

Gagged Newspaper Fires Another 'Hot' Article On Pasco Housing Job

PASCO, Nov. 24 (AP)—The daily Tri-City Herald sat back and waited today to see if it would be cited for contempt of court after publishing the last of four articles criticizing the quality of work at a Pasco housing project.

Even though attorneys for some 15 of the housing project tenants and the Columbia Construction company announced agreement on an arbitration settlement of their controversy, the threat of a contempt action remained.

Held Freed

The newspaper originally was restrained from publishing the article, but the restraint was subsequently lifted. At the time, however, Superior Judge B. B. Horrigan warned that if the Herald "persisted" in publishing the articles the Columbia company could ask the contempt citation.

The construction firm had contended publication of the articles was prejudicial to its chances of a fair jury trial in its action to collect contract payments for one of the homes from Lloyd Kestin, a school teacher and disabled war veteran.

Attorneys said yesterday's arbitration agreement provides for dropping the Kestin suit if Kestin carries out certain obligations.

Arbitration

Attorneys Sanford Skidmore and Orville Olson, who said they represent about 15 home buyers, said the agreement provides for arbitration of differences over "faults" alleged by the newspaper and the tenants.

Still pending, however, regardless of the outcome of the contempt phase will be the dispute is a \$100,000 damage claim against The Tri-City Herald brought by the company on grounds that some of the statements in the articles were untrue and damaging.

In The Day's News

(Continued from Page 1)

and lamentable was that in 2 or 3 months time half of their company died, especially in Jan. and February, being ye depth of winter, and wanting houses and other comforts; being infected with ye scurvy & other diseases which this long voyage and other incommode condition had brought upon them; as as there dyed some time 2 or 3 of a day in ye foresaid time; that of 100 & odd persons scarce 50 remained.

"And of these in ye time of most distress there was but 6 or 7 sound persons who, to their great commendations be it spoken, spared no pains night nor day, but with abundant toyle and hazard of their owne health fetched them woode, made them fires, dressed them meat, made their beds, washed their loathsome cloaths, clothed and unclothed them; in a word, did all ye homely & necessarie offices for them which dainty and queise stomachs cannot endure to hear named; and all this willingly and cheerfully, without any grudging in ye least, shewing herein their true love unto their friends & bretheren."

IN such dire beginnings was our nation founded. In our origins, we were a tough and competent race. We took life and death in stride and carried on. And were grateful to God for the slim chances that were given to us. Thus we built the greatest nation on earth.

Author Richard Connell Dies

BEVERLY HILLS, Calif., Nov. 24 (AP)—Death has claimed Richard Connell, 56, fiction and screen writer.

Friends disclosed yesterday that Connell died Tuesday of heart disease. His screen plays included "Rio Rita," "Nice Girl" and "The Kid from Brooklyn." He also wrote many magazine stories.

His Hollywood career began in 1920. Born in Poughkeepsie, N.Y., he graduated from Harvard university in 1915. He worked on newspapers before turning to fiction.

Mrs. Bishop Dies After Long Illness

FORT KLAMATH—Friends here of Mrs. Nettie Bishop learned with deep regret late Tuesday of her passing in Klamath Falls following a lengthy illness. Funeral arrangements will be announced by Ward's following the arrival of Mrs. Bishop's son, Leon Chandler Bishop of Pasco, Wash., expected Friday.

Mrs. Bishop was the widow of Fred Bishop, Fort Klamath rancher, who died several years ago. They came to Fort Klamath 23 years ago, both being natives of Vermont.

They leased a part of the Pelton ranch, but in late years lived on the Alvin Copeland place in town. After Mr. Bishop's death, Mrs. Bishop lived in her home in town. She had suffered several paralytic strokes recently.

Mrs. Bishop, who was 66 years at the time of her passing, was an active member of the Civic Improvement club. She leaves many friends to mourn her death in the community.

Americans Everywhere Give Thanks

(Continued from Page One)

visited at the White House November 10 by school children bearing a piece of the Plymouth Rock. He chose that occasion to issue the proclamation.

Cost

Housewives may not believe this, but the labor department said a typical home Thanksgiving dinner for a family of four will cost only \$3.07 this year, compared to \$5. Private, one cook said she thought the labor department meant this was "per plate" not "per four."

Hundreds of Klamath families, who usually sit down to Thanksgiving dinner early in the afternoon, postponed the feast until later so they could take in the class B semi-final football game on Modoc field between Malin and Union.



LAKEVIEW HONORS FIREMEN—Six charter members of the Lakeview volunteer fire department were awarded gold firemen badges for 25 years of continuous service at the annual dinner of the Firemen's association, November 19, at Hotel Lakeview. Left to right, standing, Fireman Ivan Arzner, Fireman Virgil Striplin, Chief William Arzner, Assistant Chief Herman Arzner, Fireman E. A. Hamilton and Charles Arzner. Presenting his badge to the chief is Shirley Hewitt, daughter of Fireman L. O. Hewitt, foreground, far left. Next to Hewitt and facing the camera is Delmar McGrath, chairman. The volunteer department was formed January 22, 1925. Equipment consisted of a model T Ford truck with two 30-gallon chemical tanks and six hand-pulled hosecarts located throughout the city. Today there are two fire trucks with a third on order.

Fort Klamath Woman's Father Dies

FORT KLAMATH — Norman C. Smythe, 71, father of Mrs. Guss Page of Fort Klamath, died suddenly Monday night at the home of another daughter, Mrs. Frank Leone of San Anselmo, Calif.

Mr. Smythe, well known in this community, had visited here for several weeks just recently. He had left for San Anselmo for a visit before returning to his home in Portland where he lives with his only son, Vern Smythe.

Remains were flown from San Anselmo to Portland where final rites will be held at the Chapel of The Chimes with cremation following. Mr. and Mrs. Page and son Glen left Thursday morning for Portland.



MERRILL won an Oscar for its 100 per cent participation in the Klamath County Community Chest drive which ended Wednesday. Randall Pope of Merrill received the Oscar at the report luncheon, and shortly after met 2-month-old Bobbie Byrne and the youngster's grandmother, Mrs. W. C. Dalton, both of Malin. He is proudly showing the little statue to his neighbors.

Randall Pope of Merrill, Community Chest chairman for that district, Wednesday received an Oscar at the last report luncheon when he turned in 100 per cent of quota for his community.

Merrill's goal was \$3300, and this amount was exceeded by \$32.

Pope paid tribute to his workers who turned in their contacts and reports on the spot. They included, Ivan Kandra, Bob Adams Jr., Troy Qualls, Jim Hammond, Tom Lacey, Bill Falvey, Joe Potheringham, Luckey Felt, Bob Trotman, Mrs. Walter Potheringham, Mrs. Dale West, Mrs. Milton Loper, and the Merrill Teen-Age club.

Two Ranch Sales Reported

A three-way real estate deal involving ranch and city property is being consummated now, and two of the transactions were recorded yesterday.

The 114-acre James ranch two miles north of Malin, owned by Mr. and Mrs. John W. James, has been sold to Mr. and Mrs. James Drazil of Malin.

Internal revenue stamps on the deed indicate a consideration of around \$30,000.

Mr. and Mrs. James have bought the 80-acre Henzel ranch near Malin from Ben and Dick Henzel, and in that transaction revenue stamps indicate about \$45,000.

Mr. and Mrs. Ben Henzel in turn are reported buying the big Klamath Falls residence of T. Molatore on Eldorado.

The three transactions were handled through the realty office of Al Schmeck.

Man Free After Long Death House Wait On Double Murder Charge

NEW YORK, Nov. 24 (AP)—A long, death-house ordeal was over today for a tense little Brooklyn druggist, finally freed from a murder charge of which he had been twice convicted.

An all-male Kings county jury yesterday found 41-year-old Benjamin Feldman innocent of the strychnine poisoning of his young wife. Two times before Feldman had been convicted and sentenced to the electric chair, only to be saved by reversals in the state court of appeals.

The jury at the third trial deliberated nearly 20 hours before reaching a verdict.

Tears

The small, chubby defendant, pale from two years in Sing Sing prison's death house, rushed into the corridor outside the courtroom with tears in his eyes.

"I never lost faith," he said hugging relatives and friends.

Then he dropped to his knees, kissing the shoes of his defense attorney, Hyman Barshay.

The embarrassed lawyer helped Feldman to his feet, whereupon the druggist kissed Barshay on the cheek.

"I thank the judge for a just and fair trial," Feldman said to newsmen. "I thank the jury for the verdict."

First Death

Feldman married his wife, Harriet, in 1940, after a marriage broker arranged their meeting. A year later, the bride's mother died in agony, screaming "Don't touch my feet."

Feldman's wife got half of the \$50,000 insurance left by her mother.

Two years later, Feldman's 23-year-old wife then pregnant, was overcome with convulsions and was taken to a hospital. Like her mother, she died screaming in pain in her feet.

Suspicion

Her aunt, Mrs. Beatrice Hoffberg, became suspicious. She learned that foot pains are a symptom of strychnine poisoning.

She persuaded authorities to investigate. The bodies of the two women eventually were exhumed and their organs were found to contain strychnine.

The state charged that druggist Feldman murdered his wife to obtain possession of her share of her mother's insurance.

In 1946 a jury found him guilty after deliberating 58 minutes. Feldman, taken to Sing Sing to await execution, was spared when the court of appeals ruled the verdict was not justified by the evidence.

Tried a second time in 1948, Feldman again was convicted. This time, the jury was out four hours. Back to the death house went Feldman. But again last April the court of appeals by a narrow 4-3 margin saved Feld-

Fremont Pine Sale Called For Dec. 23

LAKEVIEW—Some 8,000,000 board feet of Ponderosa pine will be put up for sale by oral auction December 23 at 10 a. m. in the office of the Fremont national forest supervisor.

The timber is located above Silver lake in townships 26 and 27, range 9 and 10 EWM. The area embraces some 3800 acres.

The timber up for sale includes both live pines earmarked for cutting and all merchantable dead timber in the area, plus an unestimated amount of lodgepole and other species of saw timber.

Minimum

No bid of less than \$17.35 per thousand feet for the Ponderosa and \$1 a thousand for other species will be accepted and in addition to the stumpage price the buyer will be required to put up 40 cents a thousand for slash disposal and 50 cents a thousand for reforestation.

Sealed bids will not be received at the forest office until time for the sale and will be considered along with oral bids. All bids must be accompanied by a deposit of \$35,000 which will be applied on the purchase of the successful bid.

Copco Net Income Increased

In a statement issued today by A. S. Cummins, president, the California Oregon Power company reports a net income of the 12 months ending October 31, 1949 of \$2,169,270 as compared with net income of \$1,910,811 for the corresponding period ending October 1948. An increase of \$258,459 or 13.53 per cent.

Net income for the 12 months ending Oct. 31, 1949 was equivalent to 5.23 times preferred stock dividend requirements, and after deduction for such dividends, was equivalent to \$2.19 per share on the 800,000 shares of outstanding common stock.

Net income for the ten months ending Oct. 31, 1949 amounted to \$1,761,000, an increase of 13.06 per cent over that of the same period of 1948.

Net income for the month of October 1949 amounted to \$186,787 as for October 1948, an increase of 22.81 per cent.

Sitter Held In Baby's Freak Death

ABERDEEN, Wash., Nov. 24 (AP) A baby-sitter who told police she stepped accidentally on the neck of his 18-month-old charge was held for investigation today after the infant died.

Dr. C. H. Larson, Tacoma pathologist, said last night an autopsy showed the child definitely suffered a brain hemorrhage. Prosecutor Stanley Krause said Larson was continuing the autopsy.

Police Chief A. M. Gallagher said he was holding Alfred Lechner, 29-year-old laborer, without charge pending the complete autopsy report.

The child, William Hunter, son of Mr. and Mrs. Fred Hunter, died yesterday morning. A preliminary report by County Coroner E. E. Riley said the tot died of a broken neck.

Gallagher said Lechner told officers the baby fell from his arms as he reached him for bed. As he stepped forward to pick the infant from the floor, he accidentally stepped on his neck, he said.

Chamber Reviews Progress

Past presidents of the chamber of commerce had their yearly meeting at the weekly meeting. Bert Hall, president in the 1920-21 period, took over as chairman of the day and briefly outlined the purposes of the chamber and the progress that group has made in Klamath Falls over the past three decades.

Past presidents attending the meeting were heard from. A general feeling of faith in Klamath county was voiced by all of them and a certain growth seen for the area.

Those attending the special Thanksgiving turkey dinner included Past Presidents A. M. Collier, Elmer Balsiger, Henry Semon, Percy Murray, Cliff Dunn, Frank Jenkins, Ed Geary, Vern Owens and Orth Sismore.

man's life, holding that there were errors in the second trial. This sent Feldman back to Kings county court in Brooklyn for his third trial.

In none of them did Feldman take the witness stand.

Some 40 witnesses testified in the last trial, which lasted a month and a half.

The jury got the case Tuesday night. Unable to reach a verdict after being out all night, the jury was sent to bed in mid-morning yesterday. It resumed deliberations in the afternoon.

At 8:45 p.m., Jury Foreman Frank Gerber read the verdict which released Feldman from years in the shadow of the electric chair.

Conscience

Kings County Judge Garmino J. Marasco told the jury: "It is not my custom to comment on a verdict, but you know within your own consciences whether you did the proper thing."

Later at a nearby restaurant friends and relatives of Feldman toasted him with drinks and congratulated him.

"This," said Feldman, "is the best Thanksgiving present any man could get."

IT'S LIGHT! IT'S PALE! UNUSUAL ALE

Columbia Ale

IN THE DISTINCTIVE GREEN BOTTLE

TOP O' THE TANK

COLUMBIA BREWERIES, INC. © TACOMA, WASHINGTON

Distributed by J. Marvin Hilton

For real good eating

Fluhrer's HOLSUM

IF YOU HAD A MILLION DOLLARS YOU COULDN'T BUY BETTER BREAD

One fourth of the sugar produced in American territory is raised in Hawaii, says the National Geographic society.

GALA Thanksgiving SHOWS

Continuous From 12:30 P.M.

TODAY PELICAN

HOLLYWOOD PRE-RELEASE, TEST RUN SHOWING TWO BRAND-NEW HITS!

SQUARE DANCE JUBILEE

Get in the Swing and Go See

Starring DON BARRY, MARY BETH HUGHES, SPADE COOLEY and His Band, WALLY VERNON

APACHE CHIEF

Starring ALAN CURTIS, TOM NEAL, RUSSELL HAYDEN, CAROL THURSTON

with FUZZY KNIGHT and Cast of Hundreds

with OTTO ELLIS, 5000 Value Prizes, Grand Awards by Rickys Jewelers, 8:20 P. M.

SQUARE DANCE CONTEST

LET'S HAVE A PARTY! LET'S DANCE EVERYBODY Open to Everybody of Every Age in Klamath Basin

ON OUR STAGE

25 SONG HITS!

ESQUIRE STARTS TODAY

IN HEADLONG FLIGHT HE PAUSED... TO LIVE A LIFETIME ...in 36 thrill packed hours... with this woman!

COLUMBIA PICTURES presents

Glenn FORD • Evelyn KEYES

Mr. Soft Touch

with JOHN IRELAND • BEULAH BONDI • PERCY KILBRIDE

2 BIG HITS!

CALAMITY JANE and SAM BASS

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JUNGLE JIM

with VIRGINIA GREY, GEORGE REEVES, Uta BARON, Rick VALLIN

starring YVONNE HOWARD, DeCARLO • DUFF