

# Rape Case Appeal May Free Offender

CHICAGO, June 28 (AP)—James Montgomery, who has spent 25 of his 34 years in prison on a rape charge, offered evidence in federal court yesterday to show the woman had not been raped.

The case was termed "shocking" by Judge Michael L. Igoe after Dr. John E. Walter of suburban Waukegan testified at a hearing on Montgomery's writ of habeas corpus. The Negro prisoner claims that evidence that would have cleared him was not introduced at his trial.

Dr. Walter identified a photostatic copy of a record of his examination of Miss Mamie Snow, the woman Montgomery was convicted of raping. He was sentenced to life imprisonment at Waukegan on June 9, 1924.

Walter said the copy showed no mention of indications of rape. He said he called the case and that a careful examination convinced him Miss Snow, who was 62 years old at that time, had not been raped. Walter said Miss Snow later was committed to a mental institution where she died.

Judge Igoe, who took Montgomery's plea under advisement, commented that the prosecutor should have brought the hospital record into the case.

"This certainly would have resulted in an acquittal so far as the rape charge is concerned," he said.

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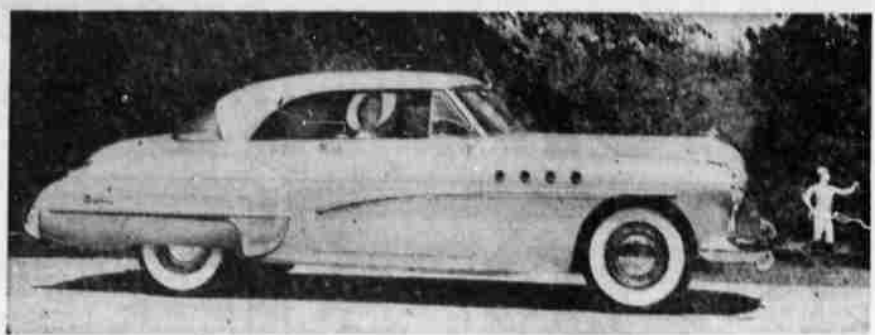
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# Mysterious Disease Claims Lives Of Five Babies; Dye Used On Diapers Suspected

LAKE WALES, Fla., June 28 (AP)—A strange illness that turned newborn babies a bluish tinge at times, caused the death of a fourth infant today.

One other baby is still under treatment.

Miss Bree Kelly, superintendent of Lake Wales hospital, said doctors believe the attacks were caused by poisoning from a laundry dye used in marking diapers.

"We're not sure," she added, "we've made a research of everything." Results of an autopsy are being awaited.

The five infants became ill June 21 a few hours after the first batch of diapers marked with a new dye containing aniline oil was used, Miss Kelly said.

Only last Friday, the American Medical Association Journal urged special precautions against poisoning babies with aniline dyes used to mark diapers. The Journal said 72 cases of poisoning from coal tar derivative dyes had been reported and that five infants had died.

"Prevention of such accidents is simple," the editorial said. "If the diapers are boiled after they are stamped, and thoroughly dried before use, the dye becomes fixed and absorption does not occur."

At the hospital here, a mother who noticed her baby turning blue called a nurse's attention to it. The strange color soon was found on all five, the only babies in the hospital nursery at the time.

The blue tinge appeared to come and go, but the babies seemed to be making a good recovery. Then one died unexpectedly Saturday, another Sunday and the third yesterday. They were six to nine days old.

Specialists have been called in to

treat the one still living, and blood transfusions are being given.

Miss Kelly said a laundry reported hospital diapers had not been marked plainly enough, and sent the new dye as a marking ink.

"The first time we used it was the day the five children became ill, Miss Kelly said. Its use was stopped immediately and other children born afterwards have shown no signs of the illness.

The diapers marked with the new ink were sterilized before use, but were not laundered.

# School Board To Call Bids For Repairs

Bids will be called soon on repairs and building in the office for the two school districts. Authorization was given at the joint meeting of the school boards last night for a cafeteria at Conger elementary school and a janitor's apartment at Mills school.

Klamath Union high school projects will also be under way this summer since plans were okayed for repairs on the bleachers at Modoc field and for the construction of a fence between the Southern Pacific tracks and the field.

Plans were completed for the bus turn around at the base of River-side school. This will be a joint project of the schools and the city. Since this is a small job, regular crews will be used and bids will not be called.

Another item of business was the acceptance of the resignation of Mrs. Hope S. Grazer, a second grade teacher at Mills school. Mr. and Mrs. Grazer are moving to Oakridge, Ore. The remainder of the business was concerned with the closing of the fiscal school year which is June 30, and a progress report on classroom lighting in the two districts.

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# Unification In Need Of Revision

WASHINGTON, June 28 (AP)—The armed forces unification law needs strengthening because it has been "tried and found wanting," Secretary of Defense Louis Johnson said today.

He testified before the house armed services committee, supporting a senate-approved bill which would give him more direct control over the armed forces.

"The present authority of the secretary of defense is disturbingly inconsistent," Johnson said.

The problem, he continued, is how to maintain strong civilian control over the military force. This force for the first time in the nation's history "must be permanently maintained at a strength of more than a million and a half men," he said.

Due to imperfections in the present law, Johnson told the committee, there is "a general imprecision of relationships throughout the national military establishment."

He said he can "enthusiastically endorse" the bill, which passed the senate a month ago, adding:

"It is a bill which goes far to realize the three essentials of good government management: efficiency, economy, and clear accountability; and a fourth essential peculiar to the military establishment — unquestioned civilian control."

# City Doing Own Street Repair Work

There's one place the city is saving money, according to Councilman A. F. Condrey, chairman of the street committee, and that one is in patching of the city streets, a tremendous job this year due to the severe winter season.

The city to date is at about the half-way mark in the patching chore and has spent approximately \$8772, only one-third of the finances dished out the same time last year with the same amount of work accomplished.

The main reason, Condrey explained, is the fact that the city is doing its own patching work this year, whereas last year the work was contracted.

All the main thoroughfares in the city have been finished, and now the city street crews are moving to outlying areas.

The patching work should be finished before winter sets in again, Condrey said.

"We hope to save enough money on patching this year to enable us to purchase our own asphalt plant for next year's repairs," Condrey stated.

The work is being done with the use of tar pots, recently purchased by the city.

# Beer Violation Trial Slated Saturday

Charles Lindsay and Grace Darling Sharp, operators of Tiny tavern, Merrill-Lakeview junction, will be tried in justice court Saturday morning on a charge of selling beer to minors.

The have pleaded not guilty and posted \$150 bail last May 23. The complaint charges them with selling beer to three Klamath Union high school boys, one of them 18 and the others 17, on May 13-14.

Attorney Harry Bolvin, a former member of the state liquor commission, will defend them.

# Seed Spud Filing Deadline July 1

A July 1 deadline date for filing applications for certification of seed potato acreage at the county agent's office is set by certification rules.

Certification rules and application blanks will be mailed on request.

First field inspection of potatoes is usually made shortly after the middle of July.

# Firemen Quell Small Grass Fire

City firemen extinguished a small grass fire near 158 E. Rogers street Monday evening.

The department was called at 6:06 p. m. and reported that the fire did no damage.

SUGGESTION

PULLMAN, Wash., June 28 (AP)—Choose the flowers in your garden to harmonize with the color scheme on the inside and outside of your home, members of the State Federation of Garden clubs were told Monday.

Miss Ruth Smith of the home economics department of Washington State college addressed some 300 delegates registered for a three-day convention.

# More Priests Arrested In Romanian Area

VATICAN CITY, June 28 (AP)—A Vatican source said today word has been received of the arrest by the communist Romanian government of the last two Roman Catholic bishops at liberty to perform religious functions in Romania.

The source said the other three Roman Catholic bishops were deported previously. The Romanian government last October arrested all which recognizes the authority of the pope, the informant added.

A Romanian spokesman in Bucharest Friday said the six unite church bishops are restricted to their quarters in monasteries throughout the country.

The Vatican informant said reports indicated Mgr. Aaron Marton, 53, bishop of Alba Julia, was arrested June 21. Mgr. Antonio Durcovic, 61, bishop of Iasi (Jassy) was arrested two days ago, the reports said.

The informant said the bishops are allowed to remain in their parishes but are not allowed to perform religious functions.

# Okay, Until She Saw The Bullet Hole

PORTLAND, June 28 (AP)—A woman tavern proprietor, uninjured when a would-be robber fired at her, thought the revolver was loaded with blanks.

When police pointed to a hole in her dress at knee level and found the spent slug in an empty beer keg, she became hysterical and was taken to a hospital for treatment of shock.

Brinton Wallace McNeil, 20, a transient, was jailed as the assailant. He was booked on charges of attempted assault and robbery while armed, assault with intent to kill and carrying a concealed weapon.

The proprietor, Mrs. Vetha M. Howe, told police this story:

While she was drawing a beer for the only customer in her tavern at 12:30 a. m. today, he pulled out a revolver and demanded the till's cash. She reached for the till and with the other hand waved to a passing car. She told the robber it was the night watchman who was coming to pick her up. The man looked at the window and Mrs. Howe grabbed a club from under the counter and hit him on the head.

The blow had no apparent effect and the man whirled and fired at point-blank range. He then ran out the door and fired again.

She called police and a prowl car picked up McNeil near by. When a revolver taken from him was found to be loaded with live ammunition, two cartridges of which had been fired, police looked for more evidence. That was when Mrs. Howe became hysterical.

# Growers Dicker On Berry Prices

SALEM, June 28 (AP)—Berry growers and fruit packers were deadlocked today over the price of loganberries, youngberries and boysenberries in this area.

The growers rejected last night a packers' offer of six cents a pound asserting they could not harvest and deliver the fruit for that price.

The rejection came from the Oregon Can Fruits Control board, representing Willamette valley cane fruit growers. The board previously had set a minimum price of eight cents a pound.

# Bad Check Charge Filed In Court

Henry George Hogan, of Oregon Rooms, was picked up this week by city authorities and charged with passing a bad check before Judge J. A. Mahoney in justice court; Hogan allegedly passed a \$10 check at the Waldorf pool hall on June 26.

He waived preliminary hearing and was committed to the county jail after being bound over to the grand jury. He is held under \$1000 bail.

# Cooler Weather Seen For Basin

Cool and cloudy weather is forecast for tonight and Wednesday, and Klamath folks were hoping today that there's a change for the better in time for the long Fourth of July week-end.

Monday night's minimum temperature was 41, with no reports of frost from anywhere in the basin. The previous night a light and spotty frost skipped over the area hitting in Langell and Poe valley and in the Hagar and Henley section. Damage was confined to a few types of garden vegetables.

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# Weed

Leone Andreatta spent the week-end in Weed visiting home folks. He is working for Southern Pacific in San Francisco.

Mr. and Mrs. G. B. Moore and daughters are spending the summer in Arcadia. Mrs. Moore will attend summer school.

Mrs. Beth Groff of Stockton and Phil Harris of Napa have been recent guests at the home of Mr. and Mrs. D. C. Cheney in Weed.

Mrs. Katherine Heberle of Chico spent Sunday visiting with her sister, Lettie Kegg, in Weed.

Mrs. Hokum of Dunsuir is visiting at the home of her daughter and son-in-law, Mr. and Mrs. Joe Shelton.

Mr. and Mrs. Johnny McMichael were visiting in Weed last week. Mrs. Pete Belesastro and daughter Nancy have returned from Mill valley after spending a week visiting with Mrs. Belesastro's mother.

N. A. Coe of Ashland spent Father's Day visiting at the home of his daughter and son-in-law, Mr. and Mrs. C. L. Barnum.

Mrs. Eita Kyle spent the week-end in San Francisco where she attended the Theta Rho board of control meeting.

Mrs. P. A. Newcomb and daughter Loda and grandson Gary of Lawrence, Kas., are visiting at the home of Mrs. Newcomb's mother, Mrs. Sarah Warren.

A new waterless egg cooker operated by electricity can be set to turn out eggs soft, medium or hard.



**HURRICANE HUNTERS**—The hunting season has opened for these three Navy planes winging their way over Miami Beach, Fla., on their way out to sea. They're hunting hurricanes. During the hurricane season, they fly far out to track down any storms approaching the coast, and give the weather bureau ample warning.

# Quota Club Hears Welfare Office Talk

Operation of the local welfare office, details of its services, its purposes and sources of finance were explained by Altha Urquhart, office head addressing the Quota club Monday night.

The speaker sketched the history of the organization, its progress through the years and brought it up to date with statistics on the present situation. She explained the part the organization plays in child custody cases, certifying foster homes and many other such services outside of the program of direct financial assistance.

Welfare office records show that one out of every five persons in Klamath county over 65, are receiving old age assistance; one out of every 40 children and one out of every 50 persons in the county as an overall picture.

Quota club met in the Pelican party room for the dinner program. John Alexander, son of Mr. and Mrs. Truman Ruyuan as "first Quota baby" was the recipient of a gift from the club.

# Car Damaged In Highway Upset

A 1948 automobile was slightly damaged early this morning when the driver swerved to miss a horse on highway 97 and the vehicle tipped over.

State police said the driver, Eugene Arthur Nieme of Longview, Wash., was unhurt. The accident happened before dawn near Wocus.

Tints and discolorations caused by overheating stainless steel can be removed by scouring with household cleansers.

# Fishing Too Good For Pair

Two Klamath Falls men have posted \$100 bail each with Justice of the Peace J. A. Mahoney for fishing too well last Saturday on the Chewaucan.

They were George Maston Miller, 61, of 1755 Crescent, and Bert Edmond Miller, 50, same address, who were arrested by state police on the Dairy creek road in possession of 90 trout between them.

Justice of the Peace Tom Farrell of Lakeview set the bail, and the money was posted here to save another trip to Lake county. The men, father and son, were charged with exceeding the possession limit of trout.

# Scouts To Put On Recreation Show

The Boy Scouts are holding a demonstration of types of outdoor family recreation Wednesday from 10 a. m. to 12, noon at Mills park across from Mills school. This two-hour show will conclude the recent training course for the Den mothers.

The Den mothers are leaders for the nine-year-old boys' Cub packs. All Den mothers, Cub Master Den chiefs, and committee members are invited to attend the gathering. The Boy Scout Cubs will remain active through the summer months.

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# Community Chest Meet Set Friday

A meeting of the Community Chest board was called today for Friday night, 7:30 o'clock, at the chamber of commerce rooms, for consideration of the budgets to be raised in the fall campaign.

Malcolm Epley, president of the Chest board, said the budget committee, headed by Elton Thompson, has completed its recommendations, and he urged a full attendance to assure thorough discussion of the year's financial program.

Epley said the budget committee recommendations in most instances propose substantial reductions from the budget allotments requested by the participating agencies.

He recalled that under a plan agreed upon earlier this year, the budget committee has completed its work as early as possible in order to give time for a full consideration of the whole program well in advance of the campaign. Through discussion Friday night fits into that program, he added.

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