

KLAMATH MAN DENIED PLEA FOR RELEASE

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for interfering in the case, and claimed they have attempted to hide Smith as a fugitive from justice.

Klamath men declared Monday they did not know of whom Davis was talking, nor to what he referred.

Arthur Schupp, attorney for Smith and Johnson, said: "I don't know of any politicians who have been mixing up in this case. It is absurd to say that Smith has been hiding as a fugitive from justice. He has been going about his business every day."

The hearing conducted in justice court this morning was based on the fugitive complaint against Smith, which was filed by Klamath authorities on the basis of the murder warrant brought here Saturday by Sheriff W. G. Chandler of Yreka.

It was indicated in testimony at the preliminary hearing that the murder charges against Smith may be a method of taking him into California so he can be used as a witness against Johnson.

District Attorney Hardin Blackmer, who was called by Schupp, testified from his conversation with Davis, he understood Davis to say that, if necessary to get Smith in California as a witness, he would file a murder charge and extradite him.

Smith testified for the defense. He said that he was riding as a passenger in the car that struck Rock. He said it ran off the road, hit the elderly man, and fatally injured him. The car stopped, Smith testified, and he got out and went back to investigate the seriousness of Rock's injuries. Later, he said, he reported the matter to Tulare.

The only other witness was Dale Mattoon, deputy sheriff. He reported that he arrested Smith as a fugitive, based on the murder warrant issued out of Yreka and brought him here Saturday. Justice Barnes took the matter under advisement, and decided in the afternoon to hold Smith.

Schupp, who had planned to start habeas corpus proceedings Monday, said he would wait for the extradition hearing. After that, he said, there will be time to file habeas corpus proceedings, if extradition is granted by Governor Martin.

It is understood extradition papers in Smith's case are now on their way to Sacramento.

Prosecutor Davis, when he was here several days ago, declared that apparently Smith had influential friends who had advised him to keep out of California. Davis warned that if they wanted to continue such tactics, charges might be brought against them as accessories to a crime.

YREKA, Calif., Feb. 17, (AP)—After having denounced what he described as "the big political powers in Klamath Falls, Oregon," District Attorney James Davis of Siskiyou county promised to move today against two men accused of having caused the death of another by an automobile.

Last Saturday Davis said he would enter murder charges today against Merit Smith and French Johnson, previously accused of negligent homicide in connection with the death of Elmer Rock, Tulare Lake farmer. Rock was killed last December when he was run down by a car. "I'll be damned," Davis said.

Too Late to Classify

WANT—Room, board for two and care of child. Accessible to Fremont school. News-Herald, Box 4233. 4233

VACANCY—Alameda apartments, 1800 Esplanade. 3012

"If Oregon politicians can affect justice being done in Siskiyou county, and I'm going to push this case if it takes the whole resources of the state."

He declared the "big political powers in Klamath Falls, Oregon, have attempted to hide Merit Smith as a fugitive from justice. Extradition papers have been obtained to bring him over the line."

District Attorney Davis said that at a preliminary hearing into the case at Yreka, Calif., French and Johnson shed very little light on the situation, and it was not made clear who had been driving the car or whether the driver was intoxicated.

MAN INJURED BY FALL INTO LAKE

Raymond R. Weinberg of 1218 Crescent avenue is suffering from fractured ribs and severe shocks as a result of a fall into Lake Ewauna early Monday morning. He is a patient at Klamath Valley hospital.

Weinberg's cries for help were overheard by neighbors in the night, and the police prowl car was called to the edge of the lake where Weinberg was found hurt and dripping wet.

He told police officers that two men had grabbed him in front of a local pool hall, forced him into a waiting automobile and robbed him.

The thieves then drove to the lake and threw their victim in, according to his story.

Weinberg was rushed to the hospital, and his condition is reported to be satisfactory unless complications develop.

Stadelman May Seek Office As Treasurer

SALEM, Feb. 17 (AP)—P. J. Stadelman, former secretary of state, is considering filing his candidacy for the republican nomination for state treasurer, friends here were advised today from Stadelman's home city, The Dalles.

Should he decide to enter the race, it was learned, Stadelman would make his filing within the next few weeks. He would run against Rufus C. Holman, present treasurer, who announced recently he would seek re-election.

Measure Passed To Meet Bonus

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cluded in a deficiency bill three years ago was the record.

The largest emergency peace-time appropriation not included in a regular supply measure was last session's \$4,850,000,000 fund for work and direct relief, while the record war-time allotment for a government department was \$10,225,000,000 for the army in 1918-1919.

AMBROSES RETURN

Fire Chief and Mrs. Keith K. Ambrose (Margaret Nitschelm Hadenbrook) returned to Klamath Falls Sunday after a two weeks' wedding trip through California and into Mexico. They made the trip by automobile, driving down the Redwood highway to Crescent City and then to San Francisco, where they spent several days. They also visited in Los Angeles and San Diego, where they attended the exposition.

Lumber Community Struck By Fire

KNAPPTON, Wash., Feb. 17, (AP)—A roaring fire, fanned by a strong wind, wiped out most of the business district of this little lumbering town Sunday. Loss was estimated unofficially at about \$55,000.

Degree of Honor Meet—An executive meeting of the Degree or Honor lodge has been called for Wednesday at 2:30 o'clock in the L. O. O. F. hall.

NATION GETS NO RESPITE FROM WINTER

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day's maximum temperature probably would be around 28 degrees.

Edward L. Wells, federal meteorologist here said, "The present cold wave is the longest for February in 53 years, or since 1883, and the second longest in the history of the weather bureau here. Before it is over it undoubtedly will set a new all-time record for the month."

Up to and including yesterday the average temperature in Portland for February has been almost 12 degrees below normal.

MORE STORMS COMING

SAN FRANCISCO, Feb. 17 (AP)—The weather bureau predicted new rain and new storms for northern California today as the week-long wintry siege continued almost unabated.

Six persons died and nearly a score were injured in week-end traffic accidents. Five of the six were attributed by authorities to slippery pavements.

A 65 mile an hour gale swept through the Golden Gate yesterday, temporarily delaying work on the \$33,000,000 bridge that spans the city's commercial port.

Hail swollen rivers in most sections of California had declined measurably, due chiefly to colder temperatures in the mountains. Slides and submerged roads were reported at several points but none seriously impeded traffic.

15 BELOW IN OREGON

PENDLETON, Ore., Feb. 17 (AP)—The lowest temperature of the winter was marked up last night when the mercury dropped to 15 degrees below zero.

THE DALLES, Ore., Feb. 17 (AP)—The temperature dropped to 4 degrees below zero here last night. It was the coldest night of the season. The sky was clear. Some growers expressed fear that fruit trees had been damaged by the cold.

EUGENE, Feb. 17 (AP)—For the first time in history, Eugene motorists universally observed the 20-mile speed limit here this morning. The streets were icy after a fall of sleet which froze as it fell.

SALEM, Feb. 17 (AP)—A thin layer of sleet and snow covered the ground here this morning, as chill weather continued. The thermometer recorded a minimum reading of 18 degrees Sunday morning and 29 today.

LA GRANDE, Ore., Feb. 17 (AP)—The mercury dropped to six below zero here this morning—the second time this winter the thermometer has shown sub-zero marks.

BEND, Ore., Feb. 17 (AP)—A light snow was falling over most of central Oregon today. The

temperature hovered just a few degrees above the zero mark.

Bend's minimum last night was two degrees above zero, but sub-zero readings were reported at higher levels.

Shortly before noon the temperature here was 5 degrees above.

KENO'S VALENTINE BALL SUCCESSFUL

KENO, Ore.—The Valentine dance in the Keno gym Friday evening proved a success even though excessive rain and muddy roads reduced the size of the crowd.

The room was decorated with red hearts for the occasion. The door prize was drawn by Winfield Beaver.

The prize waltz winners are as follows: Mrs. Ted Williams and Mr. Clarence Massey were first; Mrs. Ben Clocks and John Taylor were a close second, both couples being awarded a Valentine box of candy.

The supper consisting of chicken, noodles, cake and coffee, proved popular. Another dance is being planned for the near future by the committee.

Weather

The Cyclo-Stormograph at Underwood's pharmacy shows that barometric pressure has been slowly rising since Sunday noon and while the reading is still rather low a temporary clearing may be looked for with preliminary squalls and lower temperatures.

The Tyco recording thermometer registered maximum and minimum temperatures Monday as follows:
High 42
Low 33
Forecast for next 24 hours: Unsettled, cooler.

Spud Market

SAN FRANCISCO, Feb. 17, (AP) (U. S. Dept. Agr.)—Potato market about steady, demand fair, supplies light. Six Oregon cars, 6 California, 1 Idaho arrived; 8 unbroken cars, 14 broken cars on track.

Oregon Klamath district Russets, No. 1, 1.40-1.65, average 1.75; No. 2s, 1.20-1.25.

TVA UPHELD IN SUPREME COURT RULE

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lease or sell and fix the terms." In an opinion by Justice Brandeis, joined by Cardozo, Roberts and Stone, it was contended that the suit should have been dismissed because of lack of jurisdiction.

The opinion Justice McReynolds read a dissenting opinion. No indication had previously been given that the ruling was not unanimous.

He delivered the dissenting opinion in the famous "gold clause" cases last term.

McReynolds said he objected to the extent of the government's activities.

"I think," he said, "the trial court reached the correct conclusion and that its decree should be approved. If under the thin mask of disposing of property the United States can enter the business of generating, transmitting and selling power as, when and wherever some board may specify, with the definite design to accomplish ends wholly beyond the sphere marked out for them by the constitution, an easy way has been found for breaking down the limitations heretofore supposed to guarantee protection against aggression."

The general purpose of TVA.

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it was held by the eight justices, present no "justifiable question."

"The Tennessee river is a navigable stream," said Hughes, developing the thesis that the constitution reposed powers over navigation in the federal government.

The court, by its ruling, up-

held a contract for sale by the Alabama Power company of transmission lines to the Tennessee valley authority.

The court limited its decision to the case before it. The right of the government to seek wider markets for power than was provided by the Alabama Power company stands up.

Some of the power produced by the federally-built dams is used by the government. "Surplus power" is that not needed by the government.

Although the decision was unanimous, Justices Brandeis, Cardozo, Roberts and Stone presented a concurring opinion saying the case should have been dismissed.

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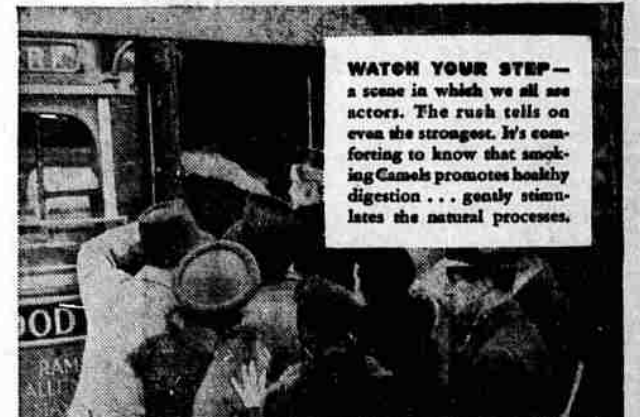
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THAT'S WHAT MUST BE TURNING THE ALUMINUM IN THE WASHING MACHINE BLACK, TOO

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