

The Evening Herald

Member of the Associated Press.

WEATHER FORECAST
TONIGHT AND SATURDAY, FAIR

Fiftieth Year.—No. 6303

KLAMATH FALLS, OREGON, FRIDAY, APRIL 21, 1922

PRICE FIVE CENTS

END SEEN, COURT HOUSE ROW

CIVIC LEAGUE ENDS MOVE TO RECALL MAYOR

Candidate of Organization Declares All Off; Slough Concur With McCullom

There will be no further action taken in the proposal of the Klamath County Civic League for the recall of Mayor W. S. Wiley.

This is according to the following statement of J. T. McCullom, in which he said "it is now my understanding that the recall of the mayor will not be demanded and that nothing further will be done in the matter."

When asked whether it might be taken from McCullom's statement that the recall had been called off, he replied in the affirmative. He said that he as an individual would make public a statement within a day or two.

McCullom's statement follows:

To the People of Klamath Falls: Because I was selected to be a candidate for Mayor in the proposed recall of Wilson S. Wiley, and inasmuch as it is now my understanding that the recall of the mayor will not be demanded and that nothing further will be done in the matter, I desire to state my position in just a few words.

While I did not favor staging the recall at this time, having cast my vote against it, yet after being requested to be a candidate I consented to do so. So far as I am aware there were to be no personal matters injected into the recall election. I am confident that the personal conduct of Mr. Wiley was not to be the issue, notwithstanding the newspaper report that such would be the basis of the recall.

The whole and sole desire on the part of those who are responsible for the movement was and is that we might have cleaner government and more rigid enforcement of the criminal laws within our city and that we might have more persistent and conscientious efforts on the part of the mayor and the police toward the stamping out in Klamath Falls of the traffic in illicit liquors, of the gambling so well known to exist here with virtually no restriction, and of the immorality so pronounced in the bawdy houses and public dances within our midst.

It is a matter of common knowledge that numerous families have removed from here and that others, after careful investigation, have refused to locate in this city or county, all on account of the immorality and the unwholesome conditions that exist and the lack of law enforcement in Klamath Falls.

Inasmuch as the Merchants' Bureau which evidently represents all the merchants and business men of the city, has placed itself on record as opposed to the recall of Mayor Wiley, it is probable that the effect if carried forward would not succeed. And in the face of that attitude I personally shall not foist the recall upon the voters of the city.

Respectfully,
J. T. McCullom.

EXPLOSION INJURES TWELVE

DOWNEY, Cal., April 21.—An explosion of underground tanks of an oil station here today was followed by the explosion of an oil truck and seriously injured 12 persons and a score slightly.

WEATHER PROBABILITIES

The barometric pressure remained fairly steady at about 30.40 during the last 24 hours but at 10 o'clock this morning the Cyclo-Stormograph at Underwood's Pharmacy began to register a downward tendency and at 2 p. m. the pressure was still falling.

No immediate change may be looked for although brisk winds are probable this evening.

Forecast for next 24 hours:—Generally fair.
The Tyco's recording thermometer registered maximum and minimum temperatures, today, as follows:—
High 68
Low 52

FOUR BANDITS FOILED WHEN ALARM AROUSES PRESIDENT OF BANK

RIDGEFIELD, Wash., April 21.—A burglar alarm foiled four bandits who tried to rob the La Center State bank early this morning. The alarm aroused the bank president, S. F. Meyers, who with other men attacked the robbers. The bandits escaped in a running battle. An abandoned automobile was found here with bullet holes in the back. It had been stolen in Woodland.

SHOOTING AFFRAY BRINGS DEATH OF ONE; 2 WOUNDED

Man Fires Shot Through Window at Mother-in-Law and Guest, Turns Gun on Self

PORTLAND, April 21.—Mrs. J. L. Cave is in serious condition in a hospital here with a bullet wound in her head, inflicted late last night at her home by J. R. Chamness, an ex-service man, who shot himself to death after wounding Mrs. Cave and Harry Post, a guest at Mrs. Cave's home.

Mrs. Cave is the mother of Chamness' wife, who was recently separated from her husband. Chamness sent threatening letters, and last night appeared in the Cave home, where his wife is living, firing at Post when he went to the door, and shattering Post's right hand. He fired through the window at Mrs. Cave, then shot himself to death.

STUDENT BODY MEETS

Nominations Made for Officers to Head Organization

A meeting of the student body of the high school was called this morning by President Martin Adams and nominations were made for student officers for the coming year.

Nominations for president were Albert Moorland and Frank Peyton; for secretary, Elizabeth Manning and Letha Miller; for first vice president, Pansy Robertson, John Kuykendall and Martha Upp; for second vice president, Sarah Schock, Clifford Hogue and Elizabeth Graham.

Nominees for student officers must be three "A" pupils. Those for president and secretary must be from this year's junior class, those for first vice president from this year's sophomore class, and those for second vice president from the freshman class. The third vice-president will be elected next September from the entering freshman class.

Election will be held next Wednesday.

DODGE IS CONVICTED

Son of Millionaire Auto Manufacturer Held on Liquor Charge

KALAMAZOO, Mich., April 21.—John Duxal Dodge, Detroit millionaire, and Rex Earl, an architect of Kalamazoo were convicted in circuit court here yesterday on a charge of illegally possessing, transporting and furnishing liquor. Attorneys for the defendants immediately filed notice of appeal and Judge Weimer withheld sentence.

The charges against Dodge and Earl resulted from a midnight automobile ride here on the night of March 11, when they invited three young women into their car and drove them, against their protests, into the country. During the ride, the three girls testified, they were offered liquor.

BOWKER BODY FOUND

Victim of Russell Hecker Is Taken From Calapoopa

ALBANY, April 21.—A body in a sack was found today in the Calapoopa river, a mile below the bridge from which Russell Hecker Tuesday told police he threw the body of Frank Bowker Sunday night. A bullet had passed through the head from the back of the neck and out through an eye, it was said by the officers who examined the body. Hecker in a reported confession said he threw the body from the bridge in a hop sack.

K. D. Company Declares Rights In Block Ten to Be Forfeited

A meeting of business men has been called for Monday night in the chamber of commerce to decide on a course of action to pursue in bringing to an end the court house issue.

Spurred to take action by the financial condition of Klamath county and the city of Klamath Falls, due to the blocking of tax collections by the inclusion in the tax budget of a \$15,000 levy for construction of a jail in the Hot Springs court house, the Klamath Development company today filed in the circuit court a declaration of forfeiture on the part of Klamath county of the agreement for placing a court house on the Hot Springs site.

The document advocates the completion of the Hot Springs structure for educational purposes.

It withdraws the last argument against a settlement of the court house controversy, and while it may be too early to say that Klamath county's long-standing dispute over court house sites is ended, the end it at hand.

It has been the contention of the supporters of the Hot Springs site that the Klamath Development company would agree to nothing but a court house on the site. The declaration of the company expresses an absolutely opposite view. It declares that to the company it seems apparent that the end has been reached, that there is no chance of completing the building as a court house, and flatly states "that the building and grounds are now the property of the Klamath Development company, and Klamath county has no further interest in them."

Following is the text in full:

IN THE COUNTY COURT OF THE STATE OF OREGON, FOR KLAMATH COUNTY

In the Matter of Offer of Block Ten (19), Hot Springs Addition to Klamath Falls, for Courthouse purposes.

To The Honorable County Court:

In July, 1911, The Klamath Development Co. executed a conditional deed to Klamath County for Block Ten (19), Hot Springs Addition. To make the conveyance effective, it was necessary that Klamath County should, in any event before the expiration of five years from the date of the deed, construct and complete upon said land a courthouse, jail and other necessary structures suitable for the transaction of the judicial and fiscal business of the county, and thereafter to use such property for the purposes specified. The county failed to carry out its part of the agreement. The Klamath Development company, did not claim a forfeiture but again placed the deed in escrow, accompanied by a letter of instructions to the effect that further time would be given to complete the building. Work on the building which the county attempted to construct on the land ceased in the fall of 1914, since which time there has been no work of any importance on the structure, which is about fifty per cent completed. Again, in 1918, at a time when the county had been long in default in the matter of constructing the proposed courthouse, the Klamath Development company, again as a matter of favor, gave the county an other opportunity to complete the building, extending the time two years longer, during which time no work was done on the uncompleted structure. For a period of two years immediately prior to this date the county has again failed to make good its contract, through no fault of the Klamath Development company.

Klamath county's courthouse litigation and troubles have exceeded the bounds of the state and have assumed national fame; for years this ridiculous and unprofitable squabble has been a joke to every Klamath county visitor or reader of an Oregon newspaper. But the matter has ceased to be a joke to the people of Klamath county. The farce should and must cease. The attempt of the county court to collect the sum of Fifteen Thousand Dollars (\$15,000.00) to install a jail in the partially constructed courthouse has culminated in a most deplorable situation. The county should have commenced the collection of taxes February 15th. Property owners are awaiting an opportunity to pay taxes on Twenty One Million Dollars (\$21,000,000.00) valuation of property. The tax roll has not yet been turned over to the sheriff and there is no assurance that the tax collector will be placed in possession of the roll at an early date. The county treasury has long since been depleted. There are no funds available to pay the salaries of county officers. Cash can no longer be secured on current warrants. The state's proportion of taxes is due. The county will be called upon to pay large sums in interest on its protested warrants. There is no money for school purposes. By reason of the non-collection of taxes, the city of Klamath Falls is without funds for any purpose whatever. It will not be longer able to maintain its police, fire and street departments. All this is due to the

There is nothing to it. There is the declaration of E. L. Elliott, legal counsel for the county court, in commenting this afternoon on the Klamath Development company's action. Elliott declared that the instrument filed by the company had no legality, and would be of no avail unless a preliminary action followed by other procedure. He said the escrow agreement was effective for an unlimited time. When it was pointed out that the company is in possession of the deed and escrow agreement, he declared that "somebody will get in bad over that." A meeting of the members of the county court will probably be held late today and a course of action decided on, Elliott said.

attempt of the county court to collect sixty-eight hundredths of a mill to be used to construct the proposed jail in the partially finished structure on Block Ten (19).

This is to notify you that the Klamath Development company has been imposed upon long enough. It has been long-suffering, patient and hopeful. The county has no legal or moral claim to Block Ten (19) and none will again be recognized. Should you be able to collect the item of Fifteen Thousand Dollars (\$15,000.00) you will not be permitted to spend it in your attempt to finish the jail in the structure or for any other purpose on such building. The building and grounds are the property of the Klamath Development company, and Klamath county has no further interest in same.

The Klamath Development company, as one of the largest taxpayers of the county has borne its share of the thousands of dollars that have been expended in attorneys' fees and costs, and has also suffered Block Ten (19) to be uselessly tied up for ten years, but it does not desire, even now, to make any profit out of Klamath county's woes, and if the school authorities of Klamath county should consider that the uncompleted building on Block Ten (19) could be completed as a modern school building, I believe that an arrangement could be made with the owners of this property whereby the school district would be able to profit by the expenditures which have already been made on this structure.

Respectfully submitted,
THE KLAMATH DEVELOPMENT CO.
By W. B. Parker, Vice-Pres. and Gen'l Manager.
Klamath Falls, Oregon, April 21, 1922.

TAKES OVER DRUG STORE

Robert F. Ryan has announced that he has taken possession of the Merrill drug store, formerly operated by Frank B. Robinson, and suggests that a meeting of all creditors be had to arrange for a sale of the business as a going concern.

RUSSIANS WILL PAY ALL DEBTS IF RECOGNIZED

Asks Financial Help in Return for Concessions Outlined in Reply

GENOA, April 21.—If the Russians are granted recognition de jure and adequate financial help, they state in a reply submitted to the entente today, they are willing to admit Russia's war and pre-war debts, waive counter claims and restore the nationalized property of foreigners to former owners or satisfy the claims of foreigners in cases where the property cannot be restored as justifying their contention that the Allies could not as a matter of right demand compensation for the property.

The Russians cite the abolition of slavery in the United States, where neither the Americans nor foreigners were compensated. They also cite the adoption of prohibition in America as a case where no compensation was given producers of alcoholic drinks.

GENOA, April 21.—Germany today formally replied to the Allied proposal that the Germans take no further part in negotiations between the Allies and the Russians. But the reply does not modify the effectiveness of the Russo-German treaty. The effect of the Russian and German replies is to bridge over the crisis which has threatened to disrupt the conference.

ARBOR DAY SATURDAY

Closing of Forest Protection Week Marks 50th Anniversary

Tomorrow, the closing day of forest protection week, will mark the fiftieth anniversary of Arbor Day. Former Secretary of Agriculture J. Sterling Morton of Nebraska originated the idea of having a day each year set apart and consecrated for tree-planting. Tomorrow in every state of the union, and even in many foreign countries, appropriate ceremonies mark the observance of this day, which has become associated with patriotic and esthetic as well as economic ideas.

At 2 o'clock Saturday the day will be marked by ceremonies at the Central school under the auspices of the women's auxiliary of the chamber of commerce. Addresses will be made by Mayor Wiley, Will Baldwin and others and vines will be planted by the children.

The Legion will set out trees in memory of dead comrades. Trees will also be set out bordering the canal near the government building by the chamber of commerce auxiliary assisted by the American Legion auxiliary.

WINS DISTINCTION

Miss Ruth DeLap Goes Longest Distance to Attend Conference

(Special to The Herald)
UNIVERSITY OF OREGON, Eugene, April 21.—Miss Ruth DeLap, of Klamath Falls high school, had the distinction of coming the longest distance of any delegate to attend the second annual conference of the Oregon High School Press association held at University of Oregon, April 14 and 15. In conjunction with the conference of the editors of high school publications the high school student body presidents and secretaries of the state held conferences here on the same days.

Miss DeLap was a guest at Hendricks Hall, women's hall of residence, while on the campus.

MILK PRICE DROPS

SPOKANE, Wash., April 21.—Two large distributing companies today announced a reduction of three cents in the retail price of milk, delivered, to ten cents a quart.

CONTENDS THAT ALIENS HAVE LEGAL RIGHT TO FISH IN COLUMBIA RIVER

WASHINGTON, D. C., April 21.—The supreme court today heard arguments in the case of Charles Olin against Oregon state officials in which Olin contended that Aliens had the right to fish in the Columbia river in Oregon. Olin's attorneys contended this right was exempted from a law passed by Oregon in 1919 requiring Aliens to obtain licenses.

NATIONAL MOTHER'S DAY OBSERVANCE BY LEGION AUXILIARY

Assistance Will Be Given Women's Organization by 11,000 Posts of Country

INDIANAPOLIS, Ind., April 21.—Mother's Day, which falls this year on Sunday, May 14, will be observed nationally as well as locally by every one of the 3,500 units of the American legion auxiliary. Assistance will be given the woman's organization by the 11,000 posts of the American legion. Announcement of the plans for observance were made here today by Miss Pauline McCormick, secretary of the auxiliary.

The national effort at observance will be symbolized by an impressive ceremony over the body of the unknown soldier, in the national cemetery at Arlington, Virginia. Tribute will be paid to the unknown mother of this soldier, who was buried with distinctive honors last Armistice day. Ceremonies will be held over the graves of war dead in other parts of the country.

It is planned to have legion and auxiliary members unite in community church services, to be held in all towns on the afternoon of Mother's day. Auxiliary units will arrange concerts in hospitals in which there are veterans of the late war and programs of entertainment also will be given in orphan asylums in which there are children of men of the world war.

The auxiliary also will promote the observance of established features of the day, such as church attendance, in the morning, preaching of appropriate sermons and the urging of everyone to write or wire his mother on that day or send her flowers. Mother's day was organized by Miss Anna Jarvis, of Philadelphia. The American legion auxiliary is composed of the mothers, wives, sisters and daughter of legion men.

SCRAP OLD WARSHIPS

New Industry Springs Up Along Delaware River

PHILADELPHIA, Pa., April 21.—A new industry—scrapping of old warships—has sprung up along the Delaware river where, not so long ago, more than one hundred thousand men were working feverishly to help build a "bridge of ships" across the Atlantic to check the progress of Germany in the world war.

In one Delaware river shipyard, alone, there are awaiting dismantling the battleships Maine, Missouri, and Wisconsin, the once-proud first-class cruiser Columbia, the monitors Ozark, Monterey and Tonopah, and countless destroyers, eagle boats and smaller craft.

Powerful oxy-acetylene torches, wielded by masked workmen are being used to cut through the eleven-inch steel turret armor of the Maine, while a 125-ton crane was used to take out its 12-inch guns.

INTERCEDES AT WEED

Italian Consul Confers With J. M. White on Wage, Hour Question

A conference on the strike situation between V. Filletti Italian consul at San Francisco, and J. M. White, manager of the Weed Lumber company, held at Weed Tuesday, in which Filletti presented a request that the Weed Lumber company's wage cut be made less drastic and the eight-hour day restored, was unproductive of results, according to information received here. The question was discussed for three hours without any change resulting in the attitude of the company.

ORGANIZATION IS COMPLETED BY ROTARIANS

Officers and Directors Elected; W. O. Smith Is Chosen President

Permanent officers and directors of the Rotary club of Klamath Falls were elected at a meeting held at noon today, when the report of the organizing committee was approved and constitution and by-laws were adopted. Officers elected were: W. O. Smith, president; H. N. Moe, vice president; Fred Fleet, secretary; J. M. Kimball, treasurer; J. A. Gordon, M. S. West and E. B. Hall, directors.

The application to form a club in Klamath Falls has been approved by the international headquarters, and upon the forwarding of the charter membership and classification lists with the request for affiliation, the charter will be granted. This charter will probably be presented to the club in person by District Governor Skeel of Seattle sometime during May.

Plan of Membership

The feature which has perhaps caused greatest comment in the organization of the new Rotary Club in this city is the unique rule which provides that only one representative from each business or profession in each town can be a member of a club. This was one of the ideas of the originators of the first Rotary club that was especially designed to distinguish it from other organizations. Then also they believed such a plan would serve to sustain interest in the club, promote attendance, and make a member place a high valuation upon his membership.

Later years proved that there were many other advantages to such a plan. A membership made up of one representative from each business or profession is representative of the community. Such a group becomes an ideal forum for the discussion of public questions and the consideration of matters of concern both to the public and to the different trades and professions. United action by a club is much easier than with a large and cumbersome membership of several hundred or several thousand and it is impossible for those of any one occupation or allied occupations to become numerically strong enough to dominate the policy of the club. The business man himself is benefited for such association tends to lift him out of the rut of his own business routine giving him a broader and more sympathetic understanding of other business and professions.

Members Must Be Active
But most important of all, it has been the means of increasing the efficiency of the club itself. Every member knows he must be an active member. If he becomes a laggard, then he is in danger of losing his membership to someone else in his same line of business. That this rule is rigidly observed is one of the reasons why membership in Rotary is considered at so high a premium.

POSTERS EXHIBITED

Entries of School Children in Contest Shown Today

A number of the entries made by school children of the county in the Oregon Tuberculosis association health poster contest will be on exhibition today in the window of the First National bank. Miss Clara Calkins, who was in charge of the judging, said today. The winning posters have been sent to Portland by Miss Calkins to partake in the state contest but those wishing to retain their entries may obtain them at Miss Calkins' office in the Winters' building.

WOULD AID SHIPBUILDERS

WASHINGTON, D. C., April 21.—Reimbursement of shipyard builders who suffered from abandonment of the government's wooden ship program was proposed in a bill introduced today by Senator McNary, republican, Oregon.