

The Evening Herald

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MAN TO SERVE PRISON TERM OF 30 YEARS

One of the most revolting cases in local court annals ended with a 30-year sentence Monday for Walter Frank Ball, 42, who committed an unprintable offense against a 12-year old boy.

Ball pleaded guilty to a morals charge that brought a 15-year sentence from Circuit Judge David R. Vandenberg. It was then revealed that Ball, a white man, had been sentenced in 1936 from this county for assault with intent to commit rape. Under the habitual criminal act, Judge Vandenberg sentenced Ball to 30 years, or double the sentence of the second offense.

Ball, who has been working near Bonanza, made a statement to officers at the county jail and listened to its reading in court. It admitted that he picked up a young boy in the suburbs and committed the offense before he would let the boy go.

State Policeman Walter Walker, who arrested Ball, was called to the witness stand by District Attorney L. Orth Sismore. Walker testified that he investigated after a second boy had told him of a man driving off with his "chum." When he encountered Ball at the end of Shasta way, Walker said, the man was alone and denied he had been accompanied. However, the boy came up at that moment and accused Ball.

Walker testified the boy told him Ball had threatened to "run a knife through my heart" and that the boy had offered Ball 20 cents to let him go. In his statement, Ball had denied threatening the boy with a knife.

"While we were talking," Walker testified, "the boy told me to 'watch out' because Ball had a knife in one of his pockets, indicating the pocket. I investigated and Ball had the knife in that pocket."

Ball got the youngster into his car by asking him the directions to a house and then asking him to go along and show him.

Ball was sentenced here by Circuit Judge Edward B. Ashurst in 1936 to a three-year term for assault with intent to commit rape on a 12-year-old girl. A life sentence was possible under that charge.

The sentence imposed on Ball Monday on the latest charge was the maximum allowed by the law.

SIDE GLANCES



"Don't listen to your father too closely, Tom—he spent three years warming the bench at State University!"

NEWS BEHIND THE NEWS

By PAUL MALON

WASHINGTON, Oct. 21—Someone has got to take hold of the production half of the defense program and put some more vigor into it. A respectable number of planes are going to England, but hardly any tanks (exact figures are still being kept secret). Aid to Russia, so far has been inconsequential.

Nearly everyone around OPM headquarters concedes the job is not being done right, although the other half of the program—the accumulation of raw materials—seems to be moving forward with fair success.

Some of the OPM men think William S. Knudsen, the nominal head, will yet grasp the reins and assert himself. If it does not work out that way, there is a good chance Floyd Odium, the tough financial organization genius from New York, will work up to the front where he can exert the necessary leadership, supplanting Knudsen.

of the administration by the way he has started in organizing the new division of contract distribution. He, too, already has powers he could use to bludgeon the program through. His authority is practically as strong as Knudsen's. He is directed to spread contracts; use all available manufacturing facilities; convert plants where necessary. He is empowered to seize every idle tool or plant.

Under the executive order he received from Mr. Roosevelt Sept. 4, Odium could require auto manufacturers to take munitions if he chose. He could demand that the army and navy give contracts to idle plants. He could revise the whole cumbersome schedule of contracts.

Some such evolution of the existing regime cannot be avoided if the necessary drive is to be furnished.

COURT SPLIT

The most interesting clash of capital personalities has been hidden by the austere surface of the supreme court. The court now has seven justices appointed by FDR, only two holdovers from the good old days. As is usually the case where opposition is negligible, the majority begins to scrap with itself.

Rising in this new court session as a "conservative"—doubt it at your own risk—is the crusader with the liberal reputation, Justice Felix Frankfurter. Political designations being what they are nowadays, this means only that Mr. Frankfurter has dissented with some of his new deal colleagues. His independent position is establishing him as a balance of power.

The liberals who think he is not as liberal as they, include Justices Black and Douglas, aggressive crusaders in their own more leftist way. Visible evidence of their violent disagreement with Frankfurter in the closed court session has developed in dissenting opinions.

They have a new band leader, Justice Jackson coming in with them now, while Justices Murphy and Reed are playing muted trumpets. Roberts remains mildly conservative.

The mellowed Chief Justice Stone, who waves the baton over this aggregation, is working hard to prevent any broken bones or fractured skulls, but his friends are sincerely concerned over his health.

While the court obviously isn't what it used to be, it also is not yet what it is going to be.

A battalion in the United States army consists of between 300 and 800 men, with a lieutenant-colonel or a major in command.

UNUSED POWER

It is no longer a question of authority, but of power that is not being used. Mr. Roosevelt at any rate, thinks Mr. Knudsen has the power. To an intimate adviser, he recently complained against the criticism that his reorganization of the defense setup left it headless, saying:

"Knudsen has more power in this defense program than Barney Baruch ever had."

Certainly Mr. Roosevelt lodged the "responsibility" for production with Mr. Knudsen, and that implies power. It is true Mr. Knudsen's toes have been cramped by restrictions. For one thing, the war and navy departments still have the legal authority to do the contracting and they are belligerently defending it against any encroachment.

But if Mr. Knudsen really took the situation in hand and forced a showdown, there is no question but what his superior authority would be clearly established. Mr. Roosevelt would back him to the limit. Those who have seen and heard what is going on know that if the former General Motors chief threatened to resign, for instance, he could eliminate all his organizational obstacles.

ODLUN HAS POWER

Odium has gained the respect

One-third of the 6,000,000 farms in the United States produce some cotton.

COUNCIL HEARS DISCUSSION OF PUBLIC POWER

A lengthy discussion of the Bonneville power program dominated Monday night's city council meeting, with C. Brazil, Bonneville district manager at Eugene, outlining the program and answering questions.

At the close of the discussion, it was decided the city utility committee will meet with the sponsors of the proposed Klamath PUD later in the week for an exchange of information and general discussion.

Brazil advised against a division between city and rural districts if a public power program is undertaken here. He said town and country have interwoven interests and that two units would mean duplicated administrations and overheads.

Not "Agitating"

The Eugene man said that the Bonneville administration leaves it to the initiative of the people as to whether they want a public power program "and when." He said he wasn't "agitating" for anything, but was merely presenting factual information. He was invited by the council to appear before it.

Brazil pointed to the possibility of power being brought here from the Columbia valley (Bonneville), from Shasta dam or being produced in the hydroelectric plants now operating in this area.

He stated that the Bonneville administration had found in its operations that it is not a question of selling power but of getting enough power to sell to meet the demand. Bonneville, he stated, is a public power program, not to be monopolized by limited groups, and public bodies have preference for power.

He told of transactions of the Bonneville agency has with the California Oregon Power company at Drain and rural districts in that area.

This company, he said, had shown very great cooperation, and negotiations are underway for purchase of a part of its system by the North Douglas power cooperative.

He reminded the council that Dr. Paul Raver, Bonneville administrator, stated while here some months ago there is a possibility that Copco may be taken over.

Brazil outlined the steps taken in the formation of a people's utility district. These include: Outline the boundaries and send a map to the state hydro-electric commission; circulate petitions which must be signed by 5 per cent of the voters who voted for supreme court justice in the last election; hydro-electric commission checks it and holds a hearing; if it is decided an investigation is in order the hydro commission has a study made and engineering report prepared; it is then decided the proposed PUD is a good thing, it is placed on the ballot for an election.

Single Unit Eyed

A. M. Thomas, secretary of the Klamath Bonneville committee, stated his group has taken these steps up to the place of the hydro hearing. He added that his group does not favor two units in the county.

The latter matter has been discussed before the council, on the theory that possibly if public ownership of electric utilities is undertaken here, the city should operate its own utility as a municipality rather than go into a larger district.

Discussing taxes, Brazil said state law provides a PUD shall pay the same taxes now paid by private utilities.

J. W. Wauchope, city electrical inspector, asked if this would apply to the Copco franchise tax which brings the city about \$13,000 annually. Brazil replied he

Rich Cloth Is Within Your Budget



Think how lovely your best china will look on this luxurious dinner cloth! The graceful butterfly border (border and corners are in one piece) is fillet crocheted and made in a strip and sewn to a linen cloth. Pattern 7126 contains instructions and chart for border in various sizes; illustrations of it and stitches; materials needed.

To obtain this pattern send 10

Household Arts by Alice Brooks

Simple Fillet Border Done in Several Sizes

PATTERN 7126

Daylight on Defense Roads

THERE has been considerable confusion in the defense highway situation since President Roosevelt vetoed a \$320,000,000 highway bill and his veto was sustained by the house. Urgently needed construction has marked time awaiting a clarification of the legislative issue. Now, however, there appears to be daylight ahead.

The roads committee of the house has approved a bill that goes to the senate and is designed to meet defense needs. The Oregon State Motor association has outlined this measure, whose details will be of interest to road leaders here vitally concerned with defense highway developments:

1. Official approval of the so-called strategic system of inter-regional roads and provision for the extension of the federal-aid and secondary road systems to embrace roads vital to the strategic network.
2. Emergency authority for funds "heretofore and hereafter" authorized for the federal-aid and secondary road systems to be matched on a one-fourth state, three-fourths federal basis when expended on the strategic system. Allowance is made for the usual exception in the case of western states having large public domain and Indian lands. No additional funds are authorized for the strategic system.
3. \$150,000,000 for building of access roads connecting training centers and defense industries with existing highways.
4. \$10,000,000 for building of access roads connecting training centers and defense industries with existing highways.
5. \$10,000,000 for advance highway engineering studies to be apportioned to and matched by the states.
6. Use of available federal funds in the development of off-street parking facilities on sections of the strategic network forming bypasses around and connections into and through municipalities and metropolitan areas, provided:
 - (a). That the state prohibit parking on such sections.
 - (b). That funds be withheld where states fail to enforce the parking ban.
 - (c). That authority for off-street parking facilities not be exercised unless the federal share of the cost of such facilities will be materially lower than the federal share of the cost of widening, or relocating such sections of the strategic system which off-street parking facilities are designed to serve.

This outline indicates that emphasis is going to be placed on road construction in centers where there are large defense activities, but strategic inter-regional highways are not overlooked. They should not be, for rapid movement of armed forces over large areas is unquestionably essential to effective defense.

Sign This Hazard

FURTHER reports from the Sheepy lake district, where a hunter was drowned before the duck season was half a day old, indicate that the deep barrow pit adjoining the new dike on the state line continues as a most dangerous hazard that should in some way be marked for the safety of hunters.

Three men were in the water there at the time a Montague man was drowned. Two barely escaped with their lives.

This week, another man walked off the shelf at the end of the pit and had he not been a remarkably good swimmer there would most certainly have been another tragedy.

It is here suggested to the wildlife service, which has been constructing the dike, that warning signs be posted at either end of this pit and elsewhere, if necessary. Such signs would be a service to the cause of safety in that area.

To the Salem Statesman, a Deschutes potato for this one: "What if the Russian government did have to desert its capital? The Reds don't believe in capitalism, anyhow."

Courthouse Records

MONDAY

Complaints Filed

Minnie Skipworth versus Willis T. Skipworth. Suit for divorce. Couple married at Prescott, Ariz., May 15, 1924. Plaintiff charges cruel and inhuman treatment and asks custody of two minors. Maynard Wilson, attorney for plaintiff.

Minnie Ely versus Ernest Ely. Suit for divorce. Couple married at Coquille, Ore., October 25, 1934. Plaintiff charges cruel and inhuman treatment, asks restoration of her former name, Minnie Watkins. Edwin E. Driscoll, attorney for plaintiff.

Marie Benson versus David R. Benson. Suit for divorce. Couple married at Vancouver, Wash., August 3, 1939. Plaintiff charges cruel and inhuman treatment and asks restoration of her maiden name, Marie Sewell. Edwin E. Driscoll, attorney for plaintiff.

Divorce Decrees

Elizabeth Coats Cochran versus Clyde D. Cochran. Plaintiff granted divorce and restoration of her maiden name, Elizabeth Coats. Edwin E. Driscoll, attorney for plaintiff.

A. C. Howell versus Lenora Howell. Plaintiff granted divorce. A. W. Schupp, attorney for plaintiff.

Chester O. Trotter versus Pamela Marie Trotter. Plaintiff granted divorce on grounds of desertion. Merryman and Napier, attorneys for plaintiff.

Julie Mischel versus Ray Mischel. Plaintiff granted divorce

on grounds of cruel and inhuman treatment. Plaintiff to have custody of two minor children. Merryman and Napier, attorneys for plaintiff.

Ruth Whittaker versus Herbert Lee Wittaker. Plaintiff granted divorce. Edwin E. Driscoll, attorney for plaintiff.

Marriage Licenses

HAMSTREET-MOORE. C. M. Hamstreet, 28, Klamath Falls, sawmill worker, native of Iowa; Dorothy A. Moore, 19, Klamath Falls, waitress, native of Oregon.

BICKERS-SARI. James Andrew Bickers, 22, Klamath Falls, soldier, native of Oregon; Renata Diana Sari, 18, Klamath Falls, waitress, native of Oregon.

Justice Court

Cecil Bertram Corkery, no operator's license. Fined \$5.50.

Will Neubert, no tail light on car. Fined \$5.50.

Eva Mildred Benson, no operator's license. Fined \$5.50.

Edra Irene McKay, no operator's license. Fined \$5.50.

Walter Frank Ball, sodomy Bond set at \$2500 cash or \$5000 property. Waived preliminary hearing. Committed to county jail.

Ivan John Quinn, drunk on a public highway. Fined \$10 or five days. Committed to county jail.

Orville Dibbal, Indian, possessing intoxicating liquor. Fined \$50 or 25 days. Committed.

Mary Warren Chapman, unlawful selling of alcoholic liquor. Fined \$100, \$50 suspended. Ninety days probation.

Olive D. Anderson, unlawful selling of alcoholic liquor. Fined

Gum Flavoring Shipped East

PORTLAND, Oct. 21 (AP)—Enough chewing gum flavoring left here last night to meet the demands of young America for some time to come.

It was a carload of peppermint oil, valued at \$110,000, consigned to a chewing gum firm in South Bend, Ind., by John N. Davies, Kennecott, Wash., a peppermint oil buyer for 25 years.

The oil came from 800 acres in the Willamette valley and on the Washington side of the lower Columbia river valley. Its value was up to \$3.25 a pound, double the price in 1940.

Arguments on Tax Ration Presented

SALEM, Oct. 21 (AP)—The state supreme court, in a two-hour session, heard arguments today on whether the variable ratio or the uniform ratio method should be used in assessing Multnomah county property.

A decision is expected within two weeks.

Attorneys for the state tax commission argued that the court should compel the change to uniform ratio, even though it would increase taxes on homes. Attorneys for Tom Watson, Multnomah county auditor, argued for continuation of the variable ratio.

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—and—

Alfalfa Switzer in "Reg'lar Fellers"

Plays Wednesday and Thursday

2 VENTURES

Hit No. 1

Joan Blondell Dick Powell "Model Wife"

—Hit No. 2—

Conrad Nagle in "Navy Spy"

Don't Miss Charlie White's Movie Exhibit.

Unionist Drowned As CIO Picket Boats Collide

SEATTLE, Oct. 21 (AP)—William H. Murray, business agent for a United Construction Workers union local, was drowned early today when two boats of the Congress of Industrial Organizations aquatic picket line collided in Lake Union in a heavy fog. James C. Winter saved himself by climbing into another boat. Nathan Blouin, a picket, dived into the chilly lake fully clothed but could not rescue Murray.

Murray, who was president of the Unemployed Citizens league here during the early days of the depression, and Winter were in a skiff when it collided with a larger boat, the Rosalie, which they had intended to board.

The boats were picketing the Pioneer Sand & Gravel Co. plant protesting the company's refusal to sell materials to a housing job on which CIO labor is employed. The plant employs AFL labor. The AFL has been picketing the housing project

Chiloquin Indian Gets Prison Term

MEDFORD, Oct. 21—Clifford Wilson, 19, Klamath Indian of Chiloquin was sentenced Monday to 15 years in a federal prison, by Federal Judge James A. Fee. He was convicted by a jury of raping a five-year-old girl.

Attorney Edward B. Ashurst, former Klamath county circuit judge, represented Wilson, and made a plea for leniency.

The cottage in which Edgar Allan Poe wrote "The Raven" in Philadelphia has been restored as a literary shrine.

The farmer's in the dell — and Wieland's in the well (cooling!)

FUNERAL

FRANK C. CRESS

Funeral service for the late Frank C. Cress, who passed away in this city on Sunday, October 19, will take place from the chapel of Ward's Klamath Funeral Home, 925 High street, on Wednesday, October 22, at 2 p. m., the Rev. Harold Persing of the Assembly of God officiating, assisted by the Rev. A. Theodore Smith of the First Presbyterian church. Commitment service and interment in the Linkville cemetery. Friends are respectfully invited to attend.

Read the Classified page.

—LAST TIMES TODAY—

—Hit No. 1—

Zane Grey's **LAST OF THE DUANES**

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MAN AT LARGE

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—ADDED—

'Crime Does Not Pay' Musical

Glimpses of Kentucky Metro News of the Day

PINE TREE