

The Evening Herald

FRANK JENKINS
MALCOLM EPLBY
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Welcome Home, Lads

THIS community is puffed up with pride, and justifiably so, as it looks upon the healthy, strapping lads of Batteries A and C, 249th Coast Artillery. They're "Klamath's Own" and their visit home is being made the occasion for a hearty community welcome that, good as it is, can be none too good for these national guardsmen who are serving in their country's armed forces with high spirit and determined will.

When Batteries A and C were called to duty a little more than a year ago, we all got together down at the armory and said a lot of nice things about these boys. They have shown they deserved every word of praise heaped upon them at that time.

In the intervening year, there has been a stream of rumors from army camps about soldier morale. But none of those rumors have concerned Batteries A and C of the 249th Coast Artillery; in fact, the news from there has been along opposite lines. Recently, in this column, was printed a letter from one of the members of those companies which told in straightforward way how they felt about the service they were asked to give their country.

These boys are now home on furlough. Let's give them a warm hand on every occasion and make them aware that they are appreciated. They are a credit to Klamath Falls and Klamath county.

C. J. Clause

A LIFE that was lived to the full and thoroughly enjoyed was snuffed out in the accident near Lakeview Thursday evening that killed C. J. Clause.

Mr. Clause was widely known throughout Oregon, because he was active in the affairs of his community, in fraternal organizations, and in veterans' circles; and because he was a good friend and a fine fellow. It just won't seem like Lakeview without C. J. Clause.

Mr. Clause formerly resided in Klamath Falls, and had many old acquaintances here. Others came to know him through the Order of the Antelope, which he has headed; through Shrine and Legion activities and other of the many interests that made his life busy and worth while. To his family and many friends at Lakeview, Klamath people extend sympathy and condolences. The loss will be felt in both communities.

Junior chamber of commerce has done a most thorough job in publicizing the need for safe driving in safety week. Now, it's up to the public.

We'll be seeing you—at Open House Saturday.

Wheeler Hits Movie Makers As Traitors

LOS ANGELES, Oct. 3 (UP)—The motion picture industry last night was called "the modern benedict Arnold" by Sen. Burton K. Wheeler, Montana isolationist, who warned his audience American boys may eventually be fighting under the red flag of communism.

Speaking at an America First rally in the Olympic auditorium, the Montana senator said the leaders of a southern California industry—the motion picture business—are anxious to send American sailors into battle and American soldiers into the "European and Asiatic slaughtering pens."

"Hocus Pocus"
"The modern Benedict Arnold is the silver screen," Wheeler said. "I cannot understand how American leaders in the great motion picture industry are willing to pervert their genius from entertainment to war propaganda."

The outspoken senator charged a campaign is being waged to smear a senate committee investigating propaganda in motion pictures. He said experts "in the arts of focus pocus" have hampered its work and ex-

ploitation specialists paid with money belonging to stockholders are in charge of the attempts to smear the committee.

Senator Wheeler came to the defense of Charles A. Lindbergh, who he said also was being engulfed in the "smearing." He described the flyer as "a great patriotic American" and an outstanding example of democracy. The Montanan pleaded for tolerance and understanding for a man "who merely expressed what he felt to be facts."

Heart Attack Hits Ex-Justice Brandeis

WASHINGTON, Oct. 3 (UP)—Louis D. Brandeis, retired justice of the supreme court, suffered a heart attack late Wednesday evening, it was announced last night.

Sherman Mitter, a friend, made the announcement at the request of the family and said that the former justice's condition was very grave.

Brandeis, who retired on Feb. 13, 1939, will be 85 years old on Nov. 13.

Brandeis retired from the bench after 23 years of distinguished service and because of failing health as result of his advanced years. It was believed, however, that in recent months he had been well. He returned to Washington late in September from his summer home on Cape Cod, Mass.

THIS IS AMERICA!



Uncle Sam Fortifies Tiny Isle—But Does He Own It?

By MILTON BRONNER
NEA Service Correspondent

WASHINGTON, Oct. 3—Even on a large-scale map of the vast Pacific ocean, Palmyra island is less than a fly-speck, but that tiny dot figures hugely in Uncle Sam's defense set-up. That is why the law machinery of the department of justice is fighting to prove that Palmyra island belongs entirely to the United States government.

Round one has been lost by the government in the U. S. district court at Honolulu. Government attorneys are now busy preparing their briefs so they will be ready for their appeal to the U. S. circuit court of appeals.

The case originated when the navy department prepared to locate a naval air base on Palmyra island. A snag arose when a number of people laid claim to the island (which is really 54 islets constituting a coral atoll about 1000 miles south of Hawaii).

BECAME PART OF HAWAII IN 1882

In 1882, when Hawaii was a kingdom ruled by King Kamehameha IV, he and his cabinet granted Captain Zenas Bent and J. B. Wilkinson permission to take Palmyra as an Hawaiian possession and place it under the Hawaiian flag. Nominal possession passed from these men to various heirs.

In 1911 Circuit Judge Henry E. Cooper purchased a quit claim title from Elsie and F. W. Woodenberg and asked for a territorial land court title. He received this in 1912, after Hawaii territory disclaimed all interest in the land. Judge Cooper sold his claim to 52 of the islets to Mr. and Mrs. Leslie Fullard-Leo. Upon his death, the claim to the other islets passed to his heirs.

The U. S. government disputes this ownership. The whole question is whether Bent and Wilkinson merely extended the sovereignty of the Hawaiian kingdom to the island, while they themselves had title to it, or whether they annexed the island as Hawaiian crown lands. If the latter is correct—and this is the government contention—then this crown passed into the public domain of the United States when it annexed Hawaii in 1900.

The United States formally annexed the island on February 20, 1912, when Rear Admiral W.

H. H. Southerland of the U. S. S. West Virginia planted the flag. WIN OR LOSE, U. S. WILL BUILD AIR BASE

In the Honolulu federal court the government claimed that Bent and Wilkinson had only five-year trading rights in the island, but the judge decided that the island was crown land and had been privately owned by the two men and their successors.

The defeat in the lower court has not prevented the navy department from going ahead with its plans. If the government ultimately wins, it will have to pay the claimants nothing. If the government loses, it will exercise the right of eminent domain, condemn the land and pay the claimants a reasonable price.

The work on Palmyra is part of the government's decision to have a chain of naval outposts in the Pacific, including Wake island, Midway, and Guam. Palmyra is destined to be a naval air base for a squadron of seaplanes capable of flying long distances.

Courthouse Records

THURSDAY
Marriage Licenses
WITHAM-BUNCH, Francis H. Witham, 28, Klamath Falls, fireman, Southern Pacific company, native of Oregon. Billie Louise Bunch, 20, Klamath Falls, student, native of Oregon.

HAMILTON-COX, Carl Wendell Hamilton, 19, Klamath Falls, railroad laborer, native of Oklahoma. Evelyn Ernestine Cox, 21, Lexington, Okla., stenographer, native of Oklahoma. TOMISON-FINAN, William R. Tomison Jr., 23, Portland, motor freight business, native of Oregon. Sylvia Lucille Finan, 24, Klamath Falls, librarian, county library, native of Washington.

Decrees
M. N. Dowden versus William Sowell and Pelican Bay Lumber company. Suit for liens. Plaintiff awarded judgment on claim of George Knight for \$355.28; Francis H. Anderson, \$151.94; Hallett Swafford, \$46.11; Henry Rowell, \$268; M. N. Dowden, \$160; Fred A. Schmoer, \$84.31; Craig Heath, \$391.98; Algoma Lumber company, \$430; O. K. Puckett, \$94.98. A. W. Schupp, attorney for plaintiff.

Emma C. Huntley versus Merle Huntley. Divorce granted plaintiff on grounds of cruel and inhuman treatment. Edwin E.

Driscoll, attorney for plaintiff.

Complaints Filed
Big Basin Lumber company versus H. M. Mallory. Suit to collect bill for materials. Plaintiff asks judgment of \$248.17 against defendant. Harry D. Bolvin, attorney for plaintiff.

Justice Court

Clarence Peterson, no operator's license. Fined \$5.50.
Marvin Jessie Walker, failure to retain beef hide 30 days. Charge dismissed on motion of complaining witness.

U. S. CONTROL OF RAILROADS TALKED

CHICAGO, Oct. 3 (AP)—President A. F. Whitney of the Brotherhood of Railroad Trainmen asserted Thursday that the union may ask the government to take control of the nation's railroads.

Whitney testified before President Roosevelt's fact-finding board, which is attempting to settle the wage dispute between carriers and their employees.

"The present capital structure of the railroads contains \$9,500,000,000 of 'water and blue sky' and it must be taken out for the good of the industry," Whitney said.

"We are about to recommend that the government take possession of the railroads so they can operate on a clean and decent basis."

Previously the union chieftain said that rail wages were lagging behind those paid workers in comparable industries.

Hunter in Hospital Here After Shot Goes Through Eye

Shot through the eye in a hunting accident, R. E. Koontz, 24, of Mt. Shasta, was brought to Hillside hospital here at noon Thursday.

The accident occurred in the woods between Mt. Shasta and McCloud, in northern California Thursday morning.

The men who brought Koontz to the hospital said he was mistaken for an animal by another hunter. Hospital authorities said the hunter is not in a dangerous condition, but will lose the sight of the injured eye.

NOW PLAYING

2 Features
GENE AUTRY
in
'The Singing Hills'

Frankie Darro
'Let's Go Collegiate'

Cartoon
News

Dial 3262

Johnson's Comment On The News

By GEN. HUGH S. JOHNSON
NEW YORK, Oct. 3—Here is a letter written by a man of prominence in one field of American endeavor to a man of prominence in quite a different field. I may say that it received a sympathetic—not to say enthusiastic—response. Note that the letter was written two days before the Louis-Nova fight:

JOE LOUIS

Heavyweight Champion Of The World
Greenwood Lake, N. Y.,
Sept. 27, 1941.

"Dear Mr. Baruch:

"I have been reclassified by the selective draft board, and I expect to be called into the service of my country. This may cause me to retire from the ring.

"But before I retire, I want to put up one more fight—the best of my career—to help my people.

"The hardest fight I ever had was against prejudice and intolerance. My people know what I mean. They are all fighting their way up, and I want to open the door of opportunity a little wider for them. The fight I propose to make will not be staged in an arena against one particular opponent, but out in the open across the country. If I could get a 'gate' as big as I've ever seen in the Yankee stadium and turn it over to the Department of Race Relations of the Federal Council of the Churches of Christ in America for the splendid work that department is doing on behalf of negro people and better relations with their white neighbors, I'd feel like a real champion.

"I propose to start the 'gate' with my own contribution, and I want you to subscribe for a box, a ringside seat or other reservation. This is one purse which does not have to be shared with promoters or managers. Every cent will be used to better the condition of my people and in creating better human relations in America.

"Will you cooperate by sending your check or money order, in any amount, payable to Frank H. Mann, treasurer, and mail it today? If you help me win this time, I'll feel that I've won the greatest fight of my life. Thank you.

Sincerely yours,
(Signed) JOE LOUIS."

ABLE PHRASING

I have no doubt from its context that this same letter went to many people and Joe didn't actually compose the very appealing missive. To me that doesn't make any difference. Joe's conduct over the years in the most difficult kind of tests of courage, fortitude, sportsmanship and plain Americanism that could be given any man has made that letter possible and true. The very able phrasing wouldn't mean a thing without that and couldn't be made to mean a thing.

Joe Louis never squawked, boasted, lied, faked, dodged a fight nor tried to milk his popularity to his personal advantage. He lifted a sport that in the hands of some of his white brethren had threatened to become a racket into a cleaner and more respectable atmosphere. In other words, he is not merely an outstanding credit to "his people," as he calls them. He is an American asset. Nothing emphasizes that more than his eagerness to surrender his fabulous income

SIDE GLANCES



"I heard Pop say if you won the prize at the fair we'd keep you for a pet—but if you didn't we'd have you for a Sunday dinner!"

BIG WOOL SHOW SET AT PORTLAND

The largest wool show in the United States, which will open at the Pacific International Livestock exposition in Portland on October 4, is now in preparation at the Pacific Wool Growers Fleece from Ohio, Michigan, Wyoming and other eastern states are in competition with the cream of the crop from the Pacific coast.

"Our show, the oldest in the United States, is now the pattern for the other wool shows which have sprung up at the various livestock shows throughout the country," said R. A. Ward, general manager of Pacific Wool Growers under whose auspices the show is put on.

"One feature is the 4-H club wool show in which members of the 4-H clubs of the northwest compete in two shows—a show for registered purebred fleeces and a show for commercial grades. This has stimulated interest in better fleece production to the point that the show is now as large or larger than the wool show of adult producers," continued Ward.

Judges at the wool show will be Charles H. Carter, president of the Portland Woolen Mills and Clement Wood of the Boston office of Pacific Wool Growers.

Beck's Bakery Pelican Theatre

POPEYE CLUB

SATURDAY MORNING 10 A. M.

FREE A Delicious Pastry Treat From Beck's Bakery

ON THE SCREEN

Triple Thrills with Charles Starrett in
"PRAIRIE STRANGER"

Chapter No. 7
"Adventures of CAPTAIN MARVEL"

DIAL 5414 * VOX Inc. 25c Inc. Tax

* LAST TIMES TODAY *

TWO EXCITING FEATURES



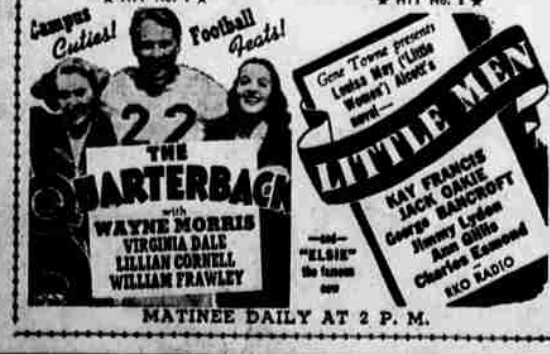
PLAYS SATURDAY AND SUNDAY



* Dial 5562 * RAINBOW 20c Plus Tax

PLAYS TODAY - SATURDAY

TWO ACE HITS!

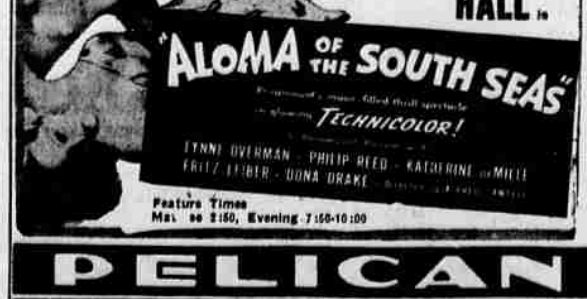


NOW PLAYING

LOVE PRIZE OF THE ISLANDS!

DOROTHY LAMOUR

JOHN HALL



PINE TREE

PINE TREE