

DARING FLYER AND 3 OTHERS DIE IN CRASH

Passenger Carrying Plane from Oakland to Yosemite Falls 600 Feet, at Modesto, California.

MODESTO, Cal., July 14.—A six passenger monoplane "blazing trail" for commercial flying between Oakland and the Yosemite valley, crashed here today, killing the pilot, "Bud" Coffee and three passengers. The machine struck a high tension wire in falling, setting it afire. The occupants were burned so badly they could not be recognized.

The plane was one turned out by the Zaccuzzi Brothers Airplane company, a firm operating in West Berkeley. Besides Coffee, the plane contained one member and two employees of the firm. The plane fell 600 feet.

"Bud" Coffee was well known in the west for his spotless aerial record, his fearlessness and his notable achievements in the air. During the war he was flying instructor for the United States army at the North Island field, San Diego, California.

He was the first to fly a passenger carrying plane into the Yosemite park and made the first night landing in California. He was only 23 years old.

The most recent achievement of Coffee was the piloting of the newspaper Enterprise association plane, carrying the Dempsey-Carpenter fight pictures from Rock Springs, Wyoming to San Francisco, 800 miles, between dawn and shortly after noon, July 8. Some of the pictures were printed in the Herald on July 6. In this flight Coffee competed with the United States mail plane and the Hearst plane carrying fight pictures. The mail plane was close at the finish but the Hearst plane was hopelessly outdistanced by the N. E. A. flyer.

Make that idle dollar work! Put it in the bank.

Bandits Grab \$25,000 In Seattle, and Flee

SEATTLE, July 14.—Two bandits, shortly after 10 o'clock this morning, stole a bag containing \$25,000 in currency from a messenger for the Northwest Trust and Safe Deposit company. The bandits escaped in an automobile piloted by a taxicab driver, who was called by the messenger. The police were also notified and took up the chase.

The messenger said that one of the bandits gripped him around the neck and pushing a pistol against his ear told him to "Drop it," which he did.

SUES TO COLLECT \$3,000 ALLEGED DUE ON CATTLE

A suit has been filed in the circuit court by Charles E. Drow against J. C. Mitchell, alleging that the defendant has not paid for 54 head of cattle purchased November 30, 1920 for \$3,040.86 and plaintiff asks payment with interest at 6 per cent from that date.

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LOCAL MAN MEETS SISTER FIRST TIME IN 19 YEARS

George Grizzle, owner of the local Granite Works, went to Ashland Saturday on a happy errand, a meeting with his sister, Mrs. Charles Haynie of Lincoln, Nebraska, whom he had not seen for 13 years.

Three other sisters reside in Ashland and a happy family reunion was celebrated with a picnic in the Ashland park Sunday by brother and sisters. Monday Mr. Grizzle returned, accompanied by Mrs. Haynie, who will visit another sister, Mrs. H. D. Morrison in the Mt. Lak district until Friday, when she returns to Ashland for a week's further visit before returning to her home in Nebraska.

Attempted Wreck Of Express Fails; Million on Board

CLEVELAND, July 14.—An attempt to wreck an American Railway Express train, carrying a million dollar cargo, was made near Willoughby, Ohio, today, according to report of railway officials after discovery of the plot.

More than 15 spikes were pulled and the plates removed from several rails. The spikes were pulled with tools stolen from a railway tool house.

The train jumped the track but no cars were overturned.

FORMER EDITOR BACK ON VISIT

D. B. Worthington of Beloit, Wisconsin, arrived here last evening for a brief visit with friends and to renew old acquaintances. Mr. Worthington is one of the big newspapermen of the middle west, his paper, The Beloit News, being one of the leaders in that section where real ability is necessary to even keep up with the procession. Much of Mr. Worthington's newspaper training was secured here in Klamath Falls, where as editor-printer of a democratic weekly he was as often called upon to back up his opinions with his fists as he was with his pen. Residents of his day who still live in this city are always glad to welcome "Dave" back and recall with him some of the stirring events when Klamath Falls was Linkville and consisted of little more than the bridge, a blacksmith shop and a store.

Any man who could keep a democratic paper or any other kind of a paper going in this city was too good a newspaperman to be lost in obscurity and Dame Fortune beckoned him to larger fields. Her wisdom is fully demonstrated in the success that has followed Mr. Worthington's efforts at Beloit, where he has built up a printing and publishing business that is recognized throughout the country as a model and for which he refused a quarter of a million some time ago. He will probably remain here about a week.

DISTRICT COURT REMANDS SUIT

The \$16,000 damage suit of J. W. Siemens, G. W. Mattern and Jas. Watkins, Jr., against the California-Oregon Power company, has been remanded by the U. S. federal court at Portland to the local circuit court for trial. The case grows out of alleged overflow and damage of plaintiff's mint crop on the Upper Lake, caused by a crib dam erected by defendant in Link River last year.

The plea for removal of the suit from the local court to the federal court for trial was based on the diversity of citizenship of parties. In remanding the suit, the district court held that the admitted fact that the parties were citizens of three different states was not sufficient to compulsorily give it original jurisdiction.

The decision embraces some very fine points of law and is said by lawyers to establish a precedent in regard to diversity of citizenship as ground for transfer suits from state to federal courts.

Cattle Mortgage Trial Is Nearly to Close

The suit of the Smith brothers against W. H. Johns, the Bank of Montague and A. W. Kite is being tried and will be finished, it is thought, some time this afternoon in the circuit court.

Following this trial, it is said that Roy Patch charged with auto theft; A. B. Huntington with forgery, and Ed Jones with auto theft, will appear in court to enter pleas. Witnesses and jurors in the cases were dismissed from service by the sheriff, and the assumption is that all three intend to enter pleas of guilty and throw themselves on the mercy of the court.

\$110,000 SUIT MET BY \$25,000 COUNTER SUIT

Effort is being made to combine the trial of the two pending cases of Pheneger & Bailey, logging contractors, against the Ewauna Box company and Ewauna Box company, against Pheneger and Bailey, a suit and counter suit for damages, and secure their removal from the Siskiyou county, Cal., and Klamath county courts to the federal court in Portland for trial, it was said today.

The suit against the local box company grows out of alleged violation of a contract to take logs at a stated price from 480 acres, which plaintiffs, under contract with defendants, started to log last year. The contract was executed last April. Because of failure of defendants to keep the terms of the contract plaintiffs claim they were damaged to the extent of \$110,000. This suit was filed at Yreka recently.

In the counter suit, filed in the local court, the Ewauna company asked approximately \$25,000, of which \$5000 is alleged due on a note, \$1000 is attorneys fees, \$5,626.60 an alleged overpayment and \$8,329.70 alleged damages for violation of contract.

The transfer to the federal court is sought by the logging contractors, and will be based, it is understood, on the ground of diversity of citizenship, one set of parties to the litigation being citizens of California, while the box company is an Oregon corporation. Collier and Collier of Yreka, Joe Moore of Grant's Pass and W. C. Van Emos of this city represent the contractors, while Stone and West and H. M. Manning of this city are attorneys for the Ewauna company.

The allegations of damage made by Pheneger and Bailey are absurd, said Mr. West last evening, and their contention cannot stand the test of fair trial in any court. As a matter of fact, he said, the failure of the contract was due to their inability to carry it out, and resulted in serious damage to his clients, who were forced to seek logs from another source, and pay a higher price for them, which is the reason for the damages asked in the counter suit.

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SHERIFF APOOF WHEN CAR BREAKS ON ROAD

Sheriff Low was the victim of an automobile accident this morning, when the washbone of his Ford car broke and landed him in the ditch several miles from town on the Merrill road. Due to the fact that he was driving rather slowly no serious damage resulted, aside from the slight inconvenience of getting back to town.

OIL LURES NEVADA MAN, MAY INVEST IN LOCAL FIELD.

H. W. Miller, of Reno, Nevada, and party are in the city on their way to Crater Lake. Klamath county has more than a passing interest for Mr. Miller for he is one of the fortunate Nevadans who have "struck it in oil," and naturally anything of an oil flavor secures his attention. While he has made nothing more than a superficial inquiry, he expressed him as intending to pursue the subject further and may become one of Klamath's coal oil Johnnies.

STORK VISITS OHIO COUPLE IN THIS CITY

On July 7 Mr. and Mrs. Henry Emmel became the happy parents of a baby boy, born at the Klamath General hospital. The little fellow has been christened Phillip Henry. Mr. and Mrs. Emmel are visiting here for the summer from Liberty Center, Ohio, as the guests of Mr. and Mrs. A. L. Hines on Crescent avenue.

MARKET REPORT

PORTLAND, July 14.—Livestock steady; eggs two cents higher, buying price 28 and 30 cents, selling, select, 26 cents; butter firm with a higher tendency.

S. P. PROPOSES RAISE IN CALIF., CUT IN OREGON

SAN FRANCISCO, July 14.—The Southern Pacific is to petition the interstate commerce commission to equalize the rates between California and southern Oregon points with those between Portland and these same points. J. M. Mulcahy, traffic expert for the company, told the commission today at the hearing which was called to bring about rate adjustment.

The commission will be asked, Mulcahy said, to remove the discrimination between rates for these hauls. In order to effect this a reduction in Oregon and an increase in California, totalling 15 percent in each instance, will be asked, he said. The commission also will be asked to cancel the through or "water enforced" rate between Portland and San Francisco on the ground that it is unnecessary, as the water carriers are getting the bulk of this through trade.

Representatives of San Francisco, Oakland and Stockton chambers of commerce opposed any addition to the California rates.

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Grant County Cattle Man No Pessimist

Henry Trowbridge, a large cattle owner in the John Day district, Grant county, stopped last night in Klamath Falls on his way home from San Diego, California. Mr. Trowbridge while here visited an old friend, Marshall Hooper of the First State and Savings bank.

The Grant county cattlemen is known all over the state as one of the shrewdest business men in the stock growing industry. In his opinion the cattle market is due for quick recovery. Underlying conditions are sound he says, and readjustment of production costs with market prices will be a matter of comparative rapidity.

BROOKFIELD IS HELD BLAMELESS

On advice of the district attorney no formal inquest was held in the case of Nita Carnini, the Pelican bay child, who died Tuesday evening from injuries received when struck by a car driven by Wilfred Brookfield.

Coroner Whitlock stated that he had examined Brookfield and the only two witnesses to the accident and their stories agreed in all the details, establishing a case unavoidable accident. It appeared that the little girl feared automobiles and when she had to cross a street she crossed on the run, whether a car was in sight or not.

At the time of the accident she had handed a letter to the driver of a truck to mail. Immediately she dodged round the back of the truck, running, and ran right in front of Brookfield's car.

Brookfield said he did not see the girl until his car was upon her. His mother was with him, and she is prejudiced against fast driving, he says he was going less than 15 miles an hour. The truck driver and another witness placed the speed at about 15 miles.

The funeral of the little girl was held today.

DEER LEAVES WILDS AND INVADES CITY

SEATTLE, Wash., July 14.—A stray deer, quitting his woody retreat on Mercer Island, in Lake Washington here, swam almost into the heart of the city of Seattle recently. The crew of a lake steamer sighted the fugitive and gave chase. When the deer had nearly reached a city dock, a lasso thrown from the boat caught him. He was turned over to the municipal zoo here.

Japan Will Discuss Armament Limit But Not Far East

WASHINGTON, July 14.—Japan's acceptance of President Harding's suggestion for a world conference on the limitation of armaments was received at the state department today. It made no reference to a discussion of the Far Eastern question.

Formal unqualified acceptance by the Chinese government was also received.

The state department officials made no comment on the form of the Japanese reply, which was not made public in text.

FLOWER SHOW NEXT THURSDAY

Much enthusiasm is being aroused over the coming flower show, to be held in the chamber of commerce rooms Thursday of next week. The only fear of the committee in charge, is that the space will be too small to accommodate entries and visitors.

Each flower to be featured is being sponsored by ladies who have had great success growing it, and are most anxious to see it in every garden, and to show all just what Klamath can do in its cultivation.

The Shasta daisy is being boosted by Mrs. Frank Ward, whose former home boasted excellent specimens of the town flower.

Mrs. W. O. Smith has long been recognized an authority on sweet pea cultivation, as grown on Conger avenue and she is urging all sweet pea growers to send in as many entries as possible, for it is at this time that the flower is just coming into its early bloom, and shows perfect specimens.

Although the rose season has passed its height, all rose growers know the late individual blooms are often most perfect, and Mrs. W. C. Davenport and Mrs. Fisher are most successful growers of this queen of flower and are urging as many as possible to be competitors with them.

Mrs. Fred Baker perhaps knows our local wild flowers as well as anyone in the county and she is most anxious that there should be wonderful exhibits of all which are in blossom now, and it is mountain high time, and nothing excels the mariposa tulip which is most profuse this year.

Mrs. Elliot will boost for the asterturn. Mrs. Whitlock urges all to show what can be done raising perennials. Mrs. W. O. Robertson wishes all to prove the annuals are most numerous and Mrs. Newell insists an "old fashioned bouquet" with as many flowers as possible, annual or perennial, will make all aware that there is no reason why every Klamath yard should not have a flower garden.

Bone meal will be in great demand, also water force will be low, this coming week, while all choice blooms are being petted.

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Oregon State Fair to Get Speedy Action

Herald Washington Bureau WASHINGTON, July 14.—Chairman Porter of the foreign relations committee of the house after a conference with Senator McNary, has assured him that the Portland, Or., Exposition joint resolution which has already passed the senate, will be reported favorably and time to go in the calendar for passage not later than July 18 to 20. From the conference Senator McNary is assured quick action in the committee and believes there will be no great difficulty in the house.

Congressmen Are Active

Congressman McArthur who at first thought the measure could not be passed before the regular session in December is now convinced that measure can be passed within a few weeks and will do everything possible. Congressman Sinnott and Hawley are also actively engaged in assisting Congressman McArthur in getting the bill through.

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ENGLISH AND IRISH LEADERS IN CONFERENCE

De Valera Says Outlook for Peace Now Brighter Than Ever Before in History of Ireland.

LONDON, July 14.—Eamon De Valera arrived at Number 10, Downing street at 4:30 o'clock this afternoon for a conference with Premier Lloyd George.

"The outlook for a lasting peace in Ireland is brighter than it has ever been in the history of that country," said De Valera earlier in the day.

"I am sure that the atmosphere in both Ireland and England is right for peace. The only thing necessary now is for us to get down to rock bottom.

After the conference one of De Valera's aides expressed satisfaction with the results of the initial conference. The sessions will be resumed tomorrow. Sir James Craig, Ulster premier has been summoned to London from Belfast.

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Rock Creek Road Will Be Better

Tom Dixon, county road supervisor, reports that the last band of sheep to be taken over the Rock Creek road were driven through yesterday. Due to the fact that about 30,000 head of sheep have traveled the Rock Creek road this summer the road has been in bad condition for animals because of the rocks that the animals rolled down off the hills. In order to remedy this condition Mr. Dixon put a crew of men to work on the road this morning to clear the rocks out and it is hoped that travel will be easier after this.

Many Cases, Civil And Criminal, in The Justice Court

Justice Gaghagen has been busy for the last few days and for the balance of the week will have a number of trials for hearing.

Yesterday evening, Ben Borbonaise, proprietor of the Pelican City pool room was tried on the charge of having two bottles of "moonshine hooch" in his possession and on pleading guilty, was assessed a fine of \$50 and costs. This fine was paid.

A. W. Finch was arraigned last night on the charge of drying a car while intoxicated and pleaded not guilty. Trial was set for Thursday, July 21, at 10 o'clock. This arrest grew out of the wild ride down the "hogback" east of this city, Tuesday, and the warrant was sworn out by Stephen Herlihy, who alleges Finch was intoxicated at the time. Finch was released on \$125 cash bond.

This afternoon the continued case of Henrietta C. Laughton against N. B. Drow, cleaner, for alleged damage to wearing apparel was started. This suit, it is said, promised to be interesting as both sides were "prepared" for trial with many witnesses.

Tomorrow R. Loomis will be tried on two charges, one a felony and the other a misdemeanor charge. Loomis is alleged to have passed three checks for small sums at the Mars pool room June 18 when he had neither funds nor credit to issue checks. The felony charge is the outgrowth of alleged passing of a forged check made payable to "Frank Smith" signed by Harvey Hill for \$5.75 drawn on the First National Bank given to Fred McCormack, proprietor of the Wilton Rooms. Loomis is alleged to have fled town and passed other worthless checks at Ft. Klamath, Bend and at Albany. Loomis was taken into custody at Albany by Constable Merley, July 10.

Saturday Gus Soderlund will be tried on two charges, one of obtaining goods and money under false pretenses from W. F. Ross on two checks, and also for passing a bad check on John Vale for merchandise.