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Price Five

KLAMATH FALLS, ORE., TUESDAY, APRIL 17, 1934

Number 6095

MANNING JURY NAMED

Editorials On the Day's News

By FRANK JENKINS

THIS headline looms from the front page: State Moves to Cut Gasoline Price.

NRA, through the oil code, has been moving to INCREASE gasoline prices, so that more money can be paid out in wages.

Which is right—the state of Oregon, or NRA.

THIS isn't intended as criticism of the state of Oregon, or its officials. It is intended merely to point out that if the price level is to be raised, so as to make business better, we'll have to expect to pay more for what we get.

KARL DANE, physically big movie actor, who earned and SPENT \$1500 a week when he was going good, dies penniless, and may be buried in a pauper's grave.

He dies by his own hand, and the reason for his suicide, in all probability, was inability to stand poverty after having accustomed himself to affluence.

THE moral: If he'd spent LESS when he was earning so much more, he wouldn't have come to the state of poverty that led him to take his own life.

IT ISN'T nice, of course to offer criticism of the dead, but poor Karl Dane's experience offers such a marvelous opportunity to point out that the way to avoid abject poverty and all the grief that goes with it is to save while one is earning.

FROM the same front page, we learn of the death by suicide of Jolly Garner, brother of John N. Garner, vice president of the United States, who took his own life at his home in Texas the other day.

His health is believed to have been the cause.

ONE can't generalize accurately about individual cases of ill health. But physicians agree that one of the outstanding causes of ill health after middle age—Garner was 48—is spending good health too recklessly while one has it.

HEART disease is the leading cause of death in this country. The outstanding cause of heart disease is expending heart energy too liberally in the earlier years of life.

"Take good care of your heart while you are young and it will take good care of you when you are old" isn't far from the truth.

16 Killed During March in Accidents

SALEM, April 17 (AP)—Sixteen persons were killed during the month of March as the result of automobile accidents, the secretary of state's office reported today, bringing the total deaths from that cause for the first three months of the year to 52, a reduction of four over the same period last year.

LATE NEWS

WASHINGTON, April 17 (AP)—Senate democratic leaders expressed hope today a solution of the Philippine coconut oil tax could be worked in conference with the house on the \$480,000,000 revenue bill, but failing that they said they had reason to believe President Roosevelt would not veto the measure.

Chancellor W. J. Kerr Will Resign

MANY YEARS OF SERVICE COME TO END

Leader of Oregon Higher Educational System to Retire.

SUCCESSOR NOT YET ANNOUNCED

Board Anticipates Long Search for Capable Educator.



Kerr Retires

PORTLAND, April 17 (AP)—After more than 27 years of service in Oregon's institutions of higher learning, Dr. W. J. Kerr will resign whenever his successor can be appointed.

Dr. Kerr, for the past two years chancellor of Oregon's system of higher education, and for more than a quarter of a century president of Oregon State college, made the formal announcement of his retirement plans at a board meeting here late Monday.

Successor Not Named "When on Sept. 6, 1932, in a period of emergency," Dr. Kerr said, "I accepted the responsibilities of the chancellorship, it was with no thought of continuing in office indefinitely."

After reviewing some of the ideas accomplished by his administration, he said "I now feel justified in announcing to the board, in accordance with my original intention, my desire to retire from the chancellorship."

The board of higher education formally requested Chancellor Kerr not to contemplate release until a suitable successor can be selected. They said the task of finding a new chancellor will not be an easy one. Accordingly, no date has been set for Kerr's retirement.

All Rumors Denied William Marks, president of the state board, took occasion to declare in a supplemental statement, that rumors current during the day that the chancellor would be requested to resign, were "completely false."

The statement of the board said that while the members had been aware for some time of Kerr's desire to retire, "your request comes as an unexpected meeting for the board at this time."

The statement setting forth the chancellor's desire for retirement was only one of several major questions discussed at Monday's exceptionally important meeting. The board, after approving a \$2,000,000 budget, revealed that the state educational system is facing extreme financial difficulty unless more adequate support is afforded by the end of the present biennium.

COTTON BILL COMPLETED WASHINGTON, April 17. (AP)—Congressional action was completed today on the Bankhead compulsory cotton control bill. It now goes to the president who recommended it.

LITTLE AMERICA, Antares, April 17 (via Mackay Radio) (AP)—From his lonely advance weather base 123 miles by trail south of Little America, Rear Admiral Richard E. Byrd today reported temperatures varying between 50 and 60 degrees below zero.

FALL RIVER, Mass., April 17 (AP)—Approximately 2,000 textile workers, on strike for a week, returned to work today as a complete settlement of disputes in Fall River mills appeared imminent.

COUNCIL DELAYS VOTE ON PETITION

City Will Not Act On Police Amendments Until Autumn.

The vote on the police charter amendments was deferred by the city council Monday night until the general election in November.

A deadlock between the ruling City Attorney A. L. Leavitt and U. S. Ballentine, counsel for the proponents of the police charter amendments, was broken when the city council accepted revisions of the amendments, and passed to its second reading an ordinance providing methods of exercising initiative and referendum. (Continued on Page Six)

K. I. D. RECEIVES NEW MORATORIUM

A moratorium amounting to approximately \$60,000 on construction charges for the calendar year of 1934 has been granted to the Klamath Irrigation district. All divisions and individual water right applicants in the district are included in the moratorium.

Instructions as to the application of this moratorium were received by the board of directors of the K. I. D. Tuesday, and the board directed that all construction charges be credited on the tax rolls of the Klamath Irrigation District.

All water users who paid construction charges in full before the credit was allowed, will be carried over until next year, and receive credit at that time, according to A. L. Crawford, district secretary speaking for the executive board.

Those who have paid a portion of their 1934 charges will receive credit on the balance of the construction assessments this year, and the amount paid will be credited on next year's charges, Crawford stated. The first half of the year's operation and maintenance charges, for the K. I. D. amounting to \$21,731.66, was paid in full to the government Tuesday, and the board of directors requests that all water users make a special effort to pay their O. and M. charges at once in order that the district may be able to meet the July payment which is for a like amount.

CRASH VICTIM DIES PORTLAND, April 17. (AP)—William Martin, 23, of Portland, injured in an automobile accident near Taft, Lincoln county, late Saturday, died in a hospital here today.

STATE OPENS WAR ON HIGH GAS PRICES

Move to Reduce Motor Fuel Cost Gets Under Way.

ONE COMPANY ANNOUNCES SLASH

Result of Policy in Commercial Field Gains Attention.

SALEM, April 17 (AP)—Oregon's official move to reduce gasoline prices, authorized by the state board of control, got under way today when the state purchasing agent sent out inquiries as to prices in other states and was making arrangements for storage of gasoline to be purchased for the highway department.

Price Cut Announced William Einzig, purchasing agent and secretary of the board of control, announced he had already received information the state could purchase from one company at a price one and a half cents below the present bulk contract price of 13 cents, including the tax. He planned to purchase at least five carloads of 8,000 gallons each as soon as he obtained storage facilities and further investigated prices.

The board instructed Einzig to purchase from California or Washington as a move to reduce retail commercial prices declared excessive at the present time. It was declared this step was possibly the only legal means by which action could now be taken by Oregon against high prices maintained by oil companies. To bring suit against companies on alleged over-charge activities could not be done without legislative action, legal members of the state house staff stated.

Bids Open May 1 The state now uses about 2,000,000 gallons of gasoline annually and bids for purchase were to be received May 1. Einzig informed the board that because of code agreements he believed it impossible to receive (Continued on Page Six)

BRITISH INCOME TAXES REDUCED

LONDON, April 17. (AP)—The British public today received a gift of six pence in the pound reduction of income taxes—a reduction, in the case of small incomes, of approximately 10 per cent. The reduction was announced by Neville Chamberlain, chancellor of the Exchequer, in telling the house of commons and a cheering throng of spectators of his budget for 1934-35.

Irrelevant and Immaterial

An Indian, wearing a sort of Van Dyke beard and moustache with waxed ends, was the most interesting looking spectator in court Tuesday. He is Bill Thompson, whom Horace Manning defended several years ago for the murder of Buck Pearson at Chilquien. Thompson was acquitted of the charge.

Several other Indian men and women also attended Tuesday's session. Harry E. Goeller, No. 1 seat in the jury box, appeared to sleep during the parts of the first two days' proceedings.

E. O. Heinrich, Berkeley criminal, sat in the circuit court room Tuesday. With his stiff white collar, glasses, and thinning hair over his forehead, he looks like a professor. He is a professor.

Wirt Perjury Charge Heard

BULWINKLE SUGGESTS GRAND JURY TAKE NOTICE OF INCIDENT

WASHINGTON, April 17. (AP)—Chairman Bulwinkle (D., N. C.), today told reporters the special house committee could "not prosecute Dr. William A. Wirt for perjury, but there is no reason why the district attorney and the grand jury shouldn't be able to take notice of the case."

The committee chairman made this statement after the six persons who dined with Wirt on September 1, the occasion on which he says he heard administration workers discuss revolutionary intents, told house investigators he had testified untruthfully. Bulwinkle declined further comment except that "Dr. Wirt at least imposed upon the committee."

From the hostess down through the five other guests, came testimony in denial there was incendiary talk such as the Indiana educator alleged a week ago.

Various of the witnesses portrayed their accuser as a "monologist," who talked four hours that evening in Virginia without letting others have the floor.

TROTSKY ORDERED TO LEAVE FRANCE

Exiled Russian Revolutionist Fearful for Safety.

PARIS, April 17. (AP)—Leon Trotsky, exiled Russian revolutionist, was ordered to leave France by the government today because of his efforts to organize a world revolution.

Minister of the Interior Albert Sarraut announced the cabinet decided to withdraw the permission granted Trotsky to live in France because he "violated the political neutrality" which was made a condition of his stay at Barbizon.

Trotsky has been living in a secluded villa near Barbizon, about 35 miles from Paris, since (Continued on Page Six)

SEVERE QUAKES FELT IN SOUTH

SANTA ANA, Calif., April 17. (AP)—A severe earthquake shock caused persons to leave their homes and office buildings in Santa Ana today. No damage was believed to have been done, but the Orange county courthouse swayed perceptibly and almost everyone left the building.

PASADENA, Calif., April 17. (AP)—An earthquake shock estimated to be about 20 miles from Pasadena today, was believed to have caused light damage if in a populated area, was recorded by starting at 10:33 o'clock this morning on instruments of the Sismological Laboratory here of the Carnegie Institution of Washington.

Frank Howard was the only man in the jury box who raised an objection to re-opening court at 11:35, and adjourning at 1 o'clock instead of 1:30. He said that dinner, at his home one and a half miles away, might not be ready when he got there.

Defense Attorney Roberts appears exceptionally courteous in his manner toward the judge. (Continued on Page Six)

MAIL BOARD STARTS WORK ON INQUIRY

Secretary Dern Opens 11-man Investigation Today

POLITICAL TONE TO BE REMOVED

Hoover's Friend Involved by Senate Committee on Airmail.

WASHINGTON, April 17. (AP)—Secretary Dern dropped the army's air policy into the lap of an 11-man board of inquiry today. The war department chief opened the investigation into all phases of army flying just a day after President Roosevelt called for a commission named by congress to quibble a national air policy.

Job Technical One "Keep politics out of this," was the tenor of Secretary Dern's admonition to the committee of six civilian and five military air authorities. He directed them to find out what should be done to make the army air corps "second to none in modern equipment and training."

"Your mission is technical, not political," he said. The group is headed by Newton D. Baker, wartime secretary of war. Colonel Charles A. Lindbergh was originally named, but declined to serve. The inquiry (Continued on Page Six)

CHAMBER PREPARES FOR QUICK DRIVE

All is set for an intensive drive for 100 new members of the Klamath county chamber of commerce Wednesday.

Approximately 100 members of the chamber are expected to participate in the drive. It will start at 8:30 a. m., and after a sweep of the city it is hoped it can come to an end at noon.

Ten team captains have been named. They are Mrs. Charles Garcelon, Dick Reeder, George Hills, J. H. Pennington, A. M. Collier, John Houston, Dr. Paul Sharp, P. T. Jackson, H. P. Bosworth, Jr., and John Fowler.

The campaign was planned and is in charge of Sam Coull, membership chairman, and Percy Murray, director in charge of membership.

Baseball

Table with columns for National League and American League, listing teams and scores.

State and Defense Finish Selection Before 2 O'clock

Process of Naming Two Alternate Jurors Under Way; State Expected to Make Opening Statement Wednesday

The Manning trial jury of 12 men was completed at 1:57 p. m. Tuesday. Selection of two alternate jurors was to follow immediately after a recess. Judge Wilson stated that when that task was completed, court will adjourn until 9 a. m. Wednesday when opening statements will begin.

Members of the jury are Harry Goeller, Walter Zetzman, H. R. Dunlap, J. M. Justin, Arthur B. Keenan, William Lorenz, Charles Spidell, John H. Martin, Jesse Hanks, Walter Donart, O. L. Williams, Frank Howard.

Six of these were called originally to the box at the beginning of the trial of the well-known Klamath lawyer, charged with the murder of State Legislator Ralph W. Horan on February 12. Most or all of the jurors know Manning, at least by sight, and some of them have known him for years.

The defense announced its acceptance of the jury after exercising six of its 12 peremptory challenges. The state used only one of its six challenges.

The speed with which the jury was obtained was generally a surprise. Before the trial estimates of the time required to get a jury ran as high as two weeks. It was almost exactly nine hours after trial began that Defense Attorney Roberts, after a consultation with Manning, and Defense At-

orney Weatherford and Vandenberg, announced the acceptance of the jury. The state previously accepted the jury three times. It was unnecessary to use any of the members of the special venire to get the first 12 men for the trial.

District Attorney T. R. Gillenwaters will make the opening statement for the state. It is unlikely he will demand the death penalty at that time.

Defense Attorney Roberts will make the opening remarks to the jury for the defense.

Still moving with unexpected rapidity, the murder trial of Horace M. Manning was well on its way Tuesday afternoon toward the final selection of a jury.

It was believed this tedious preliminary would be ended sometime Wednesday, giving way to the more dramatic stages of the trial of the well-known attorney charged with the murder of State Legislator Ralph W. Horan.

Changes Occur Fast Changes occurred more rapidly in the jury box Tuesday morning, but there were still six of the original 12 prospective jurors in the box when the noon recess came Tuesday. Three of them—Walter Wassinger, J. W. Jolly, and Carl Schuberl—had gone out for cause. C. H. Pyles, H. H. Jenkins and Claude H. Davis had been challenged by the state.

At noon, the defense had used four of its dozen peremptory challenges, and the state had used one of its six. Tuesday morning District Attorney Gillenwaters challenged Dan Savage, and Howard Barnhisel, called to the box to replace Savage, was soon eliminated by a defense challenge.

Attorneys Are Tense In the box at noon were Harry Goeller, Walter Zetzman, H. R. Dunlap, J. M. Justin, F. Howard, A. B. Keenan, William Lorenz, Charles Spidell, J. H. Martin. (Continued on Page Six)

Will Rogers says: SANTA MONICA, April 17. —Editor The Evening Herald: On Sabbath day, with a newspaper hid behind my sunglasses, I saw where the Republic of Ireland was about to do away with their senate. Now ordinarily that looks like a popular move in any country. But this being Sunday and having a generous feeling toward all mankind (no matter how unfortunate his position), let's ask our Redeemer to not let us act too hastily in following Ireland's example. Thou Almighty Who seest all things must know that as disciple there is not a Saint Peter in the senate, and as for prophets there is not a Moses in a carload. They seest not, but neither do the ones who sent 'em there so, so let's be charitable. But oh, gracious ONE, if Ireland should be right, help us to see the light immediately. —Amen. Yours, Will Rogers