

NEW COURT HOUSE FIGHT OF KLAMATH IN SUPREME COURT

Appellant Contends New Site Is Outside Townsite and That Moving Would Be a Change of County Seat.

(Special to The Journal.)
Salem, July 24.—The fight to prevent the county court of Klamath county building the new courthouse at Klamath Falls reached the supreme court today on an appeal from the decision of Judge John S. Coke, who refused to grant the injunction. As it was represented to be urgent, work having been started on the new building while the old courthouse is to be sold, the supreme court agreed to hear the case tomorrow. Several attorneys representing each side are here.

H. F. Murdock is plaintiff and appellant in the case. His contention is that the new site of the courthouse is outside the original townsite of Klamath Falls, and that therefore to put the courthouse there would be equivalent to moving the county seat.

KILLING OF GAMBLER VERY LIKELY TO LEAD TO OTHER MURDERS

(Continued From Page One.)

of the murderers of Rosenthal was advanced today by District Attorney Whitman.

Whitman thinks it possible that the "murder automobile" was purposely left where the license number would be discernible as a "blind"; that the accomplices of the murderer entered it, while the real players walked away unnoticed.

That the dictagraph has played an important part in the collection of evidence against the men alleged to be concerned in the conspiracy to put Rosenthal out of the way was fully established today. Deputy Police Commissioner Dougherty asserts that a "murder purse" was collected and paid over to the murderers on the night of the crime. The men who received the money and the amount each received, and known to both Whitman and Dougherty. This evidence was gotten through the dictagraph, Dougherty resorting to a ruse to rig Webber's house with the instrument.

When Webber was brought down from his house to have a talk with Dougherty he was treated courteously, the commissioner explaining "that we merely want you as a witness." Dougherty was quite willing when Webber's attorney suggested that he be released on \$100 bail.

The commissioner wanted to give Webber time to bring his suspected allies into the case. So on Saturday the commissioner sent again for Webber, and later two other women were brought down to headquarters. It later developed that these women were connected with the Webber household. While Webber and the members of his family were away from home the dictagraph was being installed, and Commissioner Dougherty declares that it has done its work thoroughly.

SAWMILL OWNERS FORM OFFSHORE SELLING AGENCY

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all parts of the world and the field is constantly increasing, but the largest quantities are shipped to the orient, Australia, New Zealand, South Africa, the west coast of South America and Europe. In some of these markets it enters into competition with southern pine and the lumber from the Baltic, but in others again it has decided advantages from a transportation point of view. With the opening of the Panama

Comedy Shows How Clever Wife May Bring Her Erring Husband to Time



Scene in delightful comedy, "A Woman's Way," in which Miss Catharine Countess is appearing this week at Hellig theatre.

Miss Catharine Countess and her companion, headed by Sydney Ayres, is presenting the sparkling American comedy, "A Woman's Way," by Thompson Buchanan, which was Grace George's best success, at the Hellig theatre this week. It treats the divorce question from a new comedy angle. The scenes are laid in a fashionable New York household. A wise and winsome little wife finds her husband yielding to the lure of a fascinating widow who is his companion in an automobile smash-up. The way she turns the tables and brings him to his senses involves many very funny complications.

"A Woman's Way" is a bright, clean comedy, with amusing characters that will introduce many new members of the fine, high class company, with capital parts for Miss Countess and Mr. Ayres.

2 PERSONS KILLED WHEN AUTO GOES OVER 40 FT. BANK

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the embankment and lodged wheels upwards against a large fir tree.

All of the seven passengers remained in their seats when the automobile went down the hill. When it turned over and struck the tree all were underneath it, pinned under the cover.

Several persons in the vicinity when the crash occurred rushed to the scene and with the assistance of several firemen from Engine company 19, under the leadership of E. Toohig, the large fir tree was cut down. By the time the firemen had arrived, however, the five persons who were uninjured, save for bruises, had crawled out.

When the tree was cut down the machine righted itself but the two still pinned underneath were dead. The steering wheel and the heavy extra wheel carried on the right side of the car had caught Mr. Fiske on the chest, crushing it. The dashboard and the glass and brass wind shield had killed Miss Toohig.

When Miss Toohig was taken out the rescuers thought she was still alive and in Holman's undertaking automobile, which was on its way to the city from Troutdale, she was rushed to St. Vincent's hospital. The body of Mr. Fiske was put into a Red Cross ambulance, which had been called, and taken to the Portland sanatorium, where Dr. Canfield found he was dead. The body was later taken to Skewes' undertaking parlors, and that of the woman to Holman's.

Although the indicator on the machine pointed at a speed of 40 miles an hour when the police reached the scene, this is accounted for by automobile experts. According to their story, a jar will easily cause the hand of the instrument to swing around and stop.

Survivors Tell of Accident.
Both Mr. Munsell and Mr. Thompson gave their version of the affair this morning.

"Mr. Fiske did not know my sister or Miss Toohig," said Mr. Thompson, "until he had met them in the office, just as we were about to leave for our home in Woodstock. When Mr. Fiske heard we were going home he offered to take us there in his machine."

"As we got out on the east side someone in the car suggested that we take the trip around Mount Tabor Heights so that we could see the city and the lights. Mr. Fiske readily consented and we started out the flag line road. I am sure that we were not going over 10 or 12 miles an hour. Everyone in the machine was talking and joking."

"Before I knew it the machine had come over the edge of the road and we found ourselves pinned underneath it. Mr. Fiske was seated in the front seat driving and beside him was Martin and Miss Toohig. She was seated half on Martin's lap and half on the edge of the seat. Seated in the back were the rest of us, with my wife seated between Munsell and me."

Someone Shouts.
"Everyone was dazed and did not seem to know what had happened. I don't know but it seems to me that some one shouted, and then we started to get out from where we had been pinned. With the help of several people who had heard the crash we were assisted and managed to crawl from under the car. We tried to reach Miss Toohig and Mr. Fiske but in vain."

"When the firemen came with ropes and axes, the tree which was holding the machine was chopped down and the car righted itself."

Miss Elizabeth Toohig, the young woman who was killed, was a friend of Miss Agnes Thompson, with whom she made the trip to Portland from San Francisco, shortly before the Elks' convention. Both women two days ago returned from a pleasure trip to Seattle. They were staying at the Thompson home.

Mr. Fiske was the son of James H. Fiske, the pioneer Portland assayer who died in Naples, Italy, several years ago, while on a visit to the Holy Land.

For about 15 years previous to his entering the dental supply manufacturing business, Mr. Fiske was employed as carrier and clerk in the local postal service. He was well known by the older men of the service and was very well liked.

Well Known to Portland.
His first route as a letter carrier was west of Fourteenth street in the Portland Heights district. Later he was assigned to the route which includes the Chamber of Commerce building. For about the last three years of his connection with the service he was employed as night clerk. He applied for this position as it gave him time during the day to devote to the dental

supply business which he was building up at the time. When the latter business grew to such proportions that his entire time was taken with that he resigned from Uncle Sam's employ.

Later he went into the optical business, and several years ago he established the manufacturing firm which bears his name. The company had several rooms on the top floor of the Macleay building, Fourth and Washington streets. Mr. Fiske is well known in Portland and was always spoken of as being a very careful automobile driver. He was a prominent member of the local lodge of Elks.

Mr. Fiske's wife and children are expected home from Ocean Park tonight. Mrs. Fiske left Portland yesterday morning on the steamer Hassalo, and their son, Norma, 17 years old, left last night for the coast, shortly before the accident occurred. June Fiske, their daughter, 14 years old, has been at Ocean Park for a week. They were to visit with Mrs. Fiske's parents, Dr. and Mrs. Y. W. Munsell.

Funeral arrangements are awaiting the arrival of the members of the family from the coast.

Cushman Becomes Senior Judge.
Tacoma, Wash., July 24.—The resignation of Judge Winford makes Judge E. E. Cushman senior judge in this federal judicial district. He will probably remove the district attorney's office to Tacoma and may, if he desires, also transfer the marshal and clerk.

Picket Ferguson Held for Trial.
Goldendale, Wash., July 24.—Thomas Ferguson, an I. W. W. picket during the labor troubles on the White Salmon dam, who was arrested July 4 charged with a statutory offense, was arraigned yesterday before Judge McKenney in the superior court and pleaded not guilty. He will be held until the next jury session. Discharge papers from the U. S. Navy show him to be a native of Scotland, 26 years old. He served only two months of a four year enlistment, being discharged on account of disability. He enlisted at Pilecoma and was discharged at Bremerton. Ferguson, it is claimed, attacked a ten year old girl on the road near White Salmon.



Photo by Moore. Bertrand E. Fiske.

Ferguson says he was intoxicated and does not remember what happened. He is without means or friends in this country.

PORTLAND ONCE MORE LEADS UNITED STATES IN WHEAT SHIPMENTS

6,829,943 Bushels Go From This Port During Year Ending June 30; New York 2nd.

Portland again leads the United States in wheat shipments for the fiscal year which ended June 30, according to the bulletin of breadstuffs, issued by the department of commerce and labor, which has just been received by Collector of Customs Malcolm. Wheat shipped from this port amounted to 6,829,943 bushels, valued at \$5,896,938 out of a total of 28,667,757 bushels, valued at \$27,088,119, from all the ports of the United States. Shipments for the month of June from the United States amounted to only 147,822 bushels and as Portland shipped no wheat during that month it gave New York an opportunity to almost catch up.

Following the lead of Portland, New York shipped 5,745,518 bushels, while Baltimore sent out 4,803,141 bushels; Puget sound 3,191,983 bushels and Philadelphia 2,800,591 bushels.

Flour shipments for the fiscal year from the United States aggregated 10,982,047 barrels, valued at \$50,987,581, out of which Portland exported 770,970 barrels, valued at \$3,073,993.

The value of the principal breadstuffs shipped from Portland during the last fiscal year was \$3,969,986 as against \$3,570,359 in 1911. The total from the United States for the year ending last June was \$110,545,350.

It's better to be able to do things than it is to be a great orator.

DARROW TRIAL TO TAKE TURN SOON

Court Indicates That New Juror May Be Taken on Tomorrow.

(United Press Leased Wire.)
Los Angeles, July 24.—Juror L. A. Leavitt still being unable to resume his duties when court convened today in the trial of Clarence Darrow for alleged jury bribery, adjournment was taken until 10 o'clock tomorrow morning.

A judge, two physicians and a wife are trying to decide whether Leavitt is too ill to warrant further delay in the trial, in the hope that he may return to his place in the jury box. Judge Hutton, after visiting Juror Leavitt, who is threatened with appendicitis, stated that Leavitt is plainly incapacitated the Thirteenth juror will be put in the box and the trial will proceed.

Mrs. Leavitt insists that her husband be excused from further service while physicians appointed by the court are of the opinion that the juror will soon be able to return.

Both the prosecution and the defense desire to go ahead, calling A. S. Blakesley, the thirteenth juror, into the box. The court, however, fears a mistrial should another juror be compelled to drop out, and prefers to wait.

Submarines in Race.
(United Press Leased Wire.)
Santa Cruz, Cal., July 24.—The morning feature at Pagan Island today consisted of submerged maneuvers by submarine boats. The annual ten mile yacht race is being held this afternoon.

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Selling Regularly at \$12.50, \$15.00, \$20.00
Removal \$7.50

—This is a sale extraordinary, a sale wherein you can buy the smartest stylish dresses and suits at a price never before possible.

—Linen dresses in white, light blue, natural and violet. Made in embroidered and tailored coat styles.

—Lingerie dresses trim'd with satin, all over embroidery and Valenciennes lace.

—Serge dresses trimmed with a yoke high-collar and cuffs of ecru lace. Made with short sleeves. They come in wine, brown and navy.

—The linen suits are plain tailored with the jackets cut away in the front. The skirts have plain panel in the back and front or tunic style. They can be had in navy, natural, brown, new blue and white.

Messaline Silk Petticoats
Removal \$1.95

—This is a great bargain of petticoats—a petticoat that will stand the hardest wear and still retain its shape and good looks. They are made of an all silk messaline in Persian effects, fancy stripes, changeable and plain colors, such as all black, navy, brown, red, emerald, copenhagen, gray and smoke.

—Made with a deep lounce of knife pleated silk and tailored stitching, also a four inch pleated ruffle attached.

A Disposal of Pretty House Dresses
That Sell Regularly at \$1.75
Removal \$1.29

—House dresses of light and dark percale.

—The dark percale dresses can be had in navy, cadet and black with white. Made with round and sailor collar neck styles. Plain waists and set-in sleeves. The skirt has a raised waist line in a plain style with a pleat at the back.

—The light percale dresses come in black or navy blue figured and a few stripes. Made with round neck and a round collar. Also a few with yokes. Made with set-in sleeves, raised waist line, and others finished at the waist with a belt. Plain skirts and skirts with panel back.

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While our charges for Alveolar work are the same as the standard price of high-class bridgework, in such cases where it is possible to have bridgework and the patient desires it for any reason, we will put in for him the very best and classiest bridgework, crowns, plates, etc., possible to be made, at exactly one half the price charged by dentists whose work will compare favorably with ours. "And there is a reason."

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Portland—Abington Bldg., 106 1/2 3d.
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Open Sundays 10 to 1.

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On all orders of framing for the next week we will give A 10% DISCOUNT

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50c and 75c Silk Stockings, Removal... 33c

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—Fine black silk lisle, gauze, light or medium weights, and some have lavender tops.

—White or tan silk lisle stockings in light or medium weight. Extra wide and long.

—And silk boot stockings with silk lisle tops.

35c and 50c Silk Boot Stockings... 25c

—Pure silk boot stockings in black with fine cotton tops. Also various qualities of fine lisle stockings in colors, and plain or open work effect.

Children's Stockings

35c Stockings 22c Pair

—Weights suitable for boys and girls of fast black, fine ribbed cotton. Full in width and size and extra elastic. For ages from 4 to 17 years.

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Three Big Apron Bargains

40c Work Aprons 19c

—Percale and chambray work aprons in fitted style with bib over the shoulder. Made with round pocket on one side and finished with a bias banding of white. Light and dark colors in checks, dots, stripes and plain colors such as blue, tan, black and white, blue and white and pink and white.

35c Band Aprons 25c

—White aprons made in a plain band style with fancy braided effect or with ruffles across the bottom. They are all plain and just a few embroidered with dainty sprays in blue or pink.

75c Tea Aprons, Removal 39c

—Fine sheer white aprons in a round shape with scalloped edge and dainty sprays of embroidery, also trimmed with lace insertion and a lace edging.

Women's \$6.00 Sweaters Now \$3.75

—All wool sweaters in red, white, oxford, black and light brown.

—Made in three different styles; one has a V shape neck, others with rolling collars and many in the Ruff neck style. The rolling collar style can be fastened high around the neck.

—They have two deep side pockets and fasten with pearl buttons.

—Better sweaters than these cannot be purchased anywhere for this price.