

JURY FINDS HEUVEL NOT GUILTY

Herald and News

Telephone 3111 KLAMATH FALLS, OREGON, WEDNESDAY, FEBRUARY 6, 1946 Number 10738

WEATHER NEWS	
February 6, 1946	
Max. (Feb. 5)	34 Min. 28
Precipitation last 24 hours	.01
Stream year to date	9.23
Normal	6.97 Last year 5.55
Forecast: Snow.	

In The Day's News

By FRANK JENKINS

AS these words are written early today, something is brewing in Washington. It seems to be a new wage-price policy aimed at ending the steel strike, as well as other major industrial disputes.

A new wage-price policy would presumably involve a sufficient hike in prices to make it possible to pay higher wages without squeezing industry disastrously between rising floors and fixed ceilings.

It's all very secret.

A "high official, not quotable by name," tells the reporters this morning that a White House announcement of the "formula" may come today. Another high official, also not quotable, adds that there were developments late yesterday that "could force another delay."

What these developments may be has not been made clear as this is written, but it is guessable that they are a flare-up in the bitter battle that has been raging (under cover) between OPA and the reconversion side of the Washington government.

Quite a few of the reconversion officials have been reported to be in favor of a lift in prices as a means of breaking the industrial deadlock. OPA Boss Bowles has been said to be flatly insistent on holding the price line.

It looks like a typical New Deal ruckus among the top hired men.

Anti-Strike Bill Foes Defeated

Opponents Of Control Measure Concede House Passage

By CLAIR JOHNSON

WASHINGTON, Feb. 6 (AP)—Most opponents of the tough strike control bill of Rep. Case (R-S. D.) threw in the sponge today, conceding that the house will approve it almost in its present form.

They expressed this view freely to newsmen after being defeated overwhelmingly in a series of test votes on the far-reaching measure yesterday.

Several declared, however, that they would continue their last ditch efforts to modify the legislation, and they showered the speaker's desk with suggested amendments.

Approximately 20 such proposals faced votes this afternoon.

Acting Labor Committee Chairman Randolph (D-W. Va.) said he hoped for final action in the house late today, but leaders said they doubted this.

Mediation Board

The Case bill would set up a national mediation board with power to step into major labor disputes and forbid strikes or lockouts for 30 days. It also would permit wide use of court injunctions against either labor or management; outlaw violence in picketing; ban boycotts and provide for civil suits against either side breaking a contract.

Those backing Case's proposal were spurred yesterday by an assertion from Rep. Face (D-Ga.) that the nation's farmers might go on strike if congress didn't pass stiff legislation to regulate labor controversies.

"There is a terrible feeling of restlessness among farmers and I'm afraid of it," he declared.

Opponents of the measure said, however, that it would take away labor's rights and promote industrial discord. They added that it was so stringent that neither the senate nor President Truman would accept it.

Storm Batters N'west

Happy Birthday!

The entire northwest was held in the grip of a winter storm as gales lashed the coast line and Klamath felt the sting with high winds and a continuous snow here and in the mountain country.

Starting at about 7:30 this morning, a strong southwest wind carried snow in its wake and at 3 p. m. today around four inches of snow covered the business district. The depth increased in higher elevations and surrounding hills were glistening white.

Train service followed schedule but Southern Pacific officials said workers in the northern section of the county were hard pressed to keep the road open. Snow was deepest at Crescent Lake, a total of 65 inches reported this morning, and the greatest trouble on the line was being experienced between Chemult and Crescent Lake. A flat area in that sector is being whipped by a strong wind which is out of proportion to the efforts which operating crews can make in the face of the storm.

The SP officers here were advised that roads were keeping open but if the storm continued in the Crescent Lake area it would be necessary to call in the rotary plow, a steam operated piece of equipment which runs ahead of an engine to clear the road. The rotary is to the railroads what the giant snow-gro is to the highway department.

Flangers Used

In the meantime flangers were being used up north to clear the rails.

An unofficial report from Dunsuir advised a total snow depth of 18 inches.

There are no slides on the Southern Pacific in this section although some slides were reported in the northern part of the state.

Lakeview called in to the Oregon State highway department this morning and the report was similar to that of other sections in southern Oregon. It was blowing hard and the snow was falling heavily.

All available equipment was in operation on major highways leading out of Klamath Falls, the snow-gro were whipping through the mass of snow on Sun mountain this morning as snow stakes showed 114 inches, and on Warner secondary highway where high winds hampered traffic movements.

Roads Good

Roads were reported "in good shape," taking the storm in consideration, and although it was impossible to sand due to the heavy fall, everything possible was being done by crews to keep the highways clear. Drifts were the big bugaboo to (Continued on Page 2, Column 3)

2 Remaining Cases Tossed Out Of Court

Earl Heuvel's 14-month-long court ordeal was at an end today as a circuit court jury for a second time cleared him of charges of sodomy.

Judge Arlie G. Walker this morning dismissed the two remaining morals counts against him.

The jury deliberated the case for over nine hours, reporting a deadlock about midnight, but filed back into the courtroom at 2:30 this morning to announce a verdict of not guilty. Judge Walker did not poll the jury.

When the verdict was read Heuvel smiled slowly and embraced his wife, Virginia, who has been with him in court throughout the three-day trial. He then stepped over and shook hands with his attorneys, Earl Bernard of Portland and Herbert P. Welch of Lakeview.

Heuvel appeared thin and worn by his continuous vigil in court for the past 10 days. While the jury was out last night he remained in the building, worriedly pacing the floor.

This morning Prosecutor Rex Kimmel submitted to Judge Walker a motion for dismissal of charges of rape and contributing to the delinquency of a minor against the ex-Klamath Falls police chief, stating that in his opinion the evidence in these two cases was not as substantial as in the ones tried. Walker ordered them dismissed.

Heuvel has been tried three times in the past three months. In November he was acquitted of sodomy against Bernice Evelyn Huff, last week a jury failed to reach a verdict in a trial on similar accusations brought by Virginia Rose Gibson, and the present case was a retrial of that deadlock.

Also this morning the circuit clerk made out a check for \$18,000 to Joseph Van Hoomissen, Portland attorney, for the remainder of the \$21,000 bail put up for Heuvel last August. Bail of \$5000 was returned when he was acquitted of the first charge.

Ends Episode

So ends one of the most sensational courtroom episodes in the history of Klamath county. The ordeal for Heuvel had its beginnings when he was first charged with contributing to the delinquency of a minor, Willie Mae Collins, in December, 1944.

Since that time he has been indicted on four counts, disappeared from Klamath Falls, was located by the FBI in Arkansas, and was brought back here for trial.

The last case went into the hands of the jury at 5:11 yesterday afternoon. The alternate, George A. Tufts, who has been in the box throughout the trial, was dismissed.

In his closing argument to the jury, Herbert P. Welch, attorney for Heuvel, charged the jury that a conviction on testimony from the "type of witnesses heard in this case would hamstring law enforcement in Klamath county" and called for a quick acquittal to "end these prosecutions."

Charges Revenge

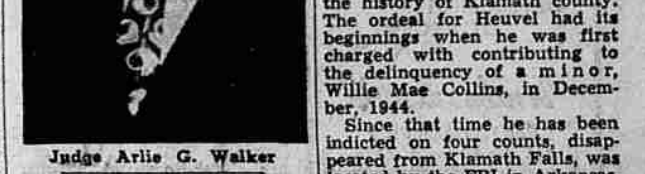
He termed Virginia Rose Gibson and Bernice Huff "outlaws" who had come to Klamath Falls to prey on servicemen and were chased out, then brought their accusations against Heuvel out of revenge.

The complaining witness, Miss Gibson, he described as "an experienced woman of the world in the worst sense of the word," and asked the jurors if they could convict on the testimony presented.

Earl Bernard, Heuvel's other attorney, took the floor to point out four discrepancies in Virginia Gibson's testimony, remarking that if the testimony of a witness is proved false in one part, the rest is to be viewed with mistrust.

He accused the girl of "cold-blooded perjury," declared he believed the sodomy charge was a frame-up and ended his remarks with the admonition to the jury, "Don't hand Mr. Heuvel something which under similar circumstances you wouldn't want handed to you."

Arguing for the prosecution, Rex Kimmel asked the 12 men to decide the case on evidence (Continued on Page 2, Column 6)



Genial Jurist To Leave KF

Judge Arlie G. Walker, genial McMinnville jurist sent here to conduct the Earl Heuvel trials, cannot call his 10-day stay in Klamath Falls a pleasant experience.

In the first place, he said this morning, trying cases of the nature of the ones just disposed of is a distasteful business. He has worked long hours expediting the trials, heard the same testimony almost word for word repeatedly, waited until far into the night for a jury to come in twice and has generally been through a harassing time in the Klamath county court.

However, in dismissing two remaining charges against Heuvel this morning, he complimented all persons connected with the court for their conduct of the cases, which he termed fairly and ably tried.

Judge Walker has occupied the Wasco county circuit bench for 20 years, and is the third oldest judge from point of experience, in Oregon. He was graduated from Willamette university in 1918, served a time in the army, studied at Harvard one year and was admitted to the Oregon state bar in 1922.

He was assigned to Klamath Falls to conduct the Heuvel trials by Chief Justice Harry H. Belt after Judge David R. Vandenberg had withdrawn himself from the case and an affidavit of prejudice had been filed against Judge Charles H. Combs of Lakeview.

Judge Walker leaves for home tonight.

EVERY thinking person is of course aware that if a REAL ceiling had been established on EVERYTHING at the START, with no holes for ANYBODY's friends, it could have worked—although in that event the important reward stimulus would have been eliminated.

After all, our production record during the war was amazing—the wonder of the world, probably the big factor that turned the tide of victory AGAINST the Germans and the Japs.

It is becoming reasonably apparent that since we've yielded to some points we're going to have to yield on others or be deadlocked in a situation that will seriously delay our entrance into the better times that everybody is hungry for.

(WE'RE primarily interested in what happens in America, but since the U. S. is the only nation left with an unimpaired production plant the whole world is acutely interested—especially those who are starving because of lack of production of things.)

Steel Price Boost Talked

By WILLIAM NEEDHAM

WASHINGTON, Feb. 6 (AP)—Top-level administration advisers strove today to iron out last-minute differences over details of a new government wage-price policy aimed at ending the steel strike—as well as other major labor disputes.

One high official, not quotable by name, said that a White House announcement of the formula might come today. However, another reported that disagreements had developed late yesterday which could force further delay.

Both agree, however, that the government's position on steel price increases—key to setting the wage-out of 750,000 CIO steel workers—would be stated either simultaneously with announcement of the wage-price policy revision, or immediately afterwards.

Tugboat Men Will Stay Out

NEW YORK, Feb. 6 (AP)—The 600 tugboat workers, who tied up the city's vast harbor when they walked off the job Monday, voted to remain on strike despite the government's seizure of tugboat facilities.

The result of the balloting, held at a special mass meeting, was announced by Capt. William A. Bradley, president of local 333, United Maritime Division, International Longshoremen's association, AFL, of which the strikers are members.

Bradley declined to announce the vote. One unofficial report said the vote was nearly two to one to remain on strike. Another unofficial report placed the vote at 451 in favor of remaining out, 250 in favor of returning, although the total of these figures would represent but a small portion of the estimated 2000 to 3000 union members who crowded into Manhattan center for the meeting.

USO's Throughout World Celebrate 5th Anniversary

The doors of 2000 USO's throughout the nation and overseas swung wide Monday in a celebration of the United Service Organization's fifth anniversary.

During the USO's 15-month existence in Klamath Falls, 274, 134 service men, women, and service wives have found their "home away from home" in its clubrooms.

Local junior hostesses have given 81,540 hours of service and senior hosts and hostesses have served 27,604 volunteer hours.

A red, white and blue three-tiered decorated birthday cake, decorated by Bob Burgess of the marine corps, Lola Whisenant and Edna Richards, was cut and served Monday night.

A display of the USO clubroom set-up is being shown this week in the window of the United States National bank on 8th and Main. The display was arranged by Mrs. George Knoll.

The future of USO clubs throughout the country is uncertain, but from national headquarters comes word that the USO will cease to function in December, 1947. In various sections of the country, where the need for the organization is decreasing such as in Klamath Falls, the USO will close its doors when it feels that it is no longer needed.

Two Killed In Picket Fray

BLOOMINGTON, Ill., Feb. 6 (AP)—Two men were killed and three others shot and wounded today in a fracas on the strike-bound Toledo, Peoria and Western railroad at nearby Gridley.

Sheriff Earl Richards said he was informed the men killed were strikers or strike sympathizers, and that he had been told the shooting followed throwing of rocks at trainmen of an ATP&W freight train, which had stopped at Gridley.

However, G. F. Brown, of Peoria, who identified himself as a leader of the pickets, told newsmen the pickets were standing at a crossing and shouting at the train crew when men he said were train guards opened fire.

The dead were identified as Irwin Paschon of Peoria and Arthur Brown of Spring Bay, a Peoria suburb.

Wounded were Amos Vinson, 34, Washington, Ill., and Robert Williamson, 33, of Peoria, and Russell Esslinger, 30, of Washington, Ill.

The injured were taken to hospitals at Peoria and Washington, where it was reported that two were in serious condition.

Two Women Hurt In Bus Mishap

EUGENE, Feb. 6 (AP)—Two women were treated at a hospital here after a northbound Greyhound bus overturned nine miles south of here yesterday.

None of the passengers was seriously injured. The hospitalized women were Mrs. Ermar Palmer, Seattle, shock and contusions, and Mrs. Hilda King, Stockton, Calif., chest injuries.

Dairymen Ask Price Raise

Members of the Klamath County Dairymen's association today presented a resolution requesting that ceilings on dairy products be either completely removed or adjusted to a point where dairymen could compete with other agricultural industries.

The resolution was drawn at a recent meeting of the association. At the time it was brought out that butter output, locally, is 10 per cent that of 1940. Other dairy products are also far short of that year's production.

Following is the resolution signed by Wilbur Reiling of Olene, president.

WHEREAS: The dairy industry of Klamath county has decreased rapidly since the establishment of price ceilings by the government and said industry has now reached a point where it is unable to supply more than 50 per cent of the local dairy product needs and

WHEREAS: The prices of dairy feeds, equipment, labor and land have not been regulated by comparable ceilings thereby placing local dairymen in a disastrous position resulting in major decreases in production and further decreases to occur until such time as this condition is remedied.

THEREFORE BE IT RESOLVED: That we, the members of the Klamath County Dairymen's association, hereby request that ceilings on dairy products, either be completely removed or adjusted to a point where dairymen can compete with other agricultural industries, which they are unable to do at the present time.

Actor Dies

George Arliss, 77-year-old British screen and stage star, died in London last night. He had been suffering from a bronchial ailment. Arliss portrayed such memorable roles as Disraeli and Rothschild, and scored one of his greatest hits in "The Green Goddess."

Patients Urged To Return To Dentists Back From War

Cooperation of the public with their dentists, and returning patients back to the dentists who have returned from military service, was urged today by Dr. Leslie W. Peate, local chairman of procurement and assignment during World War II.

Dr. Peate observed that even under the most favorable conditions, the city of Klamath Falls will still be many dentists short of prewar conditions and with the increase in population, professional men face a serious situation.

An unofficial survey of the city shows that Klamath Falls is one of the most dental depleted communities in the nation. During the war there were approximately seven active men to handle a situation which normally kept 20 men busy at the peak.

"Right now it is the health problem which we need to look into," Dr. Peate stated. "The most scientific minds in the medical and dental science are studying this problem. Millions of children have gone for four years without dental attention."

Dr. Peate also observed the casualties among dentists in Klamath Falls who worked long hours to keep up with the demand for their services. These men, the dentist announced, made an honest effort to meet the situation by doing the work that seemed urgently necessary to them. It was necessary for the dentists remaining on the home front to ration their time.

Several Klamath dentists have just returned from duty with the army or navy. They are Dr. George Goehring, Dr. David Goehring, and Dr. Albert O. Roenicke. Dr. Francis W. Peak is expecting early separation from the army air forces. Several other dentists, who were in service, have located elsewhere including Dr. D. J. Rees, now in Portland, and Dr. O. G. Guernsey, who is practicing in Salem.

Others who left about, or soon after Pearl Harbor, for practice in other cities, include Dr. O. J. Johnson, Dr. Paul M. Noel, Dr. Karl B. Dyrud, Dr. Soderman, Dr. Burke, and Dr. Gordon Ledingham.

Dr. Peate said today that it was the wish of all dentists who remained here and who cared for patients of other dentists, to return them to the men who were called into service.

Bulletin

SALEM, Ore., Feb. 6 (AP)—The Willamette highway, trans-Cascade route from Eugene to Klamath Falls, was closed this afternoon by a heavy wet snow near the summit, State Highway Engineer R. H. Baldock said.

100 Yukon Survivors Await Transfer To Rescue Ships

KETCHIKAN, Alaska, Feb. 6 (AP)—About 100 survivors of the steamship Yukon wreck huddled on the bleak Cape Fairfield beach, southeast of Seward, today awaiting transfer by breeches buoy to rescue ships, the coast guard said.

It announced that the 496 persons aboard the Yukon when it went aground Sunday night, had been removed by rescue ships and were at or en route back to Seward.

Army planes hovered over the wreck area today and dropped food and warm, dry clothing to the men waiting around bonfires on the beach. These, taken ashore from the wreck by the breeches buoy, will be similarly transferred to rescue ships when the lighthouse tender Cedar returns from carrying 116 survivors to Seward today.

Again and again the rescue craft messaged there was no known loss of life.

The Alaska Steamship company, operating the Yukon for the war shipping administration, said the steamship Alaska would leave Women's bay, Kodiak Island, today and would arrive at Seward at 2 a. m. Thursday and remain there "until all persons from the Yukon have arrived there for food, clothing and emergency treatment."

The company announced that all official sources were highly optimistic that everyone would be taken to Seward safely and that "the army, the navy and the Red Cross have full facilities working in Seward and the townspeople are responding wonderfully."

It said the SS Alaska's departure time for Seattle with the survivors was indefinite.

Arriving In United States

Anthony E. Colombo, 1st Lt., McCloud, arrived on Rock Hill Victory due in New York February 2.

Meazi Manfull, Sgt., Klamath Falls, arrived on SS Typhoon due in Seattle February 3.

Donald P. Hancock, Cpl., Klamath Falls, arrived on Rock Hill Victory due in New York February 2.

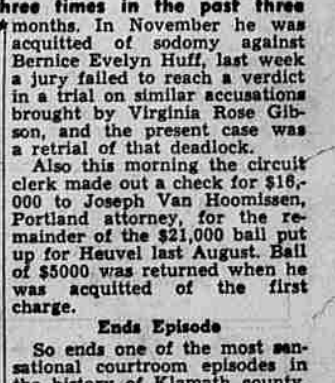
Donald E. Yale, Sgt., Klamath Falls, arrived on SS Typhoon due in Seattle February 3.

James F. Derrah, T/S, Klamath Falls, arrived on Webster Victory due in New York February 1.

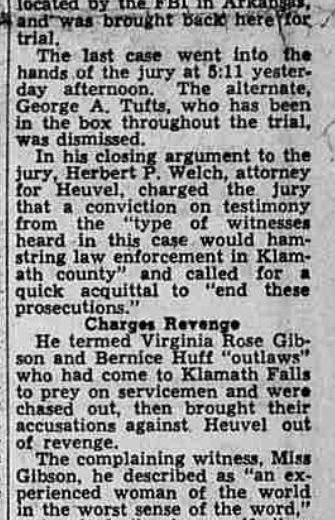
Robert E. Ewing, Cpl., Klamath Falls, arrived on Jean La Fite due in San Francisco February 3.

Joseph J. Arterbury, PFC, Bly, arrived on Jean La Fite due in San Francisco February 3.

Marvin Draper, PFC, Beatty, arrived on Mit Victory due in New York February 1.



Judge Arlie G. Walker



George Arliss, 77-year-old British screen and stage star, died in London last night.