



AGRICULTURAL ACT VOIDED BY SUPREME COURT VERDICT

Editorials On the Day's News

By FRANK JENKINS
BIG NEWS — perhaps the biggest news of the century.
The supreme court of the United States, by a vote of six to three, holds AAA unconstitutional.

It is big news because it means, along with the NRA decision of last spring, that until the constitution is CHANGED the federal government can do only the things the constitution PERMITS it to do.

WHAT will the AAA decision do to reviving business?

That question, at this moment, cannot be answered with positive assurance, but the equally momentous NRA decision last spring DIDN'T HURT BUSINESS. Real business revival dates from about that time.

Business can't be made good by law. Only industry, thrift and good sense on the part of the people can make business permanently good.

HERE'S something new in Klamath Falls — new potatoes harvested in the Klamath country in January!

The new potatoes were grown and dug by Gard Van Riper, who lives in St. Francis Park, and were cooked and served to guests on Sunday. They came up volunteer after the early rains last fall, and were not killed by the earlier frosts.

The story is vouched for by Gary Cozad, who helped eat the potatoes on Sunday, and pronounces them fine.

WE'VE proved to ourselves that we can do a lot of things here in the Klamath country that formerly it wasn't supposed could be done, but growing NEW POTATOES for January consumption is an unexpected addition to the list.

What next?

THIS ominous headline meets the eye:

"CONGRESS SWINGS INTO ACTION."

Shudderingly, fearfully, cynically, we ask ourselves this question: "What kind of action?" And no answer is forthcoming.

Nobody knows what this congress will do.

HERE is as near an answer as can be attempted:

The members of congress, like business men, believe in giving the cash customers what they want. The customers congress seeks to please are the voters. If the present congress believes the voters want wild-eyed legislation, it will give them wild-eyed legislation.

If it believes that wild-eyed legislation is no longer so popular among the voters, it will give them something else.

THIS news paragraph is interesting:

"Fascist Italy, seemingly engaged in an effort to keep the nation united, denied emphatically today a report of a military mutiny PUBLISHED IN PARIS."

The report is interesting because if there were such a mutiny in Italy no news of it could be published in Italian newspapers, which are told by a dictator what they can and what they can't print, and DAIRY NOT disobey the dictator's orders.

So, you see, the people of Italy don't know what is going on in their own country.

IF THE time ever comes when American newspapers — whose freedom is now guaranteed by the constitution of the United States — can be told by the government what they can print and what they

JUNGLE WIN SPURS HOPES OF ITALIANS

Southern Armies Ready to Resume Big Push in Ethiopia.

BLACK DEAD REPORTED HEAVY

France Investigating Alleged Plot to Send Arms to Italy.

(By the Associated Press)
Heartened by a jungle victory in which the Ethiopian losses reportedly exceeded the Italian white dead by 150 to 1, officers of Italy's southern armies announced today:

"We are now prepared to drive forward!"

Reinforcements rushed in. Accounts of the battle direct from the Ethiopian-Samoland front at Dolo said Ethiopian raiders fell upon advancing fascist forces in a jungle 35 miles north of Dolo, precipitating a fierce two days struggle.

The dead: Ethiopians, 150; Italians, white, 1, natives 4.

Hand-to-hand fighting was ended by Italian reinforcements of armored cars and machine gun squads, and an Italian tank was rescued from where it had bogged down in the desert sand, the Dolo dispatches said.

Defensive Phase At End
Fascist officers considered the battle significant because it apparently ended the defensive phase of the Italian campaign.

France dug diligently into a suspected plot to divert 3,000 army rifles and machine guns

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COMMITTEE ACTION PENDING ON BONDS

WASHINGTON, Jan. 6, (AP)—The house ways and means committee today approved a three billion bond bill supported by three major veterans' organizations.

Committee members said an attempt would be made "as soon as possible" to obtain a rule and bring the measure to the floor for a vote.

WASHINGTON, Jan. 6, (AP)—Chairman Doughton (D-N.C.) said today the house ways and means committee might approve this afternoon the bonds bill behind which house factions and major veterans' organizations have united.

He made that assertion after the committee discussed the measure for an hour and a half behind closed doors.

Simultaneously, Speaker Byrns said there would be every disposition on the part of the house leadership to get together with the committee in the interest of expediting the measure.

He said he did not know just when it might come to the floor.

BANK CALL ISSUED BY COMPTROLLER

WASHINGTON, Jan. 6, (AP)—The comptroller of the currency issued a call today for the condition of all national banks at the close of business Tuesday, Dec. 31.

The comptroller is required by law to issue a call for condition of all national banks at least three times each year. Today's was the fourth affecting the calendar year 1935.

It was expected, an treasury practice has been to time one call at the end of the year so as to secure comparisons with previous statements of condition of state banks belonging to the system and the deposit insurance corporation for its state members.

This call also was as of the close of business Dec. 31.

Park Roads Still Shut

SUNDAY STORM INCREASES GOVERNMENT CAMP SNOW TO 90 INCHES.

Snow at government camp in Crater lake park measured 90 inches on the level Monday morning following Sunday's storms, according to telephone messages received by the chamber of commerce.

All roads into the park are still closed with no prospect of being opened for at least two days, park officials stated.

Continued unsettled weather with flurries of snow is in prospect for the next 24 hours, according to both local and state weather bureaus. Temperatures will remain unchanged.

PORTLAND, Jan. 6, (AP)—After two tempestuous days on the Oregon coast and drenching rains (Continued on Page Six)

COUNTY CONSIDERS HEALTH PROPOSALS

Dr. Stricker Still in City Conferring With Officials.

Formation of a county board of health under state law, to administer the health program was taken under consideration by the county court Monday morning.

The board of health may handle the unified program proposed for Klamath county by Dr. Frederick D. Stricker, state health officer.

Under the law, the county health board would be composed of one member of the county court, the county school superintendent and the mayor of the largest city in the county, these being ex-officio members. They in turn would name one physician, one dentist and two laymen to the board.

Mayor Willis Mahoney, who discussed the unified health program and the county board plan with Dr. Stricker Monday, said that it appears the plan would work to the advantage of the city. It is possible, he said, that the city would get an all-time technician for city sanitary and food inspection work, filling a much felt need. In addition, he said, the U. S. public health service would pay half the travel expenses of the city inspectors.

Dr. Stricker remained in the city over the week-end and in (Continued on Page Six)

NEW ENGLAND FIRE TAKES SEVEN LIVES

WESTFIELD, Mass., Jan. 6, (AP)—The death toll of the fire that destroyed the Van Deusen Inn last night was definitely set at seven today, with no known missing and one person in a critical condition in Noble hospital.

The revealed death list: Miss M. Grace Fickett, member of the teaching staff of the Westfield State Teachers' college.

Mrs. Minnie C. Jones, 64, widow of Dr. George C. Jones. Henry Van Deusen, 18, son of Spencer Van Deusen, owner of the inn.

George Alexander, 69, insurance man, father of Mrs. Spencer Van Deusen.

Miss Rosalie Malone. Spencer Van Deusen, 45, is on the danger list in the hospital, where six other persons were taken for treatment of burns which were not considered serious.

Girl Dies In Fall From Sixth Story

PORTLAND, Ore., Jan. 6, (AP)—Vivian Cartier, 24, was killed today when she plunged from the sixth-floor fire escape of an apartment house here. Her body fell into the court behind the building. Her purse, umbrella and gloves were found on the fire escape. The girl had been teaching school at Parkdale, near here.

WARREN SPUD CONTROL ACT BELIEVED OUT

Klamath Farmers Watch Results of Decision on Potato Bill.

MEASURE ALWAYS UNPOPULAR HERE

No Request for Administrative Funds Made in Budget.

Klamath agriculturists on Monday considered the probability that the Warren potato control law, vigorously opposed by the executive committee of the local potato growers' association, would be doomed by the supreme court's ruling voiding the AAA.

County Agent C. A. Henderson said that he supposed the potato act, being an amendment of the AAA, would go out with the original law. This appeared to check with wire information.

The potato control law has had little support in the Klamath region, chiefly because it was felt it would react unfavorably against a new district, such as this, in its establishment of quotas based on previous production. It appeared that so far as that effect of the supreme court ruling was concerned, there would be little regret among Klamath farmers.

At the county agent's office it was stated that since benefit payments began in 1933, Klamath farmers have received \$49,612 in connection with the corn-hog and wheat reduction programs.

WASHINGTON, Jan. 6, (AP)—A request for funds to administer the potato control act during the next fiscal year was omitted today from President Roosevelt's budget message to congress.

He explained no estimate was prepared "since it is believed this act should be amended along lines to be recommended by the secretary of agriculture, and a supplemental estimate can then be transmitted."

Only \$25,000 was asked for enforcement of the act, which became effective last December 1, for the current fiscal year ending June 30.

This was in sharp contrast to the \$5,000,000 appropriation for potato control enforcement included in the third deficiency bill, a measure killed by filibuster in the closing days of the last session of congress.

Chief among amendments proposed to the act is one providing for a two-thirds favorable vote of growers for its continuance. Another would specifically exempt consumers from penalty provisions of the control law.

The agriculture department already has increased the tax-free exemption to growers from 5 to 50 bushels and has ruled that the measure as it now stands consumers could not be held liable to the penalties, the maximums of which are a year's imprisonment and \$1,000 fine.

Hoover, Gen. Johnson Indict President Roosevelt for Message to Congress

OGDEN, Utah, Jan. 6, (AP)—President Roosevelt stood indicted by Herbert Hoover today with "using fear to coerce the common man."

In a prepared statement issued here last night while en route to New York City to attend a business meeting, the former president charged that the executive, in his message to congress last Friday night, set up "a bogey . . . to create fear in those on relief."

Hoover's First Comment
Commenting for the first time on the message, Mr. Hoover said: "Mr. Roosevelt's message on the state of the nation might have been entitled 'War on Earth and Ill Will Among Men.' It was a good oratorical word picture of proper national objectives and ideals, and a good sample of the political method of accusing everyone as being terribly wicked and corrupt who objects to the

many departures of the new deal from the objectives and ideals. "It also embraced the familiar theme that before the date of creation was moved to March 4, 1933, 'the world was without form and void.'"

A few samples of the many departures from the ideals stated might be cited. The president said: 'I, the executive, . . . established a new relationship between government and people. They were on appeal from . . . the clamor of partisan interest to the ideal of public interest. "The disregard of the non-partisan civil service and the horde of 250,000 spoils appointees seems to leave nothing lacking in the fruition of this ideal."

Fear Used as Weapon
"The warning that 'the only thing to fear is fear' has daily practical reminders, as we witnessed for the first time in

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Momentous 6 to 3 Decision Kills Farm Relief Program; Estimated Budget Deficit Up

WHITE HOUSE CALLS CHIEFS OF NEW DEAL

Future Course Studied; Markets React Sharply to Ruling.

WASHINGTON, Jan. 6, (AP)—President Roosevelt and immediate aides agreed today to ask funds to pay off farmers for performance under AAA contracts entered into prior to today's supreme court decision invalidating the law.

WASHINGTON, Jan. 6, (AP)—New deal chiefs conferred at the White House today on the supreme court's stunning outlawry of AAA.

Summoned by President Roosevelt were Attorney General Cummings, Secretary Wallace, Chester Davis, administrator of what a few hours before was the AAA, Chairman Jones (D-Tex.) of the house agriculture committee and Senator Bankhead (D-Ala.), author of the Bankhead cotton act now awaiting a high court ruling.

Neither Cummings nor Wallace would comment as they entered the White House.

MARKET REACTS QUICKLY

NEW YORK, Jan. 6, (AP)—Buying and selling waves swept the stock market today following (Continued on Page Six)

HEIRESS NAMES MOTHER DEFENDANT

SAN FRANCISCO, Jan. 6, (AP)—Ann Cooper Hewitt, 21, heiress to millions, filed a \$500,000 damage suit in superior court today charging her mother, Mrs. Maryon Hewitt McCarter, immensely wealthy and socially prominent, had her sterilized so Mrs. McCarter never would lose the benefit of a \$10,000,000 trust fund.

The girl, asserting she innocently believed she was undergoing an appendectomy, charged the operation was performed by Drs. Tilton E. Tiltman and Samuel G. Boyd of San Francisco.

Both physicians issued statements saying they performed the sterilization upon the mother's orders after they had examined Miss Hewitt and "found her feeble-minded, with the mentality of a child."

F. R. Comment Guarded
In his annual message Friday night, he told the congress it could find means to protect its prerogatives.

Since the Roosevelt "horse and buggy" comment, Mr. Roosevelt has been careful to refrain from discussing the possibilities of changing the constitution. Administration spokesmen have kept the issue constantly alive in speeches over the country, however, contending the people have

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Indian Measure Goes To President

WASHINGTON, Jan. 6, (AP)—The house today passed and sent to the White House a senate bill reserving some 21,500 acres of public domain lands in Nevada and Oregon for Indians of Fort McDermitt, Nevada.

Spud Market

SAN FRANCISCO, Jan. 6, (AP)—(U. S. Dept. Agr.) — Potato market steady, supplies liberal, demand fair. Four Oregon cars, 5 Idaho, 3 California, 1 Nevada arrived; 19 unbroken cars, 10 broken cars on track.

California Long Whites, 1.20-1.35; some 1.50-1.65; ordinary 60-75c.

Oregon Klamath Russets, No. 1, dark color, 1.60-1.75; light color, 1.90-2.00.

Idaho Russets, No. 1, mostly 1.65.

Extraordinary New Deal Relief Measure, Already Costing Over Billion Dollars, Meets Fate Similar To NRA

WASHINGTON, Jan. 6, (AP)—The AAA met the fate of NRA today in the supreme court.

In a momentous six to three decision, the tribunal killed the extraordinary new deal farm relief plan under which over a billion dollars has been paid to men of the soil since May, 1933.

Invasion of State Rights

Justice Roberts gravely read the majority opinion. The act, even as amended last August, was held an "invasion of states rights" and its taxes beyond the "general welfare" clause of the constitution on which the government relied.

Justices Stone, Brandeis and Cardozo dissented. The administration planned councils at once to meet the setback. None disputed the tremendous potential effect on the warming presidential campaign.

McNary Plan Pushed

Senator McNary, the republican leader, immediately projected his twice-vetoed plan to make the tariff effective for farming communities.

The packed courtroom was tense and silent as the historic opinion was delivered. The justices seemed calm. "The suggestion of coercion finds no basis in the record," Stone said in his dissent.

The ruling appeared likely to doom other farm legislation such as the Bankhead cotton control act, the Kerr-Smith tobacco act and the Warren potato law.

These were compulsory laws. However, the court had not announced its opinions in those cases.

It took exactly one hour to read the main opinion and the dissent. When Stone concluded the tension of the audience eased, it shifted its collective position and whispered comments.

Amendment Move Looms
Speculation flared as to whether President Roosevelt might seek reelection on a platform of sweeping constitutional change.

Political observers agreed there would be considerable support in the farm belt for a constitutional amendment authorizing resumption of the flow of benefit checks.

Some suggested an effort might be made to swing this sentiment behind a broad amendment giving the government specific power over industry as well as farming. But there was no immediate word of any kind from the White House.

The president's comment at the death of NRA, that it had taken the country back to "horse and buggy" days, and his more recent assurances that the farm program would go on in some form, were recalled at the capitol.

Big Defense Sum

WASHINGTON, Jan. 6, (AP)—A national defense budget of nearly a billion dollars—the largest peacetime sum ever asked for strictly military and naval purposes—went to congress today from President Roosevelt.

He estimated \$937,791,966 would be required in the 1936-37 fiscal year for both the army and navy. A \$193,000,000 increase over estimated 1935 expenditures would be devoted largely to the acquisition of new fighting ships, aircraft and personnel in the year starting July 1.

WASHINGTON, Jan. 6, (AP)—President Roosevelt announced (Continued on Page Six)

MEXICO, AMERICA AGREE ON SILVER

WASHINGTON, Jan. 6, (AP)—Secretary Morgenthau reported today a "mutually satisfactory agreement" had been reached in silver conferences with Eduardo Suarez, Mexican finance minister.

This brief statement was made after a meeting today at the treasury. The conference began a week ago and Morgenthau said "they have been concluded."

He refused to elaborate. Previously, Morgenthau had forecast the discussions would be beneficial to silver-using nations and had indicated conversations would be begun with others of them.

F. R. Nominates Cleveland Man

WASHINGTON, Jan. 6, (AP)—President Roosevelt today nominated Joseph B. Keenan of Cleveland, Ohio, as assistant to Attorney General Cummings, a post which makes him third ranking official in the department of justice.

FULL FIGURES NOT REVEALED BY PRESIDENT

New Relief Costs Not Included in Sum Presented to Congress.

WASHINGTON, Jan. 6, (AP)—President Roosevelt's financial budget for 1937, unbalanced by at least a billion dollars, was blasted into new uncertainty today by the supreme court's deathblow to the AAA.

Included in \$6,752,606,370 of expenditures projected to congress for the year beginning July 1 was \$619,000,000 for the AAA. Counted in among estimated receipts in that period were \$547,000,000 of processing taxes.

WASHINGTON, Jan. 6, (AP)—A treasury deficit exceeding one billion dollars—without counting unestimated new relief costs—was forecast to congress by President Roosevelt today for the next fiscal year.

Unprecedentedly, he withheld a complete budget estimate on how much the government would spend in the 12 months beginning July 1. For the present he listed \$6,752,606,370 but said later requests for work-related money would be forthcoming.

Mounting Debt Seen
He gave notice that next year's deficit—and the public debt—would mount accordingly.

Just now, Mr. Roosevelt forecast a debt at the end of the (Continued on Page Six)

SEATTLE GANGSTER SLAIN BY OFFICERS

SEATTLE, Jan. 6, (AP)—Detective Captain Ernest W. Yorin said today that three wounded safe-cracker suspects, captured in a rapid-fire roundup in which one other was shot to death, will be questioned about the slaying of two patrolmen here six weeks ago.

The breaking up of this gang will clear up most of the safe-cracking jobs this past fall," he said. "We will also question them about the shooting of Patrolmen Trent A. Sickles and Theodore E. Stevens, killed when they tried to break up a beer tavern robbery."

A well-known Seattle lawyer, Attorney John F. Garvin, who was arrested at the home in which two of the suspects were found, was still in custody today. They were driven out by tear gas, a few hours after the attempted robbery early Sunday morning.

6500 Employees Of AAA Offices Hope For Jobs

WASHINGTON, Jan. 6, (AP)—Approximately 6,500 employees this afternoon wondered whether they would have a job waiting for them tomorrow morning.

The employees, of whom about 800 were in the field, awaited an interpretation of the supreme court's decision to determine whether or not the government had any right to pay them additional salaries.

In scores of offices at the agriculture department, stenographers and clerks went through the mechanical motions of carrying on their routine work. But it was evident that all attention was centered in the question "do I have a job?"