

SUSPECT RESERVATION POISONING MURDER

CHILDREN KILLED IN LARGE FIRE

Cap Pistol Ignites Gasoline in Garage of Crowley, Louisiana

BOYS ARE TRAPPED INSIDE AUTOMOBILE

Inflammable Fluid Explodes While Children are Playing Inside of Automobile; Fourth Boy Manages to Escape Death.

CROWLEY, La., Jan. 1. (AP)—Three children were burned to death and another was seriously injured near here today when a cap pistol ignited gasoline in a garage where they were playing.

The children were playing in an automobile in the garage when the gasoline exploded. Vernon Fontenot, 12, was playing with a cap pistol outside the car and was able to escape. The three trapped in the car were Hilman Fontenot, 7, Elton Fontenot, 5, and Reoland Fontenot, 6. The car and garage were destroyed by flames.

When a relative arrived he found the three bodies. Smoke and flames were pouring from the garage which made it impossible to rescue the children.

Several French families had gathered at the home of "Bud" Fontenot for a New Year's celebration. The plan was for the older folks to spend the day in telling stories and singing songs while the children played.

MANSLAUGHTER CHARGED COPS

DETROIT, Jan. 1. (AP)—Benjamin Garrett and Harry Lee, patrolmen attached to the Canfield station, were arrested early today on charges of manslaughter after the death of Harold Burkart, 25, a New Year's reveler, who was killed by one of the patrolmen.

An assistant prosecuting attorney said charges of manslaughter would be preferred against the person or persons firing the shot.

Stephen Klm, one of Burkart's companions, was wounded in the shoulder in the fusillade of shots which struck down Burkart.

The police admitted firing their pistols in the air in celebration of the new year, but denied they had fired directly at either Burkart or Klm.

A post mortem examination to learn the calibre of gun from which the shot was fired that killed Burkart was ordered by the prosecutor.

N. Y. HOLDS BIG PARTY LAST NIGHT

NEW YORK, Jan. 1. (UPI)—Despite Police Commissioner Whalen's police raids, despite Mrs. Willebrandt's trusted sleuths, New Yorkers last night welcomed the new year by doing everything but tip Manhattan Island on edge and slide it down the bay.

The party cost them outrageously. Liquor was high, food was higher and a place to sit down and make "boom-boom" to music was even higher, but not so high as the spirits of several million people, most of whom had a prosperous 1928 and fully expect a prosperous 1929.

While the bell ringer of old Trinity prepared to ding out the old year and ding in the new, and the other great chimes—at St. Patrick's, at the Cathedral of St. John the Divine, at St. Andrews and at Grace Episcopal—rolled in seeming anticipation with their bronze tongues swinging gently in a brisk west wind, Broadway was teeming with hilarious crowds and the roaring fountains filled with jostling merry makers. Motor traffic at the height of the theater hour was most at a standstill. Rolls Royces and decrepit taxicabs alike were abandoned while their passengers shouldered their way to destinations on foot.

LOCAL COUPLE MARRIED TODAY

At high noon today, Mrs. Rachel Applegate Solomon, daughter of Captain O. C. Applegate of this city, became the bride of E. J. Goodrich, prominent insurance man, recently from Oakland, California.

The wedding was solemnized at the manse of the First Methodist church with Rev. Frank L. Wemett officiating.

Miss Hilis McCall and Mr. Leslie Peyton were the attendants. Immediately following the wedding, the bridal party motored to the home of Mr. and Mrs. John McCall where a wedding dinner was served.

Mrs. Goodrich for many years has been a teacher in the Klamath county high school. Throughout southern Oregon she is prominently known. She just recently returned from a vacation trip in southern California.

Mr. Goodrich has made his home in Klamath Falls for the past several months, coming here from Oakland, California, to enter business.

BABE BORN ON NEW YEAR EVE

The nearest New Year's day baby to be found in Klamath county this afternoon, when The Evening Herald went to press was little Norma Jo Smith, six pound daughter, born to Mr. and Mrs. Oscar Smith at 6 o'clock last night at the Klamath Valley hospital.

Mr. Smith, father of the new baby is owner of The Smith Tire Shop on South Sixth street.

MONARCH'S EXHAUSTION CONTINUES

Hopeful View of King's Illness Taken By Queen Mary

LOOKS FORWARD TO "CLOUDS LIFTING"

While King George is Not Undergoing a Material Set-Back, Still His Failure to Regain Strength Following Long Illness Worries Attendants.

LONDON, Jan. 1. (AP)—A hopeful view of the illness of King George was taken by Queen Mary today in a New Year's letter to Sir Kynaston Studd, Lord Mayor of London, in this letter she said:

"The King's illness must take its long, arduous course but please God, I may look forward to a lifting of the clouds and to a happy realization of the nation's faith and hope."

This hopeful expression by his majesty's faithful consort, who is visibly worn by the long weeks of anxiety and close attendance upon the monarch's sick chamber, followed bulletins from the medical attendants which recently have been indicating conquest of the King's actual disease and a centering of effort upon the up-building of his sadly depleted store of strength.

But there is still no indication of any worthwhile improvement in his state of extreme exhaustion—which medical pronouncements have dwelt upon so frequently—and this, it was understood, was a source of disappointment at the Palace today.

The Queen's letter to the Lord Mayor replied to the customary New Year's greeting of the lord mayor.

(Continued on Page Three)

RESTRICTIONS ARE LESSENER

WASHINGTON, Jan. 1. (AP)—Restrictions on physicians' prescriptions have been lessened by the prohibition bureau in the face of the continued spread of influenza.

Any doctor wishing a larger number of medicinal whiskey prescriptions to care for his patients can obtain them, the bureau said, by applying at the prohibition office in his territory. Under the law a doctor is allowed to prescribe a pint of whiskey for a patient every ten days and 100 such prescriptions can be made monthly.

Prohibition officials said there was no letting up in the liquor laws, and that the announcement was made to inform doctors.

Negro Killer Burned To Death For Murder And Kidnaping Crime

ROME, Miss., Jan. 1. (AP)—Slow death on a funeral pyre after being at the mercy of a mob for seven hours was the penalty exacted of Charley Shepherd, 41 year old negro convict, for the murder of J. L. Duvall, employee of the state prison farm, and the abduction of his 13 year old daughter, Ruth.

Shepherd, cursing his captors almost with his last breath, was lynched a short distance from a road near here last night, while a crowd estimated to number 2,500 looked on silently. He was pinned to a pile of logs, over which gasoline was spread and a torch applied. Reports were that life was not extinct for almost an hour after the flames first began to lap at his clothing.

The negro took full blame for his crimes, absolving his two hunkmates who had been suspected of complicity.

His last act was an attempt to escape. When the long line of automobiles stopped at the place where he was to be put to death, Shepherd was sitting between two men, one holding a rifle and the other a pistol. With a sudden movement, he seized the rifle, but his attempt was cut short by a blow over the head with the pistol.

He then was carried to the pile of logs after some of the members of the mob were said to have slashed him with knives. First reports were that several shifts were fired into his body, but these were contradicted. No coherent statement came from his lips, but his mutterings were punctuated with curses. Before the embers had died out, the mob had dispersed.

After eluding hundreds of pursuers since he committed the crimes early Friday, Shepherd surrendered Monday to a woman planter, Miss Laura Mae Keeler, his former employer, near Perthshire, after exacting a promise from her that she would accompany him to the place.

and hurrah. Hotels and cafes were crowded with diners and dancers and "Sweet Adeline" and similar ballads were heard occasionally.

Alert prohibition agents had little to do and in the main ignored what went on indoors. Employees of the street cleaning department had most of the debris swept away by dawn. The most serious problem that confronted police was the traffic jams but by applying themselves good naturedly these were solved with no serious accidents.

Hilarity was not, however, the sole accompaniment of the old year's demise. Many churches had watch parties and prayer meetings where a more solemn note prevailed.

And then, too, countless thousands of residents went home and so to bed as usual.

Fire Ruins John D.'s Church



The new \$4,000,000 Riverside Church in New York, which was being built by John D. Rockefeller, Jr., for the Rev. Harry Emerson Fosdick, nationally known pastor, was reduced to a blackened shell by a night-time blaze that defied efforts of firemen to conquer it. This striking photo shows the fire at its height, with flames licking the Manhattan skyline. Damage to the great stone structure was estimated at \$1,000,000 and the forest of scaffolding that filled its partly completed interior was destroyed.

ROOSEVELT SUCCEEDS AL SMITH

Tears Glisten in Governor's Eyes As He Relinquishes Post

FORMER CANDIDATE LEAVES PUBLIC LIFE

Veteran Executive of New York State Offers Services; "You Can Call on Me At Any Time And At Five Minutes Notice I'll Be on Hand," Says Smith.

ALBANY, N. Y., Jan. 1. (AP)—Franklin D. Roosevelt became governor of New York today. He is a democrat. A previous Governor Roosevelt—Theodore, a relative of Franklin—was a republican.

Alfred E. Smith, four times governor of the state and candidate for president in the last campaign, retired to private life. The public career of "the happy warrior" ended with completion of his third consecutive term as governor. What he intends to do has not been disclosed. There have been reports that he will be a banker after a vacation somewhere in the south.

It was Roosevelt who christened Smith "the happy warrior" at Houston. It was Smith who pronounced his friend "Frank" to run for governor.

Before his family and guests at the executive mansion, Mr. Roosevelt last night took the oath of office, which became effective at midnight. The administration of this oath was a precaution against leaving the state prior to Mr. Roosevelt's inauguration today.

Tears glistened in Mr. Smith's eyes.

(Continued on Page Six)

NEW YEAR EVE QUIET IN CITY

With not one single arrest made last night, New Year's eve in Klamath Falls was brought to a close and recorded as the quietest in the history of the local police department.

People throughout the city celebrated the passing of the old year and the coming of the new year in the usual manner. Several dances were enjoyed by hundreds of local people. Still others gathered at the homes of friends and passed the evening.

Radio fans throughout the city tuned in on stations to enjoy splendid programs. From the receptions, it was quite apparent that people throughout the county were celebrating the passing of the old year in much the same manner as past years.

Powerful Gang Leaders Dead Or Are Hiding Out

By W. F. Sullivan
CHICAGO, Jan. 1. (UPI)—Prison cells, palm trees and cold marble slabs of a morgue separated leading figures of Chicago's gangland on New Year's eve when thousands of others went about in the customary manner of tooting horns and sipping of glasses to usher out the old year.

The year of 1928 will dawn with many changes in the gangland circles where such names as "Scarface Al" Capone, Joe Saltis and Hugh "Stubby" McGovern meant power and commanded obedience.

Capone, the reputed overlord of the underworld, who still retains a grip on the huge beer and liquor privileges of the city was last reported alternately sunning himself along the beach of Miami or resting in the shade of palm trees at his southern Palatial retreat.

The beer baron went to Florida a few weeks ago, presumably to escape the fate of other leaders, some of whom had found that the price of power was death, while others were overtaken by the law.

Capone left just before state's attorney John A. Swanson was inducted into office to endeavor to carry out his campaign pledge to rid the city of racketeers.

(Continued on Page Six)

INDIGNANT FILM STAR ARRESTED

LOS ANGELES, Jan. 1. (AP)—Alma Rubens, film actress, facing arrest today on a warrant charging her with disturbing the peace, has declared she will fight the charges and "hold to strict accountability all persons making them."

On complaint of Mrs. Elizabeth Uhl, municipal judge Georgia Bullock issued the warrant late yesterday. Mrs. Uhl in statements to deputy city prosecutor Chotiner, asserted that Miss Rubens several times has disturbed the peace of tenants in the court in which the film actress lives, and which Mrs. Uhl owns, by peering into their homes at night with a flash light, and by turning off all lights in the apartment court at the main switch. On the night of December 23 Miss Rubens staged a "wild party" at her apartment and threatened to "get" Mrs. Uhl, the apartment owner complained.

She asserted further that Miss Rubens frequently used profane language in presence of other tenants and that she had refused to move when requested to do so. Among witnesses scheduled to testify were Mrs. Uhl and several other tenants.

(Continued on Page Six)

XMAS VACATION NEARING CLOSE

Tomorrow morning at 9 o'clock, school bells throughout Klamath county will ring, calling students and teachers back to the class rooms.

The 12 day Christmas vacation comes to an end tonight. Not again will a vacation be enjoyed by them, with the exception of week-ends and Washington's birthday on February 22, until the Easter vacation.

This year Easter comes rather early, falling on the last day of March, Sunday, March 31.

Today found many of the teachers arriving on trains from northern and southern points, ready to resume work tomorrow morning after delightful holidays with relatives and friends.

Outgoing trains, north and south today found many of the college set returning to resume studies tomorrow morning.

ROUGHNESS IN FRATERNITIES FROWNED UPON

MIAMI, Fla., Jan. 1. (AP)—Unnecessary roughness in the informal initiation of candidates for admission to chapters of Sigma Alpha Epsilon, national college fraternity, was condemned yesterday at the final business session of the national convention here with adoption of a committee report placing the order on record as disapproving such action.

Three of eight university groups petitioning for admission as collegiate chapters were given charters by vote of the convention. They were at the University of Vermont, University of California in Los Angeles, and Rhode Island State college.

JOHN BALL MAY HAVE BEEN SLAIN

Send Organs of Indian to State Pathologist for Analysis

CORONER'S JURY IS SWORN IN MONDAY

Conditions Surrounding Mysterious Death of Reservation Police Officer; First Diagnosis of Case Was Typhoid Fever.

Suspicion that John Lee Ball, well known Indian of Chiloquin might have met his death from poisoning, caused Earl Whitlock, county coroner to impanel a jury which were sworn over his remains late Monday afternoon.

Ball, former officer of the reservation, passed away in the Klamath Agency hospital on Sunday following an illness of several days. Death was pronounced due to systemic poisoning.

Dr. E. O. Patterson performed a post mortem over the remains late yesterday. Sections of various organs of the man were sent to the state pathologist to be examined.

It was after several rumors had been made, that it might be possible the man came to his death as the result of drinking moonshine which had been poisoned, that Mr. Whitlock decided it was necessary to hold a post mortem.

Should the state pathologist find poison in the sections of organs sent for examination, the jury sworn in late yesterday by Earl Whitlock will be called upon to determine how the deceased came to his death.

J. E. Franey, F. J. Blair, A. Longmire, E. S. Walte, Charles L. Moore and F. D. McMillan were the jurors sworn in on the case.

At the time Mr. Ball was stricken, it was thought he was suffering from typhoid fever. An examination by physicians at Klamath Agency proved this untrue. He has been ailing since early last week.

(Continued on Page Three)

JAPANESE SHIP FLOUNDERED; MANY DROWNED

TOKYO, Jan. 1. (AP)—Replying to a distress signal from the S. S. Toyotomi Maru, the naval station at Sasebo dispatched a destroyer to the aid of the vessel but the latter was unable to discover any trace of her. Four members of the crew were picked up. It was feared that the other persons aboard had been drowned.

The Toyotomi Maru was formerly known as the Bonelli. She was built in Glasgow in 1888. Had a gross tonnage of 3,238 and was 307 feet long.

Poor Pa



"Our daughter Betty is real affectionate. She never tells me the price she's paid for anything without first putting her arm around my neck."

Wets, Drys Prepare For Hard Struggle In 1929

By ALFRED P. BECK
United Press Staff Correspondent
WASHINGTON, Jan. 1. (UPI)—The merry battle of the wets and drys—a battle of millionaire arrayed against millionaire—holds forth great promises for the New Year with no sign of a let down on either side.

All indications, as the curtain falls on 1928, point to a struggle well worth watching from ring-side seats with a golden stream of dollars pouring in and out of the prohibition and the anti-prohibition headquarters.

Neither side is taking small chance for 1929. The anti-saloon league, which operated its newly created educational bureau on a million dollar budget this year, declares there will be no decrease in funds nor activities in 1929. And it appears the dry cause will not lack the necessary dollars as long as the Standard Oil continues to pay dividends to John D. Rockefeller, Jr., and the chain stores to E. S. Kroger.

The association against the prohibition amendment likewise has girded its loins for the fray and announced a \$100,000 appropriation for research alone in 1929. On this side of the fence

(Continued on Page Six)

Aunt Het



"It ain't very hard to alienate the affections of a wife that lets her husband get his own breakfast."