

# The Evening Herald

OFFICIAL PAPER OF  
KLAMATH COUNTY AND  
OF KLAMATH FALLS

WEATHER FORECAST  
TONIGHT AND THURSDAY, FAIR.

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KLAMATH FALLS, OREGON, WEDNESDAY, JUNE 21, 1922

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Fifteenth Year.—No. 0254

## LIVELY TILTS FEATURE TRIAL OF E. J. MURRAY

### District Attorney and C. M. O'Neil Engage in Many Verbal Exchanges

After deliberating 15 minutes, a verdict of not guilty was returned at 3:55 this afternoon by the jury in the case of State vs. E. J. Murray.

Motion for direct verdict of not guilty, filed by attorneys for E. J. Murray at 11:30 this forenoon, was denied by Judge Leavitt at the continuance of the trial this afternoon. E. J. Murray was the first witness called by the defense. He was followed by E. J. Barrett, editor of the Ashland Tidings, with The Herald during Murray's ownership. It was brought out by the defense that with which Murray was alleged to have threatened Deputy Sheriff Hawkins was not loaded at the time and that it had not been pointed at Hawkins or at any other person. It was also shown that Murray did not threaten to "shoot" Hawkins, but that he had declared he would "stop" any person who tried to enter the door into room where the property was said to have been located that Hawkins was endeavoring to seize. It was thought probable that the case would go to the jury late this afternoon.

A jury was secured yesterday after a day of examination. The regular venire was exhausted and a special venire summoned. The state used its three peremptory challenges and the defense four of its six before the box was filled. The jurors finally seated were: K. Sugarman, R. E. Wattenburg, Geo. Bloomingsamp, Lyle Redfield, J. B. Chambers, F. H. Van Meter, Marvin Cross, O. W. Howard, O. M. Hammond, F. O. Frer, Pote Georges, and S. A. White.

The intricacy of the case was reflected in the calling of the special venire. The sheriff being a party to the action was disqualified from selecting a juror. The coroner, who serves in such emergencies, was in the same boat. The chief of police was in Portland, so the court appointed an elisor, A. J. Powell, to pick the special talesmen.

Fatigue on the jury are anxious to get through and return to their crops and their flocks, which are in need of attention. With their interest in mind the court held a night session.

After the box was filled District Attorney Brover wanted to call it a day, and make his opening statement in the morning. The defense declared its willingness, seeing it was about 8:20 o'clock, and merely the shank of the evening, to go ahead. Brover, after considerable demurring, yielded and the firework started.

The district attorney said he would prove that E. J. Murray, then proprietor of The Evening Herald and manager of The Herald Publishing Company, on December 21, 1921 did unlawfully, feloniously and with malice aforethought, draw and point a loaded pistol at Burt Hawkins, a deputy sheriff, who was there by virtue of his office and to take charge of property in dispute between Murray and The Herald Publishing company on the one hand and The Record Publishing company on the other, and armed with due legal process of the circuit court, and did then and there threaten to shoot

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### WEATHER PROBABILITIES

The Cyclo-Stormograph at Underwood's Pharmacy has registered but little change in barometric pressure during the last 24 hours. Therefore but little change in weather conditions may be expected. Forecast for next 24 hours: Fair and warmer. The Tyco recording thermometer registered maximum and minimum temperatures today, as follows:

## Irish Prisoners of War



Some of the 57 Sinn Feiners seized by British troops in Fermanagh headed for jail on a motor lorry, handcuffed in pairs, closely watched by armed guards.

## BABE RUTH GIVEN INCREASED FINE BY PRESIDENT JOHNSON

### Letter From Umpire Detailing Remarks of Bambino Brings Two Days Additional

CHICAGO, June 21.—Babe Ruth's argument with Umpire Dignen yesterday will keep him out of the game two days, in addition to a three-day suspension imposed yesterday. He will not be able to play until Monday.

President Dan Johnson increased the suspension to five days when he received a report from the umpire today detailing Ruth's remarks made when ordered off the field yesterday in compliance with Johnson's three-day suspension order which was imposed for disputing Dignen's decision in game Monday. Johnson announced that Ruth was suspended without pay. The decision will cost Babe \$1500, or \$300 a day, which Johnson said was Ruth's salary. "Babe Ruth is going to behave himself or I'll keep him out of the game all summer," said Johnson.

## N. C. O. HEARING ENDS

### Decision of Commission is Expected Before End of July

WASHINGTON, D. C., June 21.—The Interstate Commerce commission has completed hearings in the Nevada-California-Oregon railway abandonment proceedings. It is expected a decision will be rendered before the end of July.

Answers which counsel for the Western Pacific and Southern Pacific gave to questions propounded by the commission indicated those roads are not anxious that the smaller line discontinue operations because of the loss of business that would result to the larger roads.

Because of this sentiment Representative John E. Raker expressed the belief this afternoon that the commission is not going to let that line be abandoned.

Representatives of the Western and Southern Pacific admit that there is a necessity for continued operation of the Nevada-California-Oregon railroad and asserted in reply to a question from the commission that they did not believe the short line could make any additional savings from the present revenues.

Charles Moran, president of the Nevada-California-Oregon railroad, told the commission \$28,000 a year could be saved by abandoning the sixteen miles of road between Hackstaff and Wendell, but he said this plan would completely cut off the Western Pacific, depriving that road of approximately \$250,000 a year it now receives. He said that under no circumstances could this road operate successfully on a tri-weekly basis, pointing out that daily service is essential.

Representative Raker told the commission the continued operation of the Nevada-California-Oregon line is necessary in the public interest, asserting the growth of the territory service dependent upon the railroad.

## COUNTY CLUB MEMBERS COMING HOME SUNDAY

A telegram from Frank Sexton, county club leader, at Corvallis, says the county club members will leave there Saturday morning for home and expect to arrive here Sunday evening.

## BODY OF SISKIYOU COUNTY MAN FOUND AT BASE OF CLIFF

### Death Of Antonio Blanca Shrouded In Mystery; Evidence of Terrific Struggle

McCLOUD, June 21.—A murder mystery of baffling character, faced Siskiyou county authorities today following the discovery yesterday of the mutilated body of Antonio Blanca at the foot of a cliff, fifty feet high, near the upper falls of the McCloud river at Bigelow Meadows.

Sheriff A. S. Calkins today was running down the only faint clues after twenty-four hours of sifting every possibility, but the fact that Blanca had been dead fully a day before being found gave the slayer or slayers a good start toward escape.

Evidence of a terrific struggle before his assailants finally snuffed out the life of Blanca were found on every hand. Bushes and grass were trampled down and pools of blood left over a considerable distance. Blanca's wrists and ribs were broken and his face crushed in. It is believed he was still alive when hurled over the cliff, from the nature of his injuries, and that his assailants then followed down and beat him mercilessly.

His body was dragged through the grass and over rocks, leaving a trail of blood, and thrown into a shallow pool. Rocks were tossed on the body to keep it below the surface of the water. Blanca's hat, blood-spotted, was found at the base of the cliff, presumably where the body landed as it fell. The body was found by H. G. Jues.

Blanca, who also was known around McCLOUD as Jack Delmar, was a Mexican and was employed in the box factory of the McCLOUD River Lumber company. He was 20 years old.

## I. W. W. SEEK STAY

### Demurrers to Indictments Filed By Portland Attorney

Demurrers to the two indictments against the four I. W. W. who were to be arraigned at 2:00 o'clock this afternoon, were received from their attorney B. A. Green, of Portland and filed by the clerk of the circuit court. This action will automatically stay the matter of arraignment until the demurrers are disposed of by the court, which time has not been set as yet.

## MARKET REPORT

PORTLAND, June 21.—Cattle weak, hogs 25c lower; sheep \$1.00 lower, spring lambs \$8.00 and \$9.00. Eggs unsettled, butter steady.

## SUN IS CAPTURED

PEKING, June 21.—Sun Yat-Sen, president of South China, captured.

## HIS CASE WILL BE TAKEN UP EVENTUALLY



## RAIL PROBLEM IS AIRED BEFORE CHAMBER FORUM

### J. J. Miller Appears for S. P.; Statements Sought From All Lines

Prefacing his address with the statement that he spoke not by authority of the Southern Pacific company, and without knowledge of his superiors, J. J. Miller, local Southern Pacific agent, at the chamber of commerce luncheon today review the railway situation and argued that the interests of this community would be best served by supporting the movement to set aside the unmerger of the Southern and Central Pacific lines.

Miller went into the history of the roads since their beginning, argued that they had always been one line virtually and their unscrambling after 50 years of united existence would create a situation that would work waste and hardship, not alone on the roads but on the shippers and general public.

M. S. West, president of the chamber of commerce, explained that the chamber was supporting no particular railway so far, but was seeking all possible information, hoping to reach a decision on a course of action that would be for the best interests of Klamath county; a decision that would merit and win the unanimous support of all citizens. He said the chamber wanted to back the road that promised the quickest and greatest results in the way of transportation development. With that idea in mind statements were being solicited from the Northern, Western, Southern and Union Pacific systems and all other information pertinent to the situation would be considered.

State Senator C. Vinto, of McMinnville, former president of the state senate and once acting governor, made a short but informative speech. He urged the need in this new and wealthy country of transportation, both rail and highway. He asked for a more careful weighing of the work of the highway commission and less criticism, and declared they were doing good work and rendering the state a great service.

Playground Deficit Secretary Stevenson announced that the playground cost so far had been \$951, the receipts \$610, leaving a deficit of \$341, which he hoped

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## MERGER ARRANGED BY FRUIT DISTRIBUTORS; EFFECTIVE JAN. 1ST.

CHICAGO, June 21.—Consolidation of the North American Fruit Exchange and the Federated Fruit Exchange, Inc., effective January 1st, 1923, was announced here today. The fruit growers have completed arrangements for the establishment of a nation-wide sales and distribution service for its members. The North American company has been in operation since 1911 and is now being used by a large number of co-operative associations as a sales agency. Arthur R. Rule, general manager of the North American company, will become general manager of the fruit growers after the consolidation.

## G. C. LORENZ ONLY BIDDER ON SEWER BID IS \$59,628.06

### Sanitation Committee Will Investigate Material; Bond Ordinances are Passed

The bid of G. C. Lorenz of \$59,628.06 for construction of the sixth sewer unit was the only one received by the city council at the meeting last night which had been adjourned from Monday. As the bid did not specify the kind of sewer pipe to be used, the sanitation committee this week will investigate both kinds with view to making recommendation at the next meeting. The city engineer's estimate for the work was \$54,000.

Ordinances for the sale of improvement bonds in amount of \$123,796.57 and the new sidewalk ordinance were adopted. Bids now are being asked by the city for the bonds.

A petition was presented by property owners affected by paving on High street from Sixth to Eighth, Sixth from Pine to High and Seventh from Pine to Washington, asking completion of paving of the streets named, the petition being based on an offer of the Warren Construction company to complete the work at prices lowered to correspond with prices for units recently awarded.

Acting on a favorable report by Engineer G. F. Wagner of the Oregon Insurance Rating bureau, the council voted to draw a warrant for payment of the recently purchased fire engine.

A letter was read from Mrs. C. W. Eberlein, acting president of the women's auxiliary of the chamber of commerce, offering as a gift to the city for the use of the public the drinking fountain recently installed by the auxiliary in front of the Rex cafe. The offer was accepted and the city will supply ice for the fountain during the summer months.

Application for permits were allowed as follows: Stukey and Stanley, to construct a double house at the southwest corner of Eleventh and Washington at an approximate cost of \$3,500; Hyman Fechsler, to construct a garage on lot F block A. Nichols addition; Mars confectionery, to erect an electric sign.

The application of the Standard Oil company to construct and maintain a ladies rest room on its property at Klamath and Sixth was referred to the fire committee.

## DORRIS K. P. COMING

### To Join Local Lodge in Initiation Ceremonies Tonight

Members of the Dorris Lodge, Knights of Pythias will join with the local lodge in initiation ceremonies tonight. Third degree ranks will be conferred upon one candidate from Dorris and one from this city. The meeting will be followed by a banquet.

## WILLAMETTE YIELDS BODY

PORTLAND, June 21.—Sailors searching the river for the body of Boatswain Conroy, drowned here yesterday, found this morning the body of an unidentified man about 50 years old bound with rope and weighted down with two iron bars. Apparently the body had been in the river three months. The officers were unable to determine whether the man was a suicide or a victim of foul play.

## P. S. FORECASTS BIG DOINGS AT GAME THURSDAY

### Business Men Reported to Be in Training; Milk Diet Adopted

Parade of players in business league uniform starts at play-ground at 4 o'clock sharp Thursday. Game starts at 4:45. A majority of stores will close about 4 o'clock.

## By PHILIP SPACE

Complete and final arrangements, they tell me, including flowers and slow music, have been made for the alleged baseball game between business men from the north and south sides of Main street under the names of Badgers and Gophers, respectively. These here business men have gone into training with instructions for a milk diet for two meals tomorrow.

Take it from me, I never see a business man yet who didn't think he could toss a wicked horseshoe or swing a tasty Bambino; likewise, I never see a B. M. who was worth shucks at either. Therefore, I sure gets me and the old lady a grand stand seat tomorrow for to watch the slaughter. What these birds won't do to themselves and each other won't be worth doing, or I'll build you a court house free and clear of costs and lawsuits.

Charlie Underwood will lead the Badgers over the top and Charlie Roberts gets him the same job with the Gophers. Charlie Stone, late of the elr, bench and used to hard stuff, naturally grabs the umpire job. The way I see it, the only Charlie missing in this alleged game is Charlie Horse, and I lays to one that from the Charlie Horses on the field after the game it will look like Russian Cossaks turned loose.

T. A. Stevenson hands me this, which he says is the line-up:

Badgers	Position	Gophers
Paul Noel	c	Bert Whitrow
J. A. Gordon	p	Chas. Roberts
C. H. Underwood	1b	W. M. Duncan
K. Sugarman	2b	Al Sloan
Fred English	3b	W. S. Wiley
Ed Vannice	ss	W. O. Smith
J. E. Swanson	cf	A. E. Whitman
Joe Alnutt	lf	H. N. Moe
Olle Larson	rf	E. M. Bubb

Talking the thing over today with O. D. Burke, the w. k. banker, Burke gets off something like this: "Taking them in rotation, one finds that Noel, like Cassius, has a lean and hungry look and is quiet adept at pullman, once you give him a chance and will have to be watched carefully by the ump."

I tells Burke that was no Cassius on the big time when I was playing and asks who is this bird. All I gets is the sorrowful O. O. and he goes on:

"Whitrow, on the other hand, is skilled at abstractness, Gordon and Roberts will both have a look in at the game since they will be fortified with four eyes each."

"Take Underwood now," says Burke looking up to see do I get his funny stuff, which I don't "he runs a drug store and should be get in a pinch all he does is use a little foot-oz. Take Duncan, now; you never can tell what a lawyer will do and I look for this bird to pull something wicked."

"How about this here K. Sugarman, the guy that ain't mad at no-

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## DARCEY JURY IS OUT

### Disagreement Seems Probable; Insanity Plea Has Bearing

LAKEVIEW, June 21. (Special to The Herald)—The jury in the trial of John Darcey for the killing of Dick Bannister at Paisley last December retired at five o'clock yesterday and had not returned a verdict at 10 a. m. this morning. The prospects were for a disagreement, it was said here, and the impression prevailed that a majority of the jury are for acquittal on grounds of insanity. Darcey's mother died in an insane asylum and his half-brother is now in an insane asylum in Nevada. The trial has been in progress for one week.