect text for a moral essay on the role of chance in public affairs. As Franklin Delano Roosevelt's attorney general, Cummings has been a shaper of great events.

It was he, for example, who procured the president his most dangerous enemy, Senator Burton E. Wheeler, of Montana. The man Wheeler hates worst in the world is Montana's former national committeeman, the prosperous lawyer, John J. Bruce Kremer. Cummings, on the other hand, is not only a close Kremer crony; he was actually a guest in the lawyer-lobbyist's house during much of his first year in office. And when Wheeler, one of the For-Roosevelt-Before-Chicago men, presented his patronage demands at the justice department, Cummings passed over the Wheeler nominees in favor of members of Kremer's Montana organization.

Out of Wheeler's rage with Cummings grew a mood, and that mood eventually made Wheeler the leader of the court plan opposition. Then it was Homer Cummings who invented the court plan itself, said it to the president, and prepared its somewhat devious presentation. It was he who advised the president on the nomination of Justice Hugo L. Black. It was he who managed the legal division of the government through the most difficult period in its history.

Yes, if Senator Tom Walsh had not died on his honeymoon, Homer Cummings would probably be high commissioner of the Philippines at this very instant. Instead of the careful disty of national events, which he hopes some day will earn him a niche in history's statutory gallery, he would have nothing to show, but a set of dull pro-consular memoirs.

Moreover, if Bryan's alleged silver tongue had not persuaded him into the Democratic party, he might never have been heard of at all. He

(Continued on Page Four.)

TURKEY MART ACTIVE; PRICES HOLD STEADY

PORTLAND, Nov. 21.—(AP)—Altho there was virtually no price changes, the turkey market continued active today both in buying and selling.
Toms ranged around 20c per pound and hens from 22 to 23c. In some instances the market was unable to obtain full requirements in hens. Sales to retailers were 24 and 25c for hens and 22 and 23c for toms.

SIDE GLANCES by TRIBUNE REPORTERS

State Policeman Freddie LaDue getting bundled up like a Canadian Mountie to face this morning's frosty blasts.

Readin' Promoter Mack Lillard razzin' around town with a couple of big geese he popped over in the Klamath country.

Heinie Fluhrer enjoying all the comforts of home in a drawing room which his friends graciously purchased for him to travel to the big game. Heinie reciprocating and allowing his friends also to enjoy the compartment.

Blanche Roberts having quite a time playing kindergarten teacher to her young grandson.

COMMITTEE WILL DETERMINE CITY AT LATER DATE

Texas and New York Delegates Enter Bids for 1940 Conclave — Free-stone Reelected Executive

PORTLAND, Ore., Nov. 21.—(AP)—The national grange selected Illinois today for its 1939 meeting place and announced a committee would determine the city several months in advance of the conclave.

As fixed by the constitution, the meeting will open November 15. Texas and New York delegates bid for the 1940 convention and California, Washington and Maine asked "consideration within the next few years."

Fred J. Freestone, Interlaken, N. Y., was re-elected to the executive committee. It was the only election scheduled at this year's sessions.

PORTLAND, Ore., Nov. 21.—(AP)—Adolph Hitler was likened to the "Neros of Rome" by Louis J. Taber, master of the National Grange, in a memorial service speech last night before several hundred delegates to the 72nd annual convention.

Taber said Hitler was "placing himself and his philosophy without the pale of civilization... not since the Neros of Rome has the world witnessed such Pagan disregard for the spiritual ideals of Christianity."

The delegates, back in Portland from weekend excursions, prepared for busy days this week. The conclave ends Thursday night.

Chester H. Gray, director of the Grange's national highway users council, today told delegates that \$160,000,000 levied as special taxes against autos and other vehicles in the United States had been diverted last year to other purposes.

He said if this "unjustified" diversion had not taken place the money would have financed 130,000 miles of secondary (farm to market) road or 3,000 miles of primary road.

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WASHINGTON, Nov. 21.—(AP)—The charge 70 Jews had been killed in one German concentration camp was made in the house of commons tonight by Philip Noel-Baker, British minister.

New Trade Treaty Links Three Powers



Here are the principal figures in the signing of a reciprocal trade treaty for the United States, Great Britain, and Canada, which brought far-reaching tariff reductions on many articles and bound most of the English-speaking world in renewed ties of friendship and commerce.

Seated, left to right: Sir Ronald Lindsay, British ambassador; President Roosevelt; Prime Minister Mackenzie King of Canada. Standing, left to right: Francis B. Sayre, assistant secretary of state; Sir Herbert Morrison, Canadian minister; Dr. O. O. Skelton, Canadian state department. (AP Photo.)

With only slightly more than a month remaining before Christmas, the retail trade division of the Jackson County Chamber of Commerce today completed plans for a formal opening of the Yuletide season on December 3.

On December 3 all the stores will raise the curtains on their Christmas show windows and decoration of city streets will have been completed, the chamber of commerce stated. The stores, it was emphasized, will be thoroughly stocked with an extensive array of Yuletide merchandise, with a wide variety of gifts for everyone from tots to grandparents.

Light standards throughout the city are to be draped with evergreens, wreaths and stars, the lights themselves to be colored.

Arrangements are being made for the appropriate musical programs in various parts of the city by the senior and junior high school bands and for the singing of Christmas carols by combined school glee clubs.

OAKLAND, Cal., Nov. 21.—(AP)—The death of an Oakland longshoreman aboard the German motorship Weser was set down as an accident by police who blamed it today on the use of old hoisting gear.

The victim, Nick Peaba, father of three children, was killed when a cable broke and a 12-ton boom crashed on the ship's deck.

Forty-five minutes later, another cable snapped and a second giant wooden boom fell to the deck, narrowly missing three longshoremen.

Police Lieut. L. M. Carroll, after questioning ship's officers and longshoremen, said he was convinced both cable breaks were accidental.

WASHINGTON, Nov. 21.—(AP)—Chairman Dies (D-TEX.) of the house committee investigating un-American activities asserted today testimony received secretly from government employees Saturday had disclosed a "deliberate, long-time use of government publications to spread class hatred throughout the United States."

He said "communist phraseology" was used on some occasions in the publications.

NAZIS AFFRONTED BY CHAMBERLAIN PLAN FOR JEWS

Aim to Make Germany's Former East African Colony a Refuge Brings Loud Opposition From Berlin

BERLIN, Nov. 21.—(AP)—British Prime Minister Chamberlain's disclosure that Tanganyika, Germany's former East African colony, might be used for settling Jews fell like a bombshell here today.

The Nazi press for days has been warning "any such attempt would meet with the sharpest protest."

Many Germans interpret plans to settle German Jews in their former colonies as a move to prevent the return of such war-lost possessions to Germany.

One authoritative commentator declared "the Tanganyika step is an obvious attempt to prejudice the colonial question."

An affront Before Chamberlain's announcement, informed Nazi quarters had said they expected Reichsfuehrer Hitler to tell Oswald Prow, defense minister of the Union of South Africa, Germany would consider such a plan an "affront."

Prow is scheduled to see the fuhrers Thursday at Berchtesgaden. Joachim von Ribbentrop, foreign minister, was understood already to have told Prow the same thing.

Mingled hope, dismay and fear of further measures against them marked the reaction of Jewish leaders here to Chamberlain's plans.

"Won't Hitler be so enraged about Tanganyika he won't let any Jew out of Germany?" asked one anxiously.

Another Jewish leader said Nazis already had informed Jews Hitler would not permit a single Jew holding a visa for former German East Africa (Tanganyika) or any other former German colony to leave the Reich.

By the Associated Press Prime Minister Chamberlain today outlined to the house of commons broad plans to resettle German Jews in British Guiana and in Tanganyika, formerly German East Africa.

The project envisaged the leasing of at least 10,000 square miles in British Guiana of homes for Jews (Continued on Page Three.)

PORTLAND, Nov. 21.—(AP)—A cold, penetrating fog bore down on sections of western Oregon today but east of the Cascade mountains, although the temperature was lower, the drier atmosphere made winter more bearable.

Bond, reporting a minimum temperature of 12 degrees above zero, was the state's most frigid spot. Other minimums included: Baker 14, Brookings 40, Burns 16, Hood River 24, Lakeview 24, Medford 24, North Bend 34, Pendleton 28, Portland 33, Roseburg 28, Siskiyou summit 24.

CHRISTMAS OPENING SLATED DEC. 3 FOR STORES OF MEDFORD

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DEVIL'S ISLAND CARGO GAINS SHORT REPRIEVE WHILE TEMPEST RAGES

ST. MARTIN-DE-RE, France, Nov. 21.—(AP)—A violent tempest today gave a short reprieve to 738 prisoners due to sail aboard the prison ship La Martiniere for fearsome Devil's Island and the other French Guiana penal colonies.

High seas and a strong wind dashed the small motor launches used for loading the convict cargo against the prison ship's sides so authorities postponed the sailing.

Under the fixed bayonets of Senegalese troops, who quelled rioting among the convicts last night and during the previous week, the prisoners filed back to their cells in the De Re prison to await new orders for departure, probably tomorrow.

They are the first shipment to the Guiana prisons—which include notorious Devil's Island—since the decision of the former premier, Socialist Leon Blum, to abandon the South American island prisons.

For 14 days these men will sit on wooden benches in iron cages and sleep in canvas hammocks, with few breaths of fresh air.

The prison ship's unwilling passengers have been arriving at this island concentration camp, in the Bay of Biscay, for the past two weeks, transported to mainland ports in trucks fitted with iron bars like those of circus wagons.

APPLE RESIDUE LIMIT BOOSTED

WASHINGTON, Nov. 21.—(AP)—The agriculture department disclosed today Secretary Wallace had signed an order increasing the fluorine residue permitted on apples in interstate commerce from 0.1 to 0.2 grain per pound of fruit.

The tolerance was liberalized on the basis of a report by a special committee of scientists Wallace named to study the effect of fluorine spray residue on fruits.

The department recently liberalized the tolerance for lead residue, raising it from 0.18 grain a pound of fruit to 0.25 grain. This change was based on a special report by the public health service such an increase would not be dangerous.

COLD FOG HOLDS WESTERN OREGON

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ANTI-PICKET LAW SLATED FOR TEST

PORTLAND, Nov. 21.—(AP)—Oregon's anti-picketing measure, approved at the general elections, went into court for the first time today when Friedman's Quality Market complained the Central Labor Council and the locals of the Retail Clerks and Meat Cutters' union had unlawfully picketed the establishment since November 10.

The owners alleged the pickets violated the general law enacted on November 8. Three joint proprietors, asserting they operated the store themselves and employed no clerks, said the store had been picketed since they refused to close on Sundays.

They said no labor dispute was involved, that no union agreement existed and that the unions acted illegally in ordering the store closed on Sundays.

The management asked the court to restrain the unions from picketing or boycotting.

WASHINGTON, Nov. 21.—(AP)—State Rep. Charles Leach, Portland Democrat, was appointed member of the state game commission by Governor Martin today, succeeding Lew Wallace, who was appointed state senator from Multnomah county today by the Multnomah county commission.

LEACH SUCCESSOR TO LEW WALLACE

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Railway Watchman Dies After Sprint To Warn Of Slide

MT. POCONO, Pa., Nov. 21.—(AP)—Richard de Santo, 45-year-old Lackawanna railroad watchman, saw 200 tons of rock crash down on tracks at a tunnel entrance yesterday.

He sprinted several hundred yards to a telephone, warned a dispatcher, then died of a heart attack.

Foreman Thomas Grady found his body with one hand gripped tightly on the receiver.

SIX OREGONIANS TRAFFIC VICTIMS DURING WEEKEND

PORTLAND, Nov. 21.—(AP)—Oregon's weekend highway death list numbered five and a sixth Oregonian lost her life in a crash across the state line in northern California.

In addition, several other car occupants were in hospitals, at least two so seriously injured their recovery was problematical.

Fred Bergh, 32, Portland, died in a crash here Sunday. Two other occupants of the car, Mrs. Walter Doh, 32, and Mrs. Ruth Alken, 30, both Portland, were in critical condition.

The trio were passengers in a car driven by Clarence Cornell, Springdale, Oregon. Their auto and a machine driven by Arnold Anderson, Oregon City, collided, Patrolman M. M. Lawrence said.

A 60-year-old man tentatively identified as Joseph P. Finney was fatally injured last night when he stepped into the street at an intersection. His death brought the Portland traffic fatalities to 46 for the year.

A collision of a car full of football fans returning to Salem from the Oregon-Washington game, and a truck driven by W. T. Dunn, Cathlamet, Wash., Saturday night killed Marshall W. Kitchin, 16, Salem high school athlete, and Glen Naab, 30, Salem business man, and injured five others.

Portland police Sunday filed a charge of involuntary manslaughter against Benedict P. Murty, 18, Portland, whose car struck and fatally injured Mike Blacich, 58, Portland, November 15. Blacich died Saturday. Murty was arrested.

Mrs. Maxwell Barry, Medford, wife of an oil company's district manager, was killed Friday night in a crash near Redding, Calif.

HESS COMMITTEE EXPENDED \$13,608

SALEM, Nov. 21.—(AP)—The committee which sponsored the gubernatorial campaign of Henry L. Hess spent \$13,608.

Pond Will Remain As Coach at Yale

NEW HAVEN, Conn., Nov. 21.—(AP)—Malcolm Farmer, chairman of Yale's athletic association, said today Head Coach Raymond W. (Ducky) Pond and his staff would be retained to coach Yale's 1939 football team.

WASHINGTON, Nov. 21.—(AP)—Leopold Godowsky, 68, one of the great pianists of his generation, died today at Lenox Hill hospital, where he had undergone an operation last Wednesday.

Leopold Godowsky's Music Is Stilled by Hand of Death

NEW YORK, Nov. 21.—(AP)—Leopold Godowsky, 68, one of the great pianists of his generation, died today at Lenox Hill hospital, where he had undergone an operation last Wednesday.

Godowsky was a child prodigy whose reputation increased with his years. He was born in Vilna, Russia, and was touring as a pianist at the age of nine. He continued to study at the Berlin Hochschule and under Camille Saint-Saens, the great French pianist and composer.

COUNTY BUDGET HEARING TUESDAY

A public hearing on the Jackson county budget for 1938 will be held tomorrow in the courthouse auditorium, beginning at 10 a. m. A. C. Hubbard, Medford, chairman of the committee, will preside with the county court and Dr. George Dean and Henry Enders of Ashland, the other members of the committee, in attendance.

The public is invited to attend and there will be a discussion of items and reading of the budget.

WIFE OF DOCTOR TEARFUL WITNESS IN KIDNAP TRIAL

Mrs. Berry Asked Regarding Incidents at House Party at Mud Bay; Denies Husband Planned Divorce

OLYMPIA, Wash., Nov. 21.—(AP)—Mrs. Elizabeth Kevin Berry, 27, sobbed on the witness stand today and cross-examination during the trial of her 50-year-old husband, Dr. Kent W. Berry and three others on charges of kidnaping and torturing Irving Baker, retired coast guard officer, last August 19.

Doctor Berry had testified his mind was a blank during the charged torturing but that the incident followed Mrs. Berry's statement to him July 11 that Baker had violated her during a Fourth of July house party at Mud Bay.

Defense Near End Berry's attorney, C. D. Cunningham, said he planned to end Berry's defense late today with testimony of the doctor's mother-in-law, Mrs. Edward Kerin.

Mrs. Berry broke down after denying remembering that she and the prosecuting authorities were to have talked with Baker August 20, but that the meeting was called off because Baker was kidnaped and beaten the previous night.

She said she remembered little of what was said at a conference with her parents and Prosecutor Smith Troy July 11. Troy told interviewers the appearance of two "surprise witnesses" may make it unnecessary for Troy to testify for the state.

House Party Detailed J. W. Graham, special assistant prosecutor from Shelton, resumed cross-examination after the week-end recess by asking details about happenings at the house party before and after the charged rape, which Mrs. Berry said occurred when she asked Baker to motor her to Olympia so she could cook her husband's breakfast.

She said that in defending herself she "slapped him as hard as I could."

She declined to say why she didn't scratch him nor whether she had makeup with her on the weekend party.

"Were you coming in just to get the doctor's breakfast?" Graham asked.

"Do you mean to tell me you made a special 20-mile trip just to get breakfast?"

"It was only about six miles."

She said she ignored Baker after they returned to the Mud Bay camp separately, and did not know he got breakfast for the crowd.

Made Earlier Trip She recalled, under Graham's questioning, that earlier in the morning, between 1:30 and 2 o'clock, she, Baker and another woman motored home from the party and found a note from Doctor Berry saying he was leaving her.

"Hadn't he told you before that he was going to leave?" "No."

"Hadn't he told you that very

ASSESSOR LISTS TOWN VALUATIONS

The assessed valuation of incorporated towns of Jackson county, including the corporation valuations, compiled by the assessor's office, is as follows:

Table with 2 columns: Town Name, Assessed Valuation. Includes Medford (40,003,738.02), Ashland (2,517,789.58), Butte Falls (54,067.01), Central Point (332,201.81), Eagle Point (38,262.62), Gold Hill (139,282.88), Jacksonville (244,449.16), Phoenix (146,811.27), Rogue River (155,932.68), Talent (172,834.29).

There is no appreciable increase in valuations over last year, outside of the city of Medford. The Medford increase was due to a re-appraisal of town values, and increase in corporation values.

BING CROSBY INJURED IN ICE SKATING PARTY

HOLLYWOOD, Nov. 21.—(AP)—Because the ice skate on his right foot didn't know where his left was going, Bing Crosby today nursed three stitches in his leg.

He cut himself in a fall on his first skating party since school days in Spokane.