

Published Daily at
KLAMATH FALLS
"An Empire Awakening"

The Evening Herald

Associated Press Leased Wire

LET US MAKE 1926
THE BANNER YEAR
FOR THIS SECTION

Eighteenth Year—Number 5756

KLAMATH FALLS, OREGON, SATURDAY, FEBRUARY 13, 1926

PRICE FIVE CENTS

PAVE CALIFORNIA AVENUE, PLEA OF HOME OWNERS

Petition Will be Presented to Council Monday Night, Henderson Says

NEW TRAFFIC ARTERY

Would Take Load from Oregon Avenue and Connect Rock Creek Bridge

A petition to the city council to pave California avenue from Conger avenue to Oregon avenue, will be presented at the city council next Monday night.

This was the announcement today of T. P. Henderson, resident manager of the Klamath Development company.

The petition will ask the city council to take immediate steps toward securing preliminary plans and surveys of the proposed improvement. It is hoped that the office work, in connection with the improvement can be finished during the winter in order that paving can be started the first thing in the spring.

Significant Step

The improvement is a significant step toward the development of the northwestern quarter of town, included in Beuna Vista addition. Development of property in this section has been held up due to poor streets, impassable in winter time, but with the paving of California avenue, it is believed that this section, as a residential district will expand rapidly.

The proposed project is far-reaching in other respects also, it was pointed out. It will divert south-bound traffic on The Dalles-California highway—that is, traffic between Pelican City and Shippington—to a certain extent. It will be a short cut for residents of that section, who are driving toward Keno on the Ashland road.

24 Feet Wide

Pavement will be 24 feet wide. It is necessary to construct comparatively narrow pavement because the value of the property along the street is not sufficiently great to carry a pavement 35 or 40 feet wide.

"The property will carry a 24 foot pavement," Mr. Henderson said this morning. "We have made reasonably sure of that, or else we wouldn't put it before the council. The petition will be presented at the city council next Monday night, if present plans do not miscarry."

What effect the paving of California avenue will have on the Rock Creek bridge situation is a subject of speculation among interested parties.

Span Fight Argument

Those who are sponsoring the movement to build the bridge over the river at Shippington, point out that with the paving of California avenue, arguments by Conger avenue folk for the construction of the Rock Creek span across the river at the California Power company are many are nullified. They state that the paving will connect Conger avenue with a main highway on the north and that in addition a great bulk of the traffic that would come through Shippington if the bridge were built at that point, would come

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Veteran Flyer, Originator Of Sky Writing, Dies In Flaming Mail Plane Which Strikes Tree

Man Who Dared Death With Loops and Spins Killed in Night Flight Under Favorable Conditions, With Air Clear

CLEVELAND, Ohio, Feb. 13. (AP)—Art Smith, one of America's best known aviators, and widely known as a stunt flyer, lost his life while straight flying last night. He was killed when his mail plane struck a tree and crashed to the ground near Montpelier, Ohio, six miles northwest of Bryan. His body and mail he was carrying from Chicago to New York were burned when fire broke out in the wreckage.

Details of the accident were lacking here early today. He was about two miles off the regular air mail route

PICK WOMAN AS DISTRICT JUDGE, PORTLAND COURT

Mary J. Spurlin Selected by Pierce to Succeed Judge Richard Deich

SALEM, Ore., Feb. 13. (AP)—Governor Pierce today appointed District Judge Richard Deich of Portland to succeed Judge Jacob Kanzer as judge of the court of domestic relations for Multnomah county, and appointed Mary J. Spurlin to succeed Deich as district judge.

PORTLAND, Ore., Feb. 13. (AP)—Miss Mary J. Spurlin, who is the first woman to occupy the judicial bench in Oregon, graduated from the Northwestern College of law of Portland in 1924. She has been a resident of Portland since 1913. Before taking up the study of law she was a stenographer. Miss Spurlin is 38 years of age and a Virginian by birth.

She was appointed a member of the child welfare commission by Governor Pierce a few months ago. Judge Richard Deich has been on the district bench in Portland for more than five years. Previously he had been a deputy district attorney in Multnomah county under Walter H. Evans, who now is on the circuit bench. Judge Deich is a Spanish-American war veteran.

MOBS RIOT FOR FUEL IN EAST

NEW YORK, Feb. 13. (AP)—A riot call for police was sent out today when hundreds of men, women and children seeking fuel stormed the coke yards of the Consolidated Gas Company. Scores were injured before the police could quell the disturbance.

PUBLISHER DIES

MYRTLE POINT, Ore., Feb. 13. (AP)—J. M. Bledsoe, former publisher of the Coos County American, and well known in newspaper circles of Idaho and eastern Oregon, was found dead in his bed here this morning.

Sam Kozer Not To Make Run For Governorship Nomination, Belief In Political Circles

SALEM, Feb. 13. (Special)—Secretary of State Sam A. Kozer is expected to announce within the next 24 hours that he will not be a candidate for the republican nomination for governor in the May primaries.

For several days the talk has been that Kozer would announce himself one way or the other this week or during the week end. There is current here a report, savoring strongly of authenticity, that he has decided not to be a candidate. This decision, it is said, probably has an economic reason back of it.

Mr. Kozer believes he could win the republican nomination and the election, so the story goes. But his many years in public life have not enabled him, it is said to build up much in the way of financial resources, and as a future prospect he believes business would be better than politics.

STORM HITS PORTS ON PACIFIC

Beach Structures Crash; Coming of Rain Is Godsend

SAN FRANCISCO, Feb. 13. (AP)—The storm king is gradually lifting his siege of the Pacific coast today after having battered one craft into a hopeless wreck, taken a toll of two lives and left a wake of shattered beach structures from San Francisco to San Pedro and beyond.

The wind, rain and snow were wearing themselves out today after having swept coast and inland regions for two weeks. A thousand miles of coast line was raked by the tremendous off-shore winds that roared down both the mid-Pacific and North Pacific steamer lanes. One craft, the Yosemite, was smashed down on the San Francisco harbor bar and wrecked. Yesterday and last night her shattered beams were strewn along the ocean shore from the Cliff House south.

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2 BANDITS FAIL IN ATTEMPT TO ESCAPE PENALTY

Noose Claims 2 Who Staged Chicago Holdup in Which Clerk Died

CHICAGO, Feb. 13. (AP)—All-night efforts to save them having failed, Joe Holmes and Jack Woods, members of a band of five who killed Frank Rodkey, cashier, in the wild west holdup of the fashionable Drake hotel last summer, were hanged today.

Tracy Drake, one of the principal owners of the hotel, was a spectator. Until a few hours before the trap was sprung, efforts were made to obtain a stay of execution on the grounds that the men had become insane. The plea that saved Russell Scott, erstwhile Canadian financier, convicted of killing a drug clerk in a holdup, failed in this case.

The daring attempt to rob Drake was made in broad daylight, July 30; two of the five robbers being slain, two captured and one escaped.

Mexican Suspect In Attack Case Slashes Wrists

Suicide Try Made by Police Chief of Tia Juana

SAN DIEGO, Calif., Feb. 13. (AP)—Luis Amador, Tia Juana saloon owner, jointly charged with Chief of Police Zenobio Llanos with attacking the Misses Clyde and Audrey Petet, which resulted in the suicide of the two girls and their parents, Mr. and Mrs. Thomas H. Petet, attempted to end his life this morning in the Tia Juana jail by slashing his wrists with a razor blade.

Guards saw Amador as he slashed his wrists for the second time and quickly entered the cell. Amador was overpowered before he could inflict further injuries upon himself and a physician was summoned. The doctor, it was stated, succeeded in stopping the flow of blood and sewing up the wounds.

Tia Juana officials stated that extra guards would be placed over all the prisoners held in connection with the Petet tragedy and that precautions would be taken to prevent any of them attempting suicide. At the same time it was stated that Amador, Llanos and the other five prisoners would be brought to trial at the earliest possible moment.

Senate In Late Night Session Cuts Taxes On Automobiles, On Inheritances And On Admissions

Measure Still Subject to Conference Between Two Houses; Democrats Stage Hot Fight on Repeal of Surtaxes on Big Incomes

WASHINGTON, Feb. 13. (AP)—Standing pat for a reduction of nearly half a billion dollars in the annual federal tax bureau, the senate passed the revenue measure late last night, 58 to 9.

The \$126,000,000 cut made by the senate over the house bill must run the fire of conference between the two houses which will begin the first of next week with a view to final enactment of the measure in time to make the reduction effective with the filing of first tax returns on March 15.

Conferees are warned in advance by Secretary Mellon that the condition of the treasury will not permit of the \$456,000,000 reduction carried by the senate bill. President Coolidge is confident the conference committee will bring the total near enough to the \$330,000,000 proposed by the house bill to permit him with safety to sign the measure.

Besides accepting all of the reductions proposed by the house, the senate made these major changes in the bill:

Repealed the inheritance tax. Struck out the tax on admissions and dues.

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Dutch Steamer Saves 24 Men As Boat Sinks

German Steamer Aphis Is Abandoned at Sea

PORTLAND, Maine, Feb. 13. (AP)—All of the members of the crew of the German steamship Aphis were rescued when she was abandoned at sea, 1,350 miles east of Cape Race last Friday.

This was learned today with the arrival here of the Dutch steamer Driebergen, which removed the men from the sinking craft. The rescue party numbered 24.

The Driebergen, which is bringing in 5,000 tons of German coal from Rotterdam, was anchored in the lower harbor and will not dock until early next week, but it was learned from the pilot who brought her in that all of the Aphs' company was saved and that none was injured. The rescue was accomplished between gales while mountainous seas were running and with great danger to the seamen from the Driebergen, which stood by the doomed craft from one o'clock in the morning until 10 o'clock at night. When she left, the Aphs, a steel ship, was in a sinking condition.

FORMER LOCAL BOY SENTENCED

Harry Court, former Klamath county resident and at one time a pupil in the Summers school, has been sentenced to serve five years in San Quentin and to pay a fine of \$500, following his conviction in a Redwood City, Calif., court.

Court was charged with being a hit-and-run driver. He admitted having killed a young boy with his car and also admitted having failed to stop and give aid. He has a brother in Lakeview.

BOOST GAS PRICES

NEW YORK, Feb. 13. (AP)—Tank wagon gasoline prices have been advanced one cent a gallon by both the Standard Oil company of New Jersey and the Standard Oil Company of New York throughout their territories.

PALUSO Wins

PORTLAND, Ore., Feb. 13. (AP)—Lon Paluso, Salt Lake lightweight boxer, won a 10 round decision from Don Frazer of Spokane, here last night. Paluso outboxed his opponent who could not land effectively.

ASK U. S. ACTION TO STOP MERGER OF FOOD DEALERS

Department of Justice Requests Injunction from New York Court

CHAIN STORES ARE HIT

Move of Government comes Within 10 Days of Announced Stock Sale

WASHINGTON, Feb. 13. (AP)—The department of justice in its second big anti-trust procedure of the week asked the federal court in New York today for an injunction against proposed merger of dealers in food products.

The action is against the National Food Products Corporation and nine individuals and involves some of the most widely known chain store organizations.

The individuals named H. C. Brock, C. C. Burdick, L. Benedict, B. S. Halsey, J. A. McDermott, Charles B. Crane, Ernest H. Wands, William H. Hall and Ernest J. Halberg.

It was charged in the government's petition for a restraining order under the Clayton act that the National Food Products Corporation had acquired through exchange of stock control of the following companies: The Great Atlantic and Pacific Tea company, National Dairy Products corporation, H. C. T. Back company, Inc., James Butler Grocery company, United States Stores corporation, David Fender Grocery company, First National Stores, Inc., Abbotts Alderney Dairies, Inc., the Borden company, Reid Ice Cream company, United States Dairy Products corporation, and the Detroit Creamery company.

The government asserted that it was the program of the National Food Products Corporation to operate as a holding company for the various units. It asked that the court compel the corporation to dispossess itself of the stock of competing corporations already acquired and enjoin it from subsequently acquiring or controlling any phase of the subsidiary corporations' operations.

This phase of the government's action is similar to that employed against the Ward Food Products corporation in a suit filed in Baltimore Monday. The petition said the action today followed by less than 10 days the advertisement of public financing of the National Food Products corporation.

"We see in the daily papers that the Countess of Cathcart has been held on the grounds of moral turpitude, because of her divorce in which the Earl of Craven, a married man, was the co-respondent."

"We are not championing the cause of Lady Cathcart. But we know that the Earl of Craven has been admitted into the United States and is at present here."

"The purpose of this letter is to ask why the woman is excluded for an act which was not barred to the man, although he is admittedly as guilty as she?"

"If the case is as reported, we protest against such discrimination against women."

The letter was signed by Mrs. A. Gordon Norrie, Mrs. Raymond Brown, Mrs. H. C. Drier, Mrs. John Blair, Mrs. Alice D. Miller, Mrs. Norman Der Whitehouse, Mrs. James Lees Laidlaw, Mrs. James Russell Parsons and Mrs. Lewis S. Thompson.

AUTHOR DIES

NEW YORK, Feb. 13. (AP)—Henry Holt, author-publisher, died today at his home in this city. He was 86 years old.

PORK BILL PASSES

WASHINGTON, Feb. 13. (AP)—An appropriation of \$50,000,000 for rivers and harbors carried in the army bill was approved today by the house.

LA GRANDE WINNER

LAGRANDE, Ore., Feb. 13. (AP)—La Grande high school defeated the Pendleton Buckaroos here last night 20 to 16.

Spectacular Plea Made To Supreme Court Fails To Aid Man Scheduled To Hang Today

WASHINGTON, Feb. 13. (AP)—Harry Garbutt, under sentence to die today at San Quentin prison, California, for murder, lost a desperate and spectacular last minute fight today for a respite from the supreme court.

After several justices had refused to grant his plea for a stay of execution, his counsel succeeded in assembling the membership of the highest tribunal in chambers to consider collectively his plea, that the sentence was illegal because it was pronounced upon him in his absence from court.

After the conference, unusual in the history of American jurisprudence, the court as a whole announced that it would not interfere with the execution.