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PRICE FIVE CENTS

CHOLERA CAUSES DEATH OF DUCKS NEAR TULE LAKE

Federal Game Warden Geo. Tonkin Verifies Report From Sacramento

HUNTERS ARE WARNED

Dr. Rudolph Snyder Like- wise Urges Caution — 50,000 Birds Dead

A malignant form of bird cholera is responsible for the epidemic which is devastating countless flocks of ducks in the Tule Lake country.

This was the opinion expressed here today by George Tonkin, United States game warden for California, and Dr. Rudolph Snyder, inspector in charge of the U. S. bureau of animal industry for California, following a two-day inspection through the Tule Lake district.

The two federal game officials estimated that there are now at least 50,000 dead ducks in Tule Lake, with thousands still dying daily from the ravages of the dread disease.

"In spite of previous contrary reports, Dr. Snyder and myself both believe that the birds are stricken with some form of bird cholera," said Mr. Tonkin. "The symptoms indicated it might be one of several diseases, but these have been discarded one by one as our investigations continued, until it is now practically certain that it is cholera."

Mr. Tonkin repeated his warning against eating any of the ducks until such time as the epidemic runs its course.

Do not Eat Them
"It is even unwise to eat ducks which appear to be in the best of health," he said. "For it is more than likely that they are suffering from the disease in a lesser degree and it might result in severe intestinal trouble. Later on, when there is a big storm in this section and ice forms on the marshes it is possible that the epidemic will die out completely."

The two federal officials last night brought back 35 sick ducks from Tule Lake for observation here. By this morning five of these had died and they expect others will die by tomorrow, although it is expected that a big majority of them will recover. Ducks which they were able to catch with their hands two weeks ago are now completely recovered after being placed in fresh running water.

Dying Elsewhere
After their investigation today the officials will leave for the country around Yreka and thence to the Sacramento valley where ducks are reported dying from the same disease. By tracing the ducks in their southward flight they hope to gain information which will aid them in completing the diagnosis of the malady.

JURORS INDICT N. Y. OFFICIAL

NEW YORK, Oct. 30. (AP)—An indictment against Thomas L. Miller, former alien property custodian, was returned today by the special federal grand jury which investigated payments made by his office on certain alien claims.

SMALLPOX REPORTED

A case of smallpox broke out today in the Central school, here a student in the eighth grade was found to be suffering from the disease. As soon as the case was diagnosed the room was dismissed and every pupil will be vaccinated before the class resumes its work.

Badly Wanted Man Shows Up In Courtroom

Eugene Fugitive Caught When He Re-appeared

EUGENE, Ore., Oct. 30.—"We have another witness we want to introduce before we rest our case, but he is not here—Oh, here he is now," exclaimed attorney for Mark Broom, alleged moonshiner, during Broom's trial in circuit court here. The district attorney and a deputy or so gasped. The witness was L. Kenna T. Pickert, the man shot by deputies in a raid upon a still near the state fish hatchery on the McKenzie river March 31, and was afterward sentenced to jail but ran away when working on a trust gang at the county fair grounds.

After Pickert had testified for Broom, deputies stationed themselves at the door of the courtroom and placed him under arrest. He had been sought since his escape, but this was the first trace officers had obtained of him.

Pickert was serving out a \$1,000 fine and a six months sentence when he fled.

Indians Hold Big Congress

Northwest Tribes Gather Today at Spokane

SPOKANE, Wash., Oct. 30.—The Pacific Northwest Indian congress got into the serious business for which it was called when at today's opening session representatives of Indian tribes of the district, the federal government, the three Pacific northwestern states and Spokane voiced their attitude toward the problems of the Indians' future.

Several hundred tribesmen and their wives—many bedecked in ornate buckskin and bead costumes—were included in the audience which met in the Masonic temple auditorium. Nearby amid modern city surroundings, stood their teepees, some 75 of them, in Riverside avenue and in the city stadium.

B. A. Callahan, representing Governor Moore of Idaho, and Walter A. Meacham, representative of Governor Pierce of Oregon, voiced a desire for the maintenance of the Indian race and its traditions. "The Indians have much that the white man can learn from them," the former declared.

Three Lost When Trawler Capsizes

SEATTLE, Wash., Oct. 30.—(AP)—A wireless dispatch received here stated that a monster wave caught the little fishing trawler Bowser near a sand spit off Grays Harbor on the Washington coast today and tossed it, end for end, bottom side up, its crew of three missing.

The message said the master of the Bowser approached too near the sand spit in a heavy fog while a heavy swell was breaking over it. Other fishing craft in the vicinity witnessed the disaster.

To Hold Hearing at Jacksonville

MEDFORD, Ore., Oct. 30.—William Doby, H. B. Vanduzer, W. H. Malone, members of the state highway commission, and Roy A. Klein, state highway engineer, arrived in Medford at noon today after taking from Roseburg, and were taken at once to the hotel Medford where a luncheon was tendered them by the Medford chamber of commerce.

At two o'clock this afternoon, the commission will assemble in Jacksonville and open a hearing regarding the creation of a super-road district from Williams to the Oregon caves. Representatives from Williams, Rich, Applegate, Grants Pass, Provolet and Jacksonville are here to attend the meeting and give evidence concerning the opening up of the new road.

FOUND NOT GUILTY

EUGENE, Ore., Oct. 30.—Mark Broom, tried by a circuit court jury on a charge of setting up a still, was found not guilty in a verdict returned late yesterday afternoon.

SWEETHEART OF CRIMINAL AIDS IN HIS ESCAPE

Grit and Devotion Responsible for Daring Getaway of Martin Durkin

HELD AS ACCESSORY

Betty Warner Knocks Gun From Hands of Waiting Police Officer

CHICAGO, Oct. 30. (AP)—A woman's wit and devotion and a man's ability to slip and shoot his way through the waiting hands of police are stories behind the determined search for Martin J. Durkin, steel vested slayer of a federal agent and band of policemen in several cities. He is still at large.

To Betty Warner, his sweetheart, Durkin owes his freedom, if not his life. Early yesterday she knocked aside the shotgun of Sergeant H. L. Gray as Durkin stepped into a police trap and shot his way out. Lloyd Austin her uncle, died of bullets exchanged by Durkin and the detective, who was wounded. Betty, the mother of a 15-month-old baby by her husband, Jack Warner, was in Sacramento, California, when Durkin, on a previous occasion escaped from the authorities. This time he shot at a policeman but missed and escaped through a window when left alone in an unlocked room.

Now, Betty, is in jail, facing probable prosecution as an accessory in the shootings that have marked Durkin's escapes from arrest. But she is unafraid, for Durkin, she says, braved pursuing police to buy a new outfit for her baby and to bring them from a detective guarded apartment to a hotel, where they planned a new life.

Detective squads searching for Durkin, have pistols and shotguns ready to kill him on sight.

Wendling Logger Killed by Blast

EUGENE, Ore., Oct. 30.—Fred Thatcher, 54, was killed by a blast of giant powder in camp 35 of the Booth Kelly Lumber company 15 miles above Wendling yesterday. He was priming the blast holes in a stump when the powder was accidentally discharged. He is survived by his widow and six children.

GREEKS PILLAGE BULGARIA TOWNS

SOFIA, Oct. 30. (AP)—The Sofia newspapers print columns of "eye witness" stories today charging that the withdrawal of the Greek troops from Bulgarian soil was marked by scenes of pillage and destruction.

According to these accounts the Greeks took away food and clothing, even furniture and household utensils, in some cases leaving behind them only the bare walls of the homes they had looted.

French Socialist Offered Position

PARIS, Oct. 30. (AP)—The semi-official Havas Agency says that Paul Boncour, a leader of the socialist party and former minister of labor, has been asked to become French high commissioner in Syria, replacing General Sarrail. Havas says it is probable that General Sarrail will be recalled to Paris shortly to explain events in Syria. A special cabinet council to discuss the situation has been called for tonight.

TAKE AGRICULTURE OREGON AGRICULTURAL COLLEGE, CORVALLIS, Ore., Oct. 30.

(Special)—Leroy C. Wright and Wilfred B. Cooper, graduates of Klamath Falls high school are registered in agriculture at this institution.

Mr. Wright and Mr. Cooper, sophomores in agriculture, have as their majors dairy husbandry. Mr. Cooper is a member of Alpha Gamma Rho fraternity.

Big Cargo Of Liquor Taken Near Roseburg

Federal Sleuths Get Alcohol and Gin Early Today

ROSEBURG, Ore., Oct. 30.—Federal prohibition officers, under the direction of A. B. Hamer of Washington, D. C., who have been patrolling the Pacific highway north and south of Roseburg and establishing a virtual blockade for the past two days, seized their quarry today when they captured C. E. King and H. W. Snider, both of San Francisco, and confiscated 65 gallons of alcohol and 22 cases of gin, carried in two cars. Both men were accompanied by their wives. Following their arrest they were arraigned before United States Commissioner C. F. Hopkins, who fixed bail at \$2,500 each, and bound the men over to the federal grand jury at Portland.

Having received the tip that the two booze cars were on the way north from San Francisco, six federal officers appeared in the city on Wednesday and commenced stopping cars from both the north and south. During the day time only suspicious cars were stopped, but at night every car passing along the highway was forced to halt and was subjected to a thorough search.

Seattle Cops Stage Series Of Vice Raids

Exposure by Minister Brings Police Action

SEATTLE, Wash., Oct. 30.—(AP)—Following charges by Rev. Dr. Ambrose M. Bailey, of the First Baptist church before 2,000 churchgoers Sunday that bootlegging, gambling and the worst vices were general in Seattle, several raids have been made. Two girls, four men and a woman had been taken into custody by today's raid. One of the men arrested was Donald A. Rothrock, who said he was an attorney from Colton, California.

Mrs. Dorothy La Rue last night told police that Rothrock had forced her by pistol to accompany him to the Olympia, Seattle's largest and most exclusive hotel. While held a captive, she said, he told her that he had killed a policeman in Arizona and had fled the state on the day of his trial. When police attempted to arrest him, he drew a gun but was overpowered.

Monday a 16-year-old girl who had disappeared from her home in Port Angeles, Washington, 10 days before, was rescued by detectives from a house operated by a half-caste Japanese woman in Seattle's underworld, frequented by negroes. The woman and three men, one a negro, were arrested.

Liberals Lose in Canada Election

OTTAWA, Ont., Oct. 30.—(AP)—Indications today were that no party had received a working majority in the house of commons by yesterday's general election. But the liberals, who now control the reins of government, were overthrown. The conservatives, campaigning for a protective tariff, won more seats than any other party.

Father Held for Death of His Boy

SEATTLE, Wash., Oct. 30.—Victor Olson of Olympia, Wash., was charged with manslaughter for the death of a son of his, aged six years, a dispatch related here today. The lad was killed when an automobile in which he was riding, and which his father was driving, upset.

Expedition Fliers Making Good Time

ELKO, Nev., Oct. 30. (AP)—The Sterling expedition fliers, enroute from Chicago to Dutch New Guinea left Elko, at 9:50 a. m. for Reno. They expect to continue to San Francisco today, weather conditions permitting.

CONVICTS GIVEN DEATH PENALTY BY JUDGE KELLY

Willos and Kelley Told they Must Hang for Murder on Friday, Jan. 8

DENIALS ARE MADE

Both Convicts Insist They Did Not Kill Guards During Daring Break

SALEM, Ore., Oct. 30.—Ellsworth Kelley and James Willos, convicts at the state penitentiary who were implicated in the prison break of August 12 last, when two guards, John Sweeney and J. H. Holman, were killed, were today sentenced by Judge Percy R. Kelley to be hanged Friday, January 8. Tom Murray, leader in the prison delivery, whose gun killed Sweeney and seriously wounded Lute Savage, another guard, is under sentence to be executed Friday, December 18. Bert (Oregon) Jones, a fourth prisoner involved, was killed in the break, probably committing suicide after he had been wounded.

Both Dejected
Kelley and Willos were a dejected appearing pair when brought before Judge Kelly early today. They did not seem nervous, and both made rather extended statements, but both were unshaven and pale. Willos' pallor was particularly noticeable because normally he is of ruddy complexion.

Kelley was the first to be sentenced. Before Judge Kelly pronounced the grim words, "You shall be hanged by the neck until you are dead, and may God have mercy on your soul," he gave each man opportunity to speak.

Got Fair Trial
"I want to say," said Kelley, "that as far as the jury is concerned I have had as fair a trial as could be expected under the circumstances, but without apology, I want to say that I am a victim of circumstances. I did not kill Holman as the state has tried to show, and in time it will be proven that I did not kill him. That's all I have to say."

Willos is Sorry
"But I am not guilty of murder in the first degree," he added. "I never harmed any man during the get away, and never had the least idea of harming anyone. I am very sorry that anyone was harmed, but it was through misunderstanding in fact I understood that no one was to be harmed, and I want to say the same thing for Jones, Murray and Kelley. I think Jones simply went wild and began shooting, making things turn out the way they did. Both Kelley and I came back to the prison without handcuffs. We said we wanted to answer to the charge of first degree murder, but we did not think we would have to be hanged for it."

Will R. King, attorney for the two convicts, was given until December 25, to file a bill of exceptions preparatory to appealing the case to the supreme court. In the Murray case he has until December 5 to file a bill of exceptions.

EUGENE DEMANDS SAFER CROSSING

SALEM, Ore., Oct. 30.—The public service commission today set Tuesday, November 3, as the date of a hearing at Eugene on petition of the city of Eugene for the closing of the grade crossing over the tracks of the Southern Pacific on Blair boulevard at the northwest entrance into the city.

MOTION DENIED

NEW YORK, Oct. 30.—(AP)—The motion of the emergency fleet corporation to have the \$10,000,000 suit brought by the Bethlehem shipbuilding corporation dismissed for lack of jurisdiction was denied today by Federal Judge Bondy.

ANOTHER QUAKE

SANTA BARBARA, Calif., Oct. 30.—(AP)—This city experienced a sharp earthquake at 5:30 this morning, following a little jolt at 1:45 a. m. No damage was done.

Pierce Gives Statement On Weston Pardon

Governor Tells Why he Granted Slayer Clemency

SALEM, Ore., Oct. 30.—The full pardon granted A. J. Weston by Governor Pierce was based on the theory that no murder was committed and that Robert H. Krug, the dead man, was burned to death accidentally in his cabin, near Silet, Ore., according to a statement that was issued by Governor Pierce today.

The governor says frankly that he does not believe the story told by George Stilwell, one of the witnesses, whom the governor refers to as a "drunken sheepherder and illicit distiller." The governor declares his belief that Weston "has been the victim of a cold blooded frame up as was ever known in the records of western criminal procedure."

"I granted a full pardon to Jack Weston after becoming thoroughly convinced that he was innocent of the murder of Krug," the governor says. "Special investigations have continued over a period of nearly one year. Numerous reports have been submitted to me. I have had many interviews with Jack Weston and with various other people. Some believed Weston innocent and others believed him guilty. I interviewed Stilwell at length. I read and re-read the testimony in the various trials."

"The verdicts of two juries convicting Weston were set aside by the supreme court. I have no doubt that the third conviction would have been treated in like manner had Weston possessed the necessary funds for perfecting an appeal."

Delay Inquiry For One Month

BOSTON, Oct. 30.—(AP)—Evidence brought to light when the sunken submarine S-51 is raised, including engine room and deck logs, will be laid before the naval board of inquiry investigating the collision of Block Island which cost the lives of 33 men.

The board today exhausted its list of witnesses, including those from the steamship City of Rome involved in the collision and adjourned sine die pending the raising of the S-51. If the vessel is not raised within a month it was announced the board would convene to clear up the case and make its findings.

Water Main Breaks and Floods Streets

Water gushed forth and partially inundated Pine and Main streets shortly after noon today, when the water main on the corner of Pine and Fourth broke.

Water was quickly shut off and workmen started to repair two joints in the main, which had broken because of too much water pressure.

Farm Legislation Must Be Enacted

SIoux FALLS, S. D., Oct. 30.—(AP)—Governors of six middle western states today gave notice that legislation giving "agriculture equality" with industry and labor in the American protective system, must be enacted if the American Protective tariff is to be retained.

NEW AMBASSADOR WILL COME HERE

PARIS, Oct. 30.—(AP)—It is learned on high authority that Senator Victor Henry Berenger will be appointed shortly to succeed Emile Daeschner as French ambassador to the United States.

MITCHELL SAYS HE IS INNOCENT OF ALL CHARGES

Air Service Official Smilingly Denies Court Martial Accusations

COURT TAKES RECESS

Actual Trial of Fiery Colonel will Get Under way Monday Morning

WASHINGTON, Oct. 30.—(AP)—Having lost every preliminary effort to halt the court proceedings against him, Colonel William Mitchell today pleaded not guilty to the charges against him and informed the court he was ready to stand trial.

The air officer stood smiling to answer the charges. He said "not guilty" as each of the charges and sentences were called in turn of the prosecuting officer.

The plea did not deny the accuracy of the charge that the colonel had in his San Antonio statement accused his superiors in criminal and almost treasonable conduct in administering the air services of the government, but merely comprised a denial that this accusation constituted conduct in violation of good order and discipline, as declared in the charge.

The request for a bill of practice was thrown out by the court after a heated argument.

The court's law officer held that since the charges were set out in the specifications already filed, the request of the defense should be denied. This finding the court accepted without objection from any member.

Indian Mustangs To Be Condemned

WASHINGTON, Oct. 30.—(AP)—Wild Indian ponies and mustangs running loose on Indian reservations of the west have been condemned by the government Indian bureau and ordered sold. The wild ponies are described as destroyers of cattle feed and fences and as requiring twice the area for feeding purposes than cows need. The bronchos, numbering about 100,000, are fast being disposed of, Indians selling them to fertilizer companies at from two to five dollars a head.

Two Men Drowned at Grays Harbor

ABERDEEN, Wash., Oct. 30.—Two men are believed to have lost their lives early this morning when a fishing launch capsized off Grays Harbor bar. The name of the boat has not been obtained. The Westport coast guard crew is out searching.

NOTICE TO SUBSCRIBERS

Your carrier will call on you tomorrow for your subscription to the Evening Herald. During the school months the carriers collect on the Saturday nearest the first of the month, that is why he will present you with your November bill tomorrow and we hope you will be ready for him.

There are some who ask the boy to come back again, just as if it was an easy matter. Put yourself in that boy's shoes with the most delightful wealth or Klamath has ever known, with all of your friends calling you to recreation, with inducements for a good time on every hand—how would you like to have to walk blocks and blocks for 65 cents? Well, it is no different with your carrier. If he were your boy, you would be as sore as a bear with a sore head. If you haven't the money now, get it, so that when the boy comes in the morning all you will have to do is to hand it to him. It is only a fair thing to do, and we know you will feel better throughout the day, and for many a day, with the smile of satisfaction that will greet your thoughtfulness. DO IT NOW.