

# FIRE THREATENS OREGON TOWN; DYNAMITE USED

## EDWARD BROWNING WINNER IN SEPARATION SUIT

### BLAST TO STOP RUSH OF FLAMES

### Boy's Skull Fractured; Buildings Razed

EUGENE, Ore., Mar. 21 (AP).—Fire which endangered the whole town of Marcola, 17 miles northeast of Eugene on the Mohawk river, broke out early this morning, destroyed two garages and the I. O. O. F. building which housed the largest general store at that place. A blast of dynamite used to keep the blaze from spreading seriously injured 13-year-old Billy Estes, whose skull was fractured and right shoulder broken when he was struck by a flying piece of pipe, and also injured Lucine Miles, mill employe, whose foot was cut by flying glass. Both the injured were rushed to the Pacific Christian hospital at Eugene.

Discovery of the fire, which is believed to have started in the back of the J. P. Churchill garage about 5 o'clock this morning, was made by a Mr. Robinson, who saw the flames from

### Klamath Should Have Exhibit At California Show

Klamath will be placed on the national sportsmen's map if certain forward looking members of the Klamath Sportsmen's association have their way. California will have a sportsmen's exhibit in the near future. Klamath, according to Al Humphrey, should not only have a booth but should have its personal representatives there. This question and others of equal import will be brought up this evening before the Klamath Sportsmen's association. Mr. Humphrey, president of the association, urges sportsmen to attend the meeting.

### Postmaster Of Lakeview Dies Saturday Eve

(Special To The Herald) LAKEVIEW, Ore., Mar. 21.—At the height of excitement at an American Legion smoker Saturday night, William Massingill, Lake county pioneer and postmaster of Lakeview for the past two years, dropped dead from a heart attack.

In good health up to the fatal attack, Massingill was joining in the applause which spurred on local boxers at the smoker. Suddenly he collapsed and in a few moments died.

Massingill was one of the most prominent residents of southern Oregon. He organized the mercantile firm of Bailey and Massingill and after being connected with the business for years moved to San Diego. Returning to Lakeview he organized the Home Supply company. Selling out his interest he joined the real estate firm of Favell and Utley of Lakeview. Two years ago he succeeded the late P. P. Cronemiller as postmaster of Lakeview.

He was a member of the Klamath Falls lodge of Elks. This is the third tragedy in Lake county in the past week. First came the Amburgey tragedy in which two children, Arlo Amburgey and Audrey Amburgey, son and daughter of Mr. and Mrs. Amburgey were frozen to death; then the fatal fall of N. C. Christensen, seven year old son of Mr. and Mrs. H. R. Christensen of West side; and third the untimely death of Mr. Massingill.

### Plant In Lake County Is Sold By N. P. Jensen

LAKEVIEW, Ore., Mar. 21. (Special) — Exercising final details of their agreement, the Peoples Light & Power Corporation of Minneapolis yesterday took over the ownership and management of the N. P. Jensen electric property, serving the towns of Lakeview, New Pine Creek and Fairport. Consideration in the purchase is reported approximately \$35,500.

Plans of the new company for providing an extended service have not yet been completed, though purchase of a 250 horsepower diesel engine has been arranged and this will be shipped at an early date. As soon as weather will permit improvements will be made at the present power plant and change over to three phase operation will be made. A new three phase line will be built from the plant in Pine Creek canyon to Lakeview.

### Late News Flashes

**FELLOWSHIP GRANTED**  
PORTLAND, Ore., Mar. 21.—(AP)—Avarad Fairbanks, professor of Sculpture of the University of Oregon has been awarded a fellowship by the John Simon Guggenheim memorial foundation. The fellowship, one of fifty announced today from New York, provides funds for a year's study abroad and was conferred in recognition of unusual creative ability in the fine arts.

**ROGERS TAKES FLIGHT**  
PORTLAND, Ore., Mar. 21.—(AP)—Mayor Will Rogers, of Beverly Hills, Calif., who arrived here last night from Boise, Idaho, accepted an invitation to hop off in an airplane from here about 11:30 today for Tacoma, Wash., where he is to speak tonight.

**HUSBAND KILLS WIFE ACCIDENTALLY**  
MILL CITY, Ore., Mar. 21.—(AP)—Mrs. C. E. Martin, 18, was accidentally killed by her husband, four years older, Sunday morning. Both were playing with revolvers, snapping them at each other. Martin had a luger that he did not know was loaded. The bullet struck his wife in the breast, passing through her heart, killing her instantly.

**CARROLL MUST SERVE**  
WASHINGTON, Mar. 21.—(AP)—Earl Carroll, the theatrical manager, must serve the sentence of a year and a day imposed on him for perjury as an outgrowth of his famous bathtub party. The supreme court today refused him a review.

WASHINGTON, Mar. 21.—(AP)—The appeal of James Willos, under sentence of death in Oregon for murder in connection with the killing of guards in a break from prison in 1925 was advanced by the supreme court today for hearing April 25.

### BURIED SKULLS UNCOVERED AT HEAD OF RIVER

### Gross Discovery Comes to Light; May Have Been Massacre

What may prove to be either an old Indian burial ground or the scene of an early unrecorded Indian massacre has been unearthed at the head of Link river by a crew of men under J. H. Vicory, contractor, excavating for the fill of the west side approach to the Fremont bridge, it was learned today.

Within 50 feet of the shore of Link river the bones—many of which are remarkably preserved—were uncovered by the dirt excavators employed by the contractor.

Four or five skeletons have been already discovered. Small boys of Pelican City and Shippington made the find and have taken them away.

Massacre? Although historical annals of Klamath do not tell of a massacre at this point, the condition of skulls and the finding of a wagon wheel hub with two skulls lends a certain credibility to this supposition.

One skull, a perfectly shaped specimen, showed clearly a fracture in the center of the forehead, as if a blow from a tomahawk or revolver had crushed in the skull. The fracture was about the size of a half dollar.

Another skull, small and thin, indicated that its owner was young.

Buried with the skulls was an ancient band which supported a wagon wheel hub. One side of the band was battered. Investigators who spent yesterday afternoon at

### CRIMINAL CASE TRIED TUESDAY

### Jim Cushman and Bob Moore to go on Trial on Auto Theft Charge

Trial of Bob Moore and Jim Cushman, charged with theft of an automobile owned by C. A. Hales will open tomorrow morning in circuit court before Circuit Judge A. L. Leavitt.

The case will be the first of a number of criminal cases that were set for trial by Judge Leavitt following the last report of the Klamath county grand jury.

Moore and Cushman are charged with taking Hales' car from where it was parked in the business district of Klamath Falls. They were arrested in Josephine county by Grants Pass authorities. They are represented by W. P. Meyers, local attorney.

Twenty-four prospective jurors will assemble in circuit court rooms to be ready for call.

### Poe Valley Home Levelled By Fire

(Special To The Herald) (By G. M. Davis)

POE VALLEY, Mar. 21.—Fire completely destroyed the farm home of Mr. and Mrs. Maston Saturday. None of the household furnishings were saved from the ruins. But part of the family were home when the fire broke out. Mastons are prominent residents of this section where they have engaged in the dairy business for several years.

### Sues Ford for \$1,000,000



Aaron Sapiro, organizer of farmers' co-operatives who is suing Henry Ford for \$1,000,000 libel because of criticisms published in the Dearborn Independent. Ford's weekly paper. Sapiro complains he was termed a member of a "conspiracy of Jews to control the world's food markets."

### Kennedy Will Be Speaker At Chamber Forum

Opportunity to learn at first hand the scope of the sewage construction plan in Klamath Falls, contemplated for this year, will be given Wednesday noon when C. C. Kennedy, San Francisco sewage engineer, will address the chamber of commerce forum luncheon.

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Mr. Kennedy last year submitted a report to the city council on the city's need of a comprehensive sewage system. He is here for several days to confer with the city council on the bond issue which will be submitted to the people in the near future.

R. E. Patterson is arranging the program.

### C. C. KENNEDY TELLS PLAN OF SEWER SYSTEM

### Huge Contemplated Project Reviewed Before Realtors Today

C. C. Kennedy, consulting sanitary engineer, gave a brief outline of the proposed sewer improvement to the realty board today. T. P. Henderson, as toastmaster at the luncheon, reviewed the big project that Klamath Falls contemplates and then introduced the speaker who, as consulting engineer, is here to work out the last details before the proposition goes to the voters for their approval.

Mr. Kennedy used a map to show the different districts to be served. He stated that the

### CHARGE MALICE IN LIBEL CASE

### Ford Deliberately Defamed Sapiro, Charge of Attorney in Suit

DETROIT, Mich., Mar. 21.—(AP)—Actual malice in the heart of Henry Ford governed publication in the Dearborn Independent of the articles upon which Aaron Sapiro's \$1,000,000 libel suit was based, the plaintiff's counsel told Judge Fred M. Raymond in an argument today over the admissibility of evidence.

There also was malice in the heart of William J. Cameron, editor of the Ford-owned weekly, and on the part of the Dearborn Independent, said William Henry Gallagher, Sapiro's counsel. He charged they entered into a conspiracy and were equally guilty conspirators.

### Official First Day of Spring Season Today

Officially, today—March 21—is the first day of spring and old Sol rose to the occasion by ushering in the season with one of the warmest days in months.

From this day forth, the days will be longer than the nights until June 21—the longest day of the year.

Yesterday, the last day of winter, was as beautiful as the first day of spring. Hundreds of Klamath citizens, whose Sundays for months have been spent by the fireside, took advantage of the sunny day to motor, to golf, to hike, and to enjoy many of the outdoor sports for which this country is justly famous.

The Cyclo-Stormograph at Underwood's Pharmacy shows that the barometric pressure is being maintained at a high level with very little variation over the last 24 hour period. This is an indication of continued pleasant weather although Father Richard predicts unsettled stormy weather for the next two days.

Forecast for next 24 hours: Fair with moderate temperatures.

The Tycoos recording thermometer registered maximum and minimum temperatures today as follows:

High.....55 Low.....27

### Long Bell Plant Under New Name

No longer is it the "Weed Lumber Company" of Weed, California. Final proceedings with reference to the dissolution were completed recently and the operations of the company are henceforth to be conducted under the name of "The Long-Bell Lumber Company—Weed Division."

J. M. White continues as general manager, no change in the personnel being made.

### PROHIS IN NEED OF FASTER CAR

### Mueller and Shirley Vainly Pursue Auto Through City Street Saturday

"What we need is a faster car." This was the comment today of Louis Mueller, deputy sheriff, who with L. O. Shirley, Federal Prohibition officer, fruitlessly pursued an automobile through Klamath Falls and were finally left in the lurch.

The two officers came onto the car—a Cadillac—near south Sixth and Spring streets. They gave chase. The two machines streaked through the city at a break-neck pace.

Gradually the suspected liquor carrier drew ahead and in the northern part of the city "ditched" the pursuing prohibs.

### NO CRUELTY IS OPINION OF JURIST

### Judge Seeger Criticizes "Peaches" In Decision

CARMEL, N. Y., Mar. 21. (AP).—Edward West Browning, wealthy New York real estate man, today won his separation suit against his wife, the former "Peaches" Heenan, in a decision handed down here today by supreme court Justice A. H. F. Seeger.

Justice Seeger granted the separation on the ground of abandonment, dismissing Browning's first cause of action of alleged cruelty. Justice Seeger completed the nine pages of his decision with words "The defendant has failed to justify her conduct in leaving and abandoning the plaintiff. Her counter claim must be dismissed and the plaintiff is entitled to a judgment of separation from his bed and board forever."

Justice Seeger held that there was no evidence to sustain Mrs. Browning's charges against her husband.

Justice Seeger held that the weight of the evidence was entirely in favor of the plaintiff. (Continued on page eight.)

### Two Arrested For Exceeding Speed Limit Yesterday

Two motorists fell prey to the vigilance of State Traffic Officer Walter A. Foster who patrolled the state highways in Klamath yesterday.

Homer Garlich was arrested on the charge of speeding on The Dalles-California highway near Altamont. Pleading guilty this morning before Justice of the Peace W. B. Barnes he was fined \$10 and costs.

L. P. Montgomery was arrested on the same charge for speeding on The Dalles-California highway between Klamath Falls and Merrill. He was scheduled to appear before the justice of the peace this afternoon.

### Henderson Back At Desk Today

C. A. Henderson, county agent, who has been severely ill with influenza for the past several weeks was back at his desk in the county court house today.

Mr. Henderson has been confined to his home on Michigan avenue.

### Tomorrow Last Day For S. P. To Submit Railroad Contract

Tomorrow is the last day set by the interstate commerce commission, in their last decision on the Central Oregon railroad case, for the Southern Pacific to submit to a new contract by which the Northern line auxiliary would be granted common user over the S. P. lines from Paunina to Klamath Falls.

The last ruling of the commission was handed down February 28. In the decision the commission stated that the S. P. must submit the contract within 75 days, Tuesday, February 22, in the 25th day. When the contract is prepared the commission will again pass upon it. By its last decision the interstate commerce commission's attitude was found to be as follows:

1. That the Oregon Trunk railroad should be given access to the Klamath basin country and should share with the Southern Pacific in the immense tonnage of this territory.



The Duet Is Not as Harmonic as Anticipated.