

Published Daily at KLAMATH FALLS "An Empire Awakening"

The Evening Herald

LET US MAKE 1926 THE BANNER YEAR FOR THIS SECTION

Associated Press Leased Wire

Eighteenth Year—Number 5812

KLAMATH FALLS, OREGON, WEDNESDAY, APRIL 21, 1926

PRICE FIVE CENTS

FARCICAL HEARINGS NEAR END

Bitterness Marks Close of Senate Liquor Hearing

WASHINGTON, April 21.—(AP)—Buffeted by complaints from both sides, the senate prohibition committee continued its hearings today in an atmosphere of increasing tension.

The drys again had the right of way, and as the time allotted them drew toward its close they put on the stand a succession of witnesses who spoke for prohibition organizations; farm groups and others, in opposition to any change in the Volstead act.

The managers of the dry side of the controversy formally asked that their time be extended, and the committee took the petition under advisement. It was pointed out by the dry leaders that Senator Reed, democrat, Missouri, the committee's only wet member, had taken up with cross-examination much of the time allotted for dry testimony.

Senator Reed has complained that the drys are being favored by the committee's methods of procedure.

Chairman Harrell announced receipt of a letter from Governor Pinchot of Pennsylvania, declaring the dry law can be enforced but attacking present enforcement methods. The chairman turned the letter over to the dry managers who indicated they would present it formally later.

Another United States district attorney, A. E. Bernstein of Cleveland, Ohio, was called next by the drys.

"What's the best way to bring about enforcement of the law?" asked Senator Goff, republican, West Virginia.

"Prosecution with jail sentences," Bernstein replied. "Fines mean nothing."

"Have you received much assistance from the local police?" asked Goff.

"We did not at one time, but have during the past year."

The witness contended that trial by jury in misdemeanor cases had not been abolished as suggested by District Attorney Buckner of New York.

"Our dockets have not been clearing good," he said. "If a community knows you are going to enforce the law, it will react to it."

"Do you think the Volstead act can be enforced?"

"It can be enforced and is being enforced in northern Ohio."

Bernstein said he thought the Volstead act should have "more teeth" in it, especially with respect to search warrants.

"We can't proceed against private homes unless there is a sale," he added.

Committeemen didn't agree that the law placed that construction on enforcement.

LOGGER KILLED

LONGVIEW, Wash., April 21. (AP)—William Carey, 21, of Toledo, Oregon, was killed almost instantly by a rolling log while at work for the Midway Logging company near Stella, yesterday afternoon.

Texas Again Swept By Storms As 4-Inch Rain Is Recorded

DALLAS, Texas, April 21. (AP)—A violent wind and rain storm sweeping over south Texas between San Antonio and the Rio Grande yesterday took a toll of three lives, damaged streets and bridges in San Antonio to an extent estimated at \$2,500, caused a train wreck early in the day near Snyder on the Roscoe, Snyder and Pacific railroad, and left bridges wrecked and streams overflowing.

Sadie Wilson, 4, and Rosie Wilson, 6, were drowned on a ranch near Sweetwater when a gulch near the home was flooded with water early yesterday.

J. H. Boroughs, 60, prominent merchant of Lubbock, was killed by lightning.

Long Sentence For Captain Of Liquor Vessel

Crew of Pescawha Also Receive Stiff Punishment

PORTLAND, Ore., April 21.—(AP)—Captain Robert Pamphlet, master of the Canadian schooner Pescawha, which was seized as a rum runner off the Washington coast in February, 1924, was sentenced in federal court today to two years in the penitentiary and fined \$5,000. Jacob Woltje, who was convicted along with Captain Pamphlet was sentenced to two years and fined \$10,000.

Frank Bates, Woltje's second in command, was sentenced to 18 months and fined \$5,000.

Sentences were pronounced by United States District Judge R. S. Bean, who presided at the lengthy trial. Five other defendants were sentenced. Joe Essex received nine months in jail and \$200 fine; Tex Smith, six months and \$200 fine; Clarence Laro and Michel Ogilvie fined \$500 each.

Capture of the Pescawha by the coast guard cutter Algonquin followed the rescue by the Pescawha of the shipwrecked crew of the freighter Caoba. The Pescawha defendants declared they were drawn inside the twelve mile line by necessity of that rescue.

Chiloquin Vote Elects Gienger

99 Votes Ahead of Balfour in Balloting

- CHILOQUIN OFFICIALS
A. C. Gienger, mayor.
C. E. Hodrick, J. H. Headig, J. E. McCain, P. R. Marquardt, C. A. Newman, C. R. Williams, councilmen.
Henrietta Marquardt, city treasurer.
Ralph M. Farmer, police judge and city recorder.
James Ferguson, city marshal.

In a spirited contest which called forth practically every voter in Chiloquin, A. C. Gienger yesterday polled 155 votes, defeating W. C. Balfour in the majority contest by a count of 99. Balfour's total being just 56.

Ralph M. Farmer, candidate for police judge, had no opponent and got 216 votes.

A total of 277 citizens went to the polls.

The new officers will be installed the first Monday in May.

\$80,000 LOSS IN NIGHT FIRE

LAKEPORT, Calif., April 21. (AP)—A fire which did damage estimated at \$80,000 swept through the downtown section of this town last night. Five buildings were destroyed and two others slightly damaged. One of the burned buildings, the old Lakeview hotel, was unoccupied.

Five roomers escaped from the Monroe apartment house, which was leveled by the flames, by sliding down ropes made of sheets.

The blaze originated in the rear of a restaurant.

Nile Documents Little Aid To Fundamentalists

NEW YORK, April 21.—(AP)—Professor James H. Breasted, returned from the scene of excavations in the Nile valley, says Egypt has yielded nothing among its thousands of ancient inscriptions to bear out fundamentalist interpretations of Bible stories. He is directing the work of three expeditions and is organizing a fourth to penetrate farther into the Nile valley. One of the expeditions is studying the coffin inscriptions in the Cairo museum, another the inscriptions in the temples at Luxor and a third has been excavating the ancient mounds at Armageddon.

"Remember, I am not fighting the fundamentalists when I say this," explained Professor Breasted, concerning the biblical stories. "Yet I say emphatically there is nothing in the inscriptions to bear out their interpretations of the bible. The fundamentalists will never be supported by the documents on which we are working."

One of the first finds made at Armageddon, Professor Breasted said, was a stone block on which was recorded the victory of King Shishak of Egypt over the Jews in the reign of King Rehoboam.

GINSBACH TO RUN AS OPPONENT TO INCUMBENT, LEE

Withdrawal of W. F. B. Chase Thought to be aid to Latest Candidate

N. D. Ginsbach will be a candidate for the democratic nomination for county assessor, and will match his steel with that of the present incumbent, "Bill" Lee. Ginsbach has been a resident of the county for about seventeen years, is owner of considerable city and county property, and has a large acquaintance throughout the county. The advantage that Lee holds over him by reason of having been in office and in contact with the public for years, is a real handicap, but Ginsbach will have back of him a following that will make a determined fight for his nomination and he expresses confidence that he will win the nomination.

One factor that will help Ginsbach materially was the decision of W. F. B. Chase not to be a candidate for the office. Chase has a strong following throughout the county that was anxious to see him run for assessor or county judge. After giving their solicitations careful consideration, he decided not to be a candidate for either office. In announcing his decision, Mr. Chase today said: "It is needless for me to say that I appreciate the interest my friends have manifested in my behalf, but I prefer to serve them as a private citizen. I gave careful consideration to their suggestion that I seek the nomination for county judge or assessor, but I believe I can be of greater service to my county outside of public office than I can in it. My one desire is to see Klamath county forge ahead, and to that end I am going to dedicate my efforts."

The Goddard entrance into the race for county judge was a fruitful source of conversation among the politicians throughout the day. It seemed to be the general opinion that Goddard's candidacy practically eliminated Fred D. Baker and that the battle would be between the mayor and Bunnell. That the campaign would be an interesting one was conceded on all sides as both men are admittedly strong.

PROTEST SALE

LA GRANDE, Ore., April 21.—(AP)—Attorneys for the Ray Woodbury company of Portland, and Ed Wetzel of Spokane, today filed a demurrer in circuit court against a recent injunction restraining the sale by the sheriff of the Central Railway company in Oregon, a line in Union county connecting with the O. W. R. R. and N. tracks, alleging that the court has no jurisdiction to appoint a receiver.

RESCUE WORKERS HANDICAPPED BY EARTH CONDITION

With one Man Taken from Cavein, Effort to Recover Others is Balked

SHOVELERS MENACED

Men, Working Feverishly, Themselves in Danger of Another Slide

QUINCY, Calif., April 21.—(AP)—Raffled by a stubborn tangled debris after one of the six workmen buried in a cave-in in the Grizzly creek tunnel of the Feather River Power company, 30 miles from here, had been snatched from death, rescue crews early today had dug to within a few feet of the place the other victims were believed to be trapped. The men were caught in a slide in the tunnel late Saturday night.

Thomas McDermott, who was pulled out from beneath shattering timbers at 5:29 o'clock last night, was found to be uninjured except for exhaustion. He was taken to a bank-house nearby which had been fitted up as an emergency hospital, and after he had rested a bit, he said he believed his companions would be found alive near the spot where he was found.

The slushy earth that extends from the facing of the rescue tunnel is wiping out the work of the rescue crews almost as fast as they progress.

Driving northwest, straight through the original bore of the tunnel, the rescuers are timbering and shoring as they go along. But the work is distressingly slow. The workers themselves, are in a long chamber, eight by eight feet, picking their way along by painful inches and hoping that the hastily constructed tunneling behind them will not collapse from the weight of the loosened rock and granite, or be undermined by the steadily trickling waters that drip upon them.

The scene is set, inconspicuously, in a background of matchless beauty. To the north, Grizzly creek runs through a channel cut through granite, and all about is a rugged wilderness of pine and fir. A snow covered trail leads to the nearest settlement, three miles away. Buck's ranch, headquarters for the construction executives, is eight miles away, over a rock and granite mountain. It can be reached only by horse or snowshoes over trails that have been marked through the snows.

Begin Storing Water In New Idaho Project

Entire Town Must be Moved to Make Room For Flood

AMERICAN FALLS, Idaho, April 21.—(AP)—Storage of water in the American Falls reservoir, Idaho's largest irrigation project, started at 9 o'clock this morning, when the gates in the incompleted dam were closed. Enough water to meet the legal requirements of the Minidoka and Twin Falls projects was allowed to flow through the specially constructed gates. It was estimated that the storage today would amount to 23,000 acre feet. Construction of the dam will proceed. (Continued On Page Six)

Want Ad Replies Flood Local Firm

In yesterday's edition of the Evening Herald appeared a want ad, inserted by the firm of Head & Reed, real estate firm in the Grizzle building, offering for sale a \$4,000 home. At 1:30 this afternoon 42 people had called in response to the advertisement and despite the fact that terms were offered, indications were that the house would be sold for cash at 3:30, according to J. R. Keyes, salesman for the firm. Herald ads have a kick.

Pinchot Says Dry Laws Can Be Enforced

WASHINGTON, April 21. (AP)—The prohibition law can be enforced in any place where the state or the national government firmly determines to enforce it, Governor Pinchot of Pennsylvania, said today in a letter sent to the senate committee which is conducting hearings on modification bills.

"The wets who have appeared before your committee," the governor wrote, "have produced nothing that was not known before. The politics, the corruption, the inefficiency, the granting of permits to concerns utterly unfit to hold them, the huge diversions of denatured alcohol to the bootleg trade.

"During 1923, more denatured alcohol was manufactured in the Philadelphia district than anywhere else in the United States except in Maryland and Louisiana, and more whiskey stored in the Pittsburgh district than anywhere else except in Kentucky.

"Where in the fall of 1923 the investigator counted in the streets of Philadelphia in one evening from 150 to 250 intoxicated persons and from 300 to 400 on Saturdays, a recent trip during the same hours over the same streets showed only three persons under the influence of liquor."

STREET CLOSING QUESTION TO BE ON MAY BALLOT

Circulators of Referendum Petition Obtain Over 300 Signatures

That Klamath Falls voters will vote next May 21, on the proposition of closing Walnut street from Third to Fourth and adjacent alleys, became a certainty this afternoon with the announcement that over 300 signatures on the street closure referendum petition had been secured.

"Have we enough signatures? Well I should say so," Doc Powell, councilman, who has opposed the street closure since its inception, said today. "We have almost twice as many as we need, and you can put it down for sure that the referendum measure will be on the ballot, May 21."

Opposing forces to the street closure seek to have the ordinance passed by a two fifths majority of the council, vacating one block and several alleys, annually by vote of (Continued on Page Six)

Miller's Auto Is Recovered; Thief In Jail

Car Taken Six Weeks Ago Found in Portland Yesterday

A high-powered roadster, stolen in Klamath Falls from W. D. Miller, president of the Miller Construction company, was recovered late yesterday in Portland and the thief placed in a Portland jail under a government charge, according to word received here this morning by Chief of Police Harry M. Loucks.

Miller's car was stolen from in front of his office, South Sixth street and Commercial street, six weeks ago. Loss of the machine was reported to local police. Notice of the stolen car was immediately flashed to law enforcement agencies in Oregon, Washington and California.

The thief, whose name police were unable to learn, was arrested on another charge. Examination of the motor number on the car disclosed that it was the same as that on the car stolen from Miller.

Police are still searching for the small roadster stolen Saturday night from Oliver W. Howard, Bly. The small car was taken from where it was parked in front of the Ray hotel.

Officer Fires To Halt Boys In Stolen Car

Calif. Youths Caught With Powerful, Fast Roadster

MEDFORD, Ore., April 21.—(AP)—Everett Rhodes of Los Angeles, 15, is in a local hospital with a bullet through the left leg, while his traveling partners, George Thornton, 17, of the same city, Pearl Roberts, 15, and Joseph Beach, 16, both of Long Beach, are in jail, following their arrest by State Traffic Officer C. P. Talent, south of Ashland, for an alleged automobile theft in southern California.

Two of the boys, Roberts and Beach, claim the responsibility, claiming the other two to be passengers they had picked up at San Francisco enroute north.

A federal charge will probably be placed. Roberts claims he has a father living in Eugene, and a mother and sister in Long Beach. The car they were driving was a powerful roadster and by its speed officers say, a California officer, from Yreka, was left behind when he attempted an arrest shortly before their arrival here. Rhodes was wounded by Policeman Ingham of Ashland, who assisted in the capture of the boys.

Dempsey Signs And Rickard Is In For Trouble

\$5,000,000 Stake in New York Endangered by Move

FORT WORTH, Texas, April 21. (AP)—Jack Dempsey put his name of the dotted line today.

The heavyweight champion of the world signed articles of agreement here shortly before noon with Tex Rickard to fight a championship bout around September 16, at a place and against an opponent to be selected by Rickard.

Waving aside reports from New York that the New York state athletic commission might revoke his license and put in jeopardy his \$5,000,000 investment in Madison Square Garden if he should pick Gene Tunney as Dempsey's opponent or New Jersey as the scene of the fight, Rickard reiterated that his choice would be made between the two sites and that Tunney would be considered.

Rickard called attention, however, to the fact that contract signed here today by Dempsey and himself does not violate the requirements of the boxing commission.

NEW YORK, April 21. (AP)—The New York state athletic commission will summon Tex Rickard upon his return to this city from Fort Worth, Texas, to explain his action in signing Jack Dempsey for a world's heavyweight championship fight in September, Chairman James A. Farley said today.

RAIL VETERAN DEAD

PORTLAND, April 21. (AP)—William McMurray, who asked to be retired May 1 from the position of general passenger agent of the Union Pacific system at Portland, died here late yesterday.

Italians Celebrate 2680th Anniversary Of City Of Rome

ROME, April 21. (AP)—Romans today abandoned their usual activities and assembled in the gaily-beflagged streets and squares to celebrate the city's 2680th anniversary with ceremonies symbolizing Mussolini's determination that Rome ancient glory shall be restored.

Unlike most of the celebrations since the advent of Fascism, today's occurrences were dominated by the participation of the working men instead of the military, in accordance with the dedication of the event and the slogan, "The spiritual foundation of the new empire has been created; now the work of realization must begin."

ITALIAN WAR DEBT PLAN O.K.

Vote of 45 to 33 Ends Long Debate of Law Makers

WASHINGTON, April 21.—(AP)—The war debt settlement with Italy was approved today by the senate. An effort to send the Italian debt settlement back to the committee for further investigation failed. The vote was 45 to 33 with opponents of ratification lining up behind the motion to recommit.

With a vote set for 4 o'clock this afternoon, the senate today engaged in its last hours of debate on the Italian debt finding agreement. Senator Reed, democrat, Missouri, had started the discussion with a fiery denunciation of Premier Mussolini, declaring the settlement would be a gift of a billion and a half dollars to the premier, "who is drunk with power."

"The vision that delimits his eye," the Missouri senator said of Mussolini, "is an ocean of blood, through which he can walk in triumph."

Senator Borah, republican, Idaho, moved to recommit the settlement to the finance committee with instructions to investigate Italy's capacity to pay and this motion must be voted on before a vote can be taken on ratifying the agreement itself.

The settlement was defended by Senator Gerry, democrat, Rhode Island.

Wool Prices Stronger As Bids Continue

Three Cent Advance Noted as Growers Hold Firm

PORTLAND, April 21. (AP)—Although wool trading generally is quiet in the northwest, the market is showing a firm undertone and local buyers have advanced their bids approximately three cents a pound over former quotations. Shearing operations are becoming general east of the Cascades. A few ranch clips have sold around the Condon district at the thirty cent level while 100,000 pounds in the Lakeview section sold to a Boston firm at 30 1/2.

Local hide and wool houses are now offering 35c for valley fine, and mediums, and 33 cents on coarse wools, while bids on eastern Oregon ranch clips range from 28 to 30c.

- FREAK DEATH
FAIRMONT, W. Va., April 21. (AP)—Last January Joan H. (Joek) McNeil, 60, a mine foreman, led 21 miners to safety following a fire in the Jamison Coal and Coke company mine near here in which 19 other men lost their lives. Today McNeil is dead, having succumbed to injuries received in a fall from three steps of a flight of stairs.

Scores of thousands of national and black flags floated in a gentle breeze, and innumerable multi-colored proclamations covered the walls of buildings throughout the city. Early in the day the streets were filled with marching men. The Rome of yesterday and today were joined symbolically when two new tramway lines, destined to extend the limits of the city, were inaugurated simultaneously with the official beginning of the work of restoring the ancient Marcellus theatre. The ancient building is now surrounded by squalid dwellings, which are to be removed.