

LOCAL and PERSONAL

From Talent—E. E. McGrew of Talent called in Medford today on business.

Medford Caller—C. W. Buckner of Phoenix transacted business in this city today.

Business Caller—K. T. Scott of Eagle Point called in Medford this morning to attend to business matters.

To Klamath Falls—Paul Hanlin, United States deputy marshal went to Klamath Falls on official business this morning. He expected to return tonight.

On Holiday Visit—Robert Hanlin, high school student and son of Mr. and Mrs. Paul Hanlin of 503 Pearl street, is spending the Thanksgiving holiday weekend with Mr. and Mrs. L. J. Brink in Klamath Falls.

Holiday Guest—Dr. H. O. Lovell left Medford municipal airport for Sacramento, Cal., this morning after spending Thanksgiving with relatives here. He arrived from Sacramento yesterday in his Fairchild cabin plane.

From Ashland—Among Ashland residents transacting business in Medford this morning were Marion Carter, A. R. Harden, D. H. Paske, O. E. Abbott, N. W. Gresham, W. M. Kenyon and C. L. Cox.

To Portland—Mrs. Harry R. Prentice left this morning by motorcar for Portland where she will transact business. She plans to return to her home at 517 Newtown street Sunday evening.

Plane Refueled—Barkeley Brandt, student at the University of Washington, stopped at Medford municipal airport yesterday to have his Taylorcraft refueled. He arrived from Portland and left for Oakland, Cal., en route to his home near Berkeley, Cal.

Recuperating—Sid W. Richardson is recuperating satisfactorily in St. Vincent's hospital at Portland where he underwent an emergency operation recently. He went to the hospital slightly more than two weeks ago. Mrs. Richardson, director of the Southern Oregon Humane society, is staying in Portland during his convalescence.

Minor Accidents—E. B. Merritt of Central Point and Eleanor S. Harwood of 824 South Newton street were drivers of cars that collided with slight damage in the 10th and King street intersection at 10:30 a. m. yesterday. A report filed in the city police station today showed. Glen V. Robinson of 7 Rose avenue and William H. Schulz of 402 Park street operated cars that collided at 4:30 P. m. yesterday on South Central avenue, according to a city police report. Damage was said to be slight.

Famed Airman Here—Lieut. Charles Bailey of the British air ministry with headquarters in Singapore was a passenger on the southbound United Mailer stopping at Medford municipal airport this afternoon. He was en route from Seattle to Los Angeles. Director of the construction of new aerial routes in the Far East, Lieut. Bailey is making an observation tour of the United States and South America. He has been flying since 1911. He flew with the British royal air force in the World War and in Russia after the war.

BANK NIGHTS HELD IN VIOLATION OF BAN ON LOTTERIES

PORTLAND, Nov. 25.—(AP)—Bank nights operated by about a dozen Portland theatres were ruled lotteries today by Circuit Judge Robert Tucker.

He denied the suit of Carl R. McFadden, theatre operator, to restrain District Attorney James Bain and Sheriff Martin Pratt from interfering. Judge Tucker said the issue would eventually require a decision from the supreme court.

Theatre management said the gift nights were vital to their patronage and were not lotteries because no consideration was necessary to enter the drawings.

A great many people going to the theatre without the idea of paying for an admission, later change their minds and enter the theatre, thereby increasing the box receipts, the judge said. The mere fact that some coupons are given to non-paying patrons does not alter the fact that these people who come to the theatre and wait on the outside have contributed a consideration in the inconvenience and trouble in coming to the theatre and waiting until the award is made and they in a large measure aid in the general advertising scheme which is the purpose of the bank night.

Thanksgiving Day Proclamation Read At C. S. Services

President Roosevelt's Thanksgiving proclamation was read at the services held yesterday morning in the First Church of Christ, Scientist, on North Oakdale avenue. After the reading of scriptural selections, the congregation united in silent prayer. After the singing of a hymn, the lesson-sermon "Thanksgiving" was read. Text of the sermon was taken from Ps. 80:14: "Offer unto God Thanksgiving, and pay thy vows unto the most High." Included among the scriptural verses was this: "Bring ye all the tithes into the storehouse that there may be meat in mine house, and prove me now herewith, said the Lord Y. hosea, if I will not open you the windows of heaven, and pour you out

Here On Business—J. W. Mynatt and J. C. Mynatt of Eagle Point were Medford business callers today.

From Prospect—Fred Middlebush and J. B. Rickey of Prospect transacted business in this city this morning.

Club To Meet—Rogue Valley Radio club will convene this evening at 8 at the Medford airport. All members are asked to be present at the session.

To Seattle—W. H. Fluhrer, head of the Fluhrer bakeries, left for Portland yesterday in a Fairchild cabin plane. He was to continue today to Seattle, Wash. The business man and sports pilot expected to return to Medford Saturday.

To Academy—Gilbert Leland, son of Mrs. Frances L. Leland of 524 South Ivy street, left last Tuesday for Pineville, N. J., where he will enroll in the Admiral Farragut academy in preparation for entrance into the United States Naval academy at Annapolis. He was nominated for Annapolis appointment by U. S. Senator A. Evan Reames.

Visits Parents—Felding Weatherford of Salem is visiting in this city for the week-end with his parents, the Rev. and Mrs. Fred M. Weatherford, at their home, 908 North Central avenue. Mr. Weatherford is a law student at Willamette university. He graduated from Medford high school in 1936 after which he took a two year pre-law course in Pasadena college in Pasadena, Cal.

Here For Night—Phil Showalter, United Air Lines dispatcher at Oakland, Cal., who was once employed by United here as station attendant, spent last night in Medford. He arrived by United Mailer from Oakland yesterday afternoon and left by Skyliner this morning for Seattle. He was on a dispatcher's trip, United dispatchers are required to make periodic flights over the routes on which they dispatch planes.

Civil Service Test—United States civil service commission today announced an open competitive examination for rodman and chainman to fill existing and future vacancies in the Portland engineer district with headquarters in Portland. Competitors will not be required to report anywhere for examination but will be rated on their experience and fitness. Applications for the position may be filed in Portland not later than December 6. Full information regarding the position and the required qualifications may be obtained at Medford postoffice from Earl H. York, secretary of the local board of civil service examiners.

Air Travel Gains—Flying a total of 11,765,961 revenue passenger miles, United Air Lines registered an increase of 11 1/2 percent for October as compared to the same month of 1937 when 10,536,789 revenue passenger miles were flown, a report today revealed. As compared to September, 1938, there was a decrease of 7 1/2 per cent. Air express shipments in October totaled 214,282 pounds as compared to 215,830 pounds a year ago and 208,458 pounds in September of this year. Airmail loads amounted to 546,146 pounds as contrasted with 537,269 pounds in October of last year and 504,244 pounds in September, 1938.

a blessing, that there shall not be room enough to receive it." Among the citations from Science and Health was: "Are we really grateful for the good already received? Then we shall avail ourselves of the blessings we have and thus be fitted to receive more. Gratitude is much more than a verbal expression of thanks. Action expresses more gratitude than speech."

Sumatra Missionary Will Speak Tonight Full Gospel Church

Coming to the Full Gospel church for tonight only, Rev. Hubert Mitchell, missionary from Sumatra, Dutch East Indies, will deliver a lecture on "Life in Sumatra" showing moving pictures of native life and missionary activities of the island. Rev. Leonard Weston, pastor of the local church, says that Mr. Mitchell has been well received at college assemblies, high schools, junior high, service clubs and churches of many denominations.

An interesting and enjoyable feature of Mr. Mitchell's program will be a group of familiar and "native" songs played on the piano accordion, and it is reported that Mr. Mitchell is an accordionist of unusual ability. Every one is given a hearty invitation to attend this service tonight at the Full Gospel church on Newtown street just off West Main. Service will commence at 7:30. A free will offering will be received.

King Crabs are not crabs, but are relatives of the spider.

Vatican City, Rome, has more soldiers than civil inhabitants.

DANCE with Glenn Hamilton And His Band ORIENTAL GARDENS Saturday Night Regular Old Time Orchestra in Small Hall One Admission in Both Halls Men 40c, Ladies 20c

JUDGE INSTRUCTS JURY TO IGNORE UNWRITTEN LAW

'No Person Has Right to Take Law in Own Hands,' Is Word in Final Phase of Torture Kidnap Trial

OLYMPIA, Wash., Nov. 25.—(AP)—Superior Judge John M. Wilson, charging the "torture kidnaping case" jurors today, warned them the unwritten law is no defense against commission of a crime. Attorneys' summations were planned for the afternoon but counsel said probably would extend into tomorrow.

His instruction dealing with Dr. Kent W. Berry, 50, physician, who testified he abducted and beat Irving Baker, retired coast guard officer, last August 19 because he believed Baker raped Mrs. Berry, 27, stated in part: "You are instructed that no person has the right to take the law into his own hands and mete out punishment, either for real or fancied injury."

Not Justification "And that if you should find that the defendant Berry had been told or had suspected that an assault had been made upon his wife, regardless of the truth or falsity of such report or suspicion, and if you find acts alleged were committed upon Baker, you are instructed that the fact of such report—the fact he suspected such an assault had been made—would not justify him in the commission of the acts alleged in the information."

Judge Wilson also instructed the jury specifically regarding the doctor's accused aides—James Reddick, Olympia taxicab driver; William McAlton, former Montesano, Wash., night marshal; and Robert H. Smith, Brady, Wash., dairy farmer. Judge Wilson said the intent to commit an offense must be proved. In convicting the defendants of kidnaping and assault, he said expectation of a reward is part of the offense but that the reward need not be of material or financial value. Trial testimony indicated the assault on Baker ceased when he agreed to leave town.

Frenzy No Alibi Of Doctor Berry's defense that while he planned the abduction and beating, he remembered nothing of the details of actual affair, Judge Wilson admonished the jury: "In the absence of mental or physical disease resulting in disorders of the brain, one who commits a crime in a frenzy—inducted by anger, jealousy or passion—although such person may be unable or claim to be unable, to control such passion, is fully responsible for the acts so committed."

He said the defendants could be found guilty of first degree assault, if the jury determined Baker had been assaulted with a weapon which might cause death or gross bodily harm of second degree assault if it decided he was assaulted with a grievous bodily harm, which he defined as more serious than ordinary battery.

ALBERT WOOLFOLK OF GRANTS PASS PASSES

Albert Woolfolk, son of Mr. and Mrs. Edward Woolfolk of Grants Pass, died last night in a Klamath Falls hospital after a brief illness. He had been working in Chiloquin. He had relatives and friends in Medford. Arrangements were being made today for the funeral which will be held in Grants Pass. Notice of the services and a complete obituary will be published Sunday.

"A" is the first letter of all alphabets except Ethiopian. The giraffe is the nearest voiceless of all the animals. All fireflies are beetles.

Discover the sunny side of the world... Hawaii, Fiji, New Zealand, Australia... where pictureque beauty, gaily and adventure abound. Visit the continent of strange contrasts, where the seasons are reversed. Frequent sailings from Vancouver or Victoria on the modernized Aorangi or the Niagara, via Honolulu. Economical all-expense tours... and low-cost round trip fares... First, Cabin and Third Class. For literature see YOUR TRAVEL AGENT or W. H. Deacon, General Agent, 626 S. W. Broadway, (American Bank Building.) BR. 9637, Portland. Canadian Pacific WORLD'S GREATEST TRAVEL SYSTEM

Thrilling Serial Opens At Roxy



Don Terry, Gwen Gaze and Hobart Bosworth are the interested parties being shadowed by "The Hook," as map in hand, they start out to find buried treasure in "The Secrets of Treasure Island," thrilling new chapter play opening tomorrow at the Roxy theater. The Roxy will show a new episode each Saturday in connection with the regular feature program.

Rialto Drama



The disgrace that one girl must face when she falls to return to her fashionable boarding school at the allotted hour forms the basis for the dramatic situations of "Girls' School," coming to the Rialto theater for Sunday and Monday, a movie quiz picture heading the twin bill that will have "The Storm" as the added feature. With Anne Shirley, Nan Grey, Ralph Bellamy, Noah Berry, Jr., and 50 beautiful young stars of tomorrow in featured roles, "Girls' School" shows what happens when a student breaks one of the most inflexible rules—staying out after hours.

In Sunday Hit



The merry romantic adventures of a madcap heiress who runs out on her fortune and into a roving reporter, who's out to get her story, but comes back with her heart, are gaily depicted in "There Goes My Heart," in which Fredric March and Virginia Bruce romp into the Craterian theater for a three-day stay on Sunday.

A great cast, headed by the new Streamlined Patsy Kelly, Alan Mowbray, Nancy Carroll, Eugene Pallette and Etienne Girardot, supports the stars in this comedy romance of a

girl who threw away a million dollars, deserted her yacht for a bargain basement and found that you can have a barrel of fun eating hamburgers, riding subways—and falling in love—with a guy to whom you'd always been just a headline—and a headline.

WOOD 'ALKY' SELLER FILES DAMAGE ACTION AGAINST HIS LAWYER

SALEM, Nov. 25.—(AP)—Action for \$150,000 damages was filed in circuit court here today by S. Miller against Guy O. Smith, Salem attorney, for alleged failure to prosecute a damage action in Multnomah county. Back of the damage action in Multnomah county some fatalities that occurred from the drinking of methyl or wood alcohol.

Miller alleges he employed Smith in August, 1935, and paid him \$100 retaining fee. He stated that Smith, as his attorney, filed an action for \$150,000 against G. Heath and others on allegations of carelessness in filling an order for denatured alcohol No. 1. Instead of receiving this kind of alcohol he alleges that he received methyl or wood alcohol in a container labeled denatured alcohol No. 1, that he resold the contents as such, and that some persons drank it with fatal results, for which he was held responsible.

After Smith had filed the action, Miller alleges Smith informed him that everything necessary had been done. But he charges that Smith did not file summons in the action and authorize the sheriff to serve the defendants. He further alleges he is now inhibited from proceeding with the suit against Heath and others by the statute of limitations.

Too Late to Classify

FOR RENT—Apartment, 334 Apple BOARD AND ROOM—Apartment for two with board, 23 N. Orange. WANTED—Housekeeper. Two in family, 336 Plum street. FOR RENT to responsible party, small modern house, \$16, water paid. Dressler's, Phone 1569-Y. 4-ROOM modern house, nice yard, family orchard, \$1700, terms, 23 Chestnut.

FOR SALE—One mower and rake \$25. One 10-inch plow, nearly new \$10. Set double chain harness \$10. Loran O'Neil, Route 1, Box 506, First place Dark Hollow.

FOR RENT—Heated sleeping room, some cooking, no drinkers, 228 So. Ivy. FOR RENT 5-room modern house, MARK A. GOLDY, INC. 109 E. Main Phone 728

FOR SALE—Several three, four and five-room houses, modern. Acreage tracts, close in, two good farms. H. G. Wilson, 7 Chestnut.

FOR SALE—Bargain! 80 acres, about 25 in cultivation, part seeded, 4-room house, big barn and out-buildings, spring water, lots of good timber, plenty of hay and wood in shed, \$1000, half down, balance terms. Inquire W. R. Lamb, Butte Falls road.

FOR SALE—1 brown wool skill suit, Size 16, Call 109-J-2. FOR SALE—Boy's bicycle \$10, 1081 West 10th. SPECIAL T-BONE Steak Dinner, with biscuits, Saturday, at Corner Inn, 204 So. Central.

FOR RENT—2 room apt, partly furnished, 1132 Court, Phone 1291. FOR RENT—Nicely furnished 5-room house, available soon, Phone 700-J-2. WANTED TO BUY, lease, or rent, from owner, 3 to 5 acres, irrigated, one to three miles outside Medford city limits, suitable for light farming and poultry raising, with small house, chicken house, good well. Must be priced right. Write full particulars and best terms to Box 2724, Tribune.

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GUARANTEED USED CARS 1935 BUICK 60 Sedan, radio and heater, low mileage, \$1045. 1936 BUICK Special Coupe, \$595. 1935 BUICK Special Sedan, with trunk \$485. 1936 CHEV. Master Deluxe Coupe, Lots of extras \$495. 1935 CHEV. Std. 2-dr. Sedan \$365. 1934 CHEV. Master Deluxe Sedan \$365. 1937 PONTIAC DeLuxe Sedan, \$745. 1935 FORD DeLuxe Sedan, with trunk \$375. 1938 OMC 1/2-ton Stake \$235. SKINNER'S GARAGE Buick GMC Trucks

FOR SALE A 9-acre ranch—5-room house, garage, woodshed, chicken house, good well, plenty of irrigation water, at \$4.50 per acre, fruit and berries for family, rock garden, fish and bird pond, a lovely place, on Pacific highway 99, four miles north of Gold Hill. See owner on terms. A. S. Hilton, across from Bonnie's Grill at Gold Hill.

FOR THE CAREFUL BUYER MOPARIZED CARS Low Rate Finance Charge Down Payment 37 Moparized Plymouth Cpe. \$190. 37 Moparized Dodge Cpe. \$190. 37 Moparized Chev. Cpe. \$175. 37 Moparized Zephyr Cpe. \$155. 35 Moparized Dodge 8dn. \$185. 34 Moparized Arrow 8dn. \$155. Also Our Famous "THIEVES" AT YOUR TERMS "Our Customers Stay Satisfied" See Bill Striling, Used Car Mgr. BRIGGS-HUMPHREY MOTOR CO. DeSoto—Plymouth 132 S. Riverside or 8th at Bartlett Lot

ANNOUNCEMENT—Hotel Medford Barber Shop is now under new management of Jimmy Murphy. Courteous treatment, first-class workmanship. We invite your patronage. WANTED 8000 XMAS TREES—Pay cash on delivery, inquire Cass Wrecking Yard, South Riverside, Medford. FOR SALE—Stock teams, M. L. Hartley, Phone 9-F-5.

FOR SALE—One Pureblood 2-year-old Hind, bull \$75, 2 fine first calf heifers, \$30 and \$50. Loran O'Neil, Route 1, Box 506, first place Dark Hollow. AUCTION SALE AT SALE PAVILION, North Medford, Saturday, Nov. 26. In addition to full house furnishings we will sell 3 head 1400-lb well-broke horses, 20 head stock pigs, Southern Oregon Livestock Auction Co., Col. A. H. Dudley, 851-F-3.

Caught Cold? To relieve distress—rub throat, chest, back with VICKS VAPORUS USED BY 3 MILLIONS OUT OF 5

HURRY! MUST END TONIGHT! Joe Penner in "GO CHASE YOURSELF" AMAZING ADVENTURE... IN A WORLD OF THRILLS! Mighty struggles in the shadow of an ominous volcano! Thundering action... in the year's most gripping chapter play! TOMORROW (SATURDAY ONLY) Showing a new 16 chapter serial—One episode each week! Don't miss a single one! THE SECRET OF TREASURE ISLAND PLUS THE LAST EXCITING EPISODE OF THE TRACY BROTHERS LIMITED and on the same big bill—this added Western Feature! West of Cheyenne IAN MERRITT SONS OF THE PIONEERS SUNDAY—MONDAY ROBERT TAYLOR • MARGARET SULLAVAN • FRANCHOT TONE ROBERT YOUNG • GUY KIBBEE Erich Maria Remarque's "THREE COMRADES" SAT 1:00-3:00 ROXY Sun 2:15-4:15 Sun 7:15-9:15 SAT EVE 6:45-9:00

Positively Ends Tomorrow Night! "SUEZ" with TYRONE POWER Loretta Young • Annabella Previous Sat Nite "CRIME OVER LONDON" with MARGOT GRAHAME Sunday! She was an authority on how to "make" friends and in flunetial people! THERE GOES MY HEART with Fredric MARCH-Virginia BRUCE Patsy Kelly - Alan Mowbray She had every thrill in life... but love... and when that hit her... Oh! Oh! Oh!... there's a new thrill in motion pictures! Shows Sat 1:45-3:30-6:45-9:00 • Mats-30c Evns-40c Kiddies-10c CRATERIAN

RIALTO 1:00-3:15-6:45-9:30 • 25c-35c-10c Ends Sat Nite! ... Jane's in trouble again! ALWAYS IN TROUBLE with JANE WITHERS ARTHUR TREACHER • IAN ROBERT For A Movie Quiz Hit... THE MYSTERIOUS RIDER with Douglas DUMBRILLE

SUNDAY - MONDAY SCANDAL... behind the walls of a fashionable school for girls! "GIRLS' SCHOOL" with ANNE SHIRLEY RALPH BELLAMY NAN GREY The whole school hazed when Lind stayed out all night!

PLUS... a shock-shivering drama of the men who go down to the sea! "THE STORM" with CHAR RICKFORD Patsy Kelly FOSTER Guy D'Arcy TOM BROWN ANN GREY AND FRANK TENNS