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rder In First gree Is Charge led On Evidence

Waive Preliminary Hearing This ning; Sticks To Story That Fight Open Affair; Brother of Slain Man s Entire Story.

ation charges of first degree murder were filed nk Way by the district attorney's office, immed- the report of the coroner's jury late yesterday

nnounced last night that he would waive a prelim- ng scheduled for this morning. Further action in ill await the convening of a grand jury session, be called June 1.

indings of the coroner's jury were that death was a hemorrhage above and a little in front of the here there was a small "u" shaped fracture of

WAY IS GRILLED

Way, it is understood, was grilled by the district sterday in an effort to learn whether Murphy and actually engaged in a fist fight, or whether, as ying statement to his brother Benjamin were true, at Way forced Murphy to hold up his hands and m over the head with a revolver. Way, however, story that he merely hit Murphy with his fist three that the fight was open to Murphy. Way could ether Murphy hit him or not. There was a slight Way's cheek when he was arrested, but authori- ot learn whether Way received this from a Murphy

in Murphy, brother of the slain Tim, gave the ry of what he knows of the slaying:

n a brother of Tim

d Way Have Words

s and Tim, on the one nk Way have any quar- me of the division of

did have a few words

any threats made by r Tim at that time?

u know whether or not y ever had any other een the time that you that morning that Tim y you?

that I know of.

ou see Frank Way the at your brother was

e were you that morn- ? and 10 o'clock?

s out with a bunch of nch of ewes and lambs. k way were you from

s west of the camp. far from the lake? s right by the lake. the north side or at the

lake is round, I guess I southwest.

re did you first see Tim? ing up to that lake.

o Brothers Meet

reference to an old sed to be under a jun- on the northerly side of and where there is a k goes into it, where was ference to that when you him?

was about a quarter of th down on the flat. He high up as I.

he on the northerly or rly side of the lake? southerly.

he riding or walking? ing.

you see him fall or get rse?

aw him get off.

ich horse was he riding? ay mare of Ollie Howard's. north of the juniper tree ead of south, and was com- the direction of that camp. ent how far from that you see him get off that

was a mile, I guess. w far from that camp was you first saw him? little less than a mile. I ty close to him when I

When he got off of the s he able to walk or did

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Japan Strives To Add Height To Yellow Man Through American Diet

FRESNO, Calif., May 26.—Japan is dissatisfied with the short stature of its men and proposes to add inches to the height of Japanese by converting them into a meat eating race.

Dr. Issa Tanimura, was here today, enroute to Washington for an interview with Herbert Hoover, secretary of commerce. Dr. Tanimura's mission in this country is the study of beef and corn production so that he may return to Japan and introduce new methods of eating.

"The Japanese for ages have been eater of rice and raw fish" he said, "because of religious beliefs taught by the buddhists, who believe that all four legged animals are unclean.

This is wrong. Religion has taken inches off Japan. We want our men to be tall like the rest of the world."

Germany Is Backing Down On Safety Pact

BERLIN, May 26.—Rising opposition to the proposed European security pact is developing here, especially since the Gerans have learned of the terms France insists must prevail in such a protocol.

The nationalist die-hards have passed a resolution expressing anxiety over the security negotiations and declaring that Germany must reject any demand for voluntary concurrence with the "Versailles robbery." The nationalists insist that despite their participation in the government they must uphold "the empire of Bismarck."

Wilson Given A Sentence of 18 Months In Pen

Ex-Klamath Indian Supt. Makes Dramatic Appeal For Leniency In White Slave Case

PORTLAND, May 26.—Horace G. Wilson, former superintendent of the Klamath Indian reservation, was sentenced today by Federal Judge Bean to 18 months in McNeil Island penitentiary for violating the white slave act in transporting Miss Aletta V. C. Lindsley from Washington, D. C., to Portland, and on two trips between Portland and Seattle in 1923.

The moment before sentence was passed was dramatic. Attorneys for both sides had made their statements, Assistant United States Attorney Stearns baring the whole affair to the court, and L. B. Sandblast, attorney for the defendant, making a final plea.

Then Wilson rose from his chair. His lips were twitching and his face flushed. He asked permission to speak.

"Mr. Stearns has said many things which I know nothing about," he explained. "As God is my witness, I never married Miss Lindsley. If I did I know nothing about it. If I did those things, I was crazy at the time."

Then turning to his wife and young daughter, who had accompanied him from their home in Roseburg, and were present in court to hear the sentence, he exclaimed: "My wife and daughter can say whether I have been a good husband."

Judge Bean Interrupts

At this juncture, Judge Bean interrupted:

"It is a very singular case," he said. "It has been on the docket for a long time. The whole course of the defendant's conduct would indicate, well—I don't know how to characterize it. Since the plea of guilty, attempts have been made to influence the court. If you were innocent you should have had the case tried. It is the decision of the court that you be sentenced to 18 months in the penitentiary."

In speaking of the attempts to influence the court, the judge referred to two letters and a petition received by him.

During the time that Stearns told the court of the defendant's relations with Miss Lindsley, Mrs. Wilson and her daughter were present.

Stears declared Wilson and the Lindsley girl became infatuated and that a marriage was performed in Virginia. Later they came to Portland and Wilson made several trips to Roseburg and visited his family.

Fierce Hand-To-Hand Fighting Develops On Riffian Battle Front

RABAT, French Morocco, May 26.—Fierce hand to hand fighting between French troops and Riffian tribesmen is reported in the latest communique issued here which describes a battle in which the native warriors sought to isolate a French detachment.

A contingent of troops under Lieut. Col. Feral, which had been absent on observation duty at Sisane, attempted to rejoin one of the main French forces under Gen. Colombat. The Riffians fought furiously to prevent the juncture. Detachments of Colombat's men went to the aid of the smaller force, employing artillery and air forces in a mass intervention.

Mayor Proclaims Memorial Holiday

America has thoughtfully set aside a day on which the living may offer reverent tribute to her warrior dead. As one of the patriotic institutions of our land, Memorial Day has been designated by state and nation as a day on which the fires of patriotism shall burn a little brighter; when memories of those who have fought and died for the land we love shall live again in the hearts of a thankful people.

By virtue of the authority vested in me as Mayor of the City of Klamath Falls, I hereby urge and beseech the peopde of this city to give thoughtful and patriotic observance of the day; to join hands with the nation in this annual memorial to those who have made the supreme sacrifice for our national honor, our institutions and our homes.

I especially urge that all merchants keep their places of business closed at least until the hour of 1 o'clock, Saturday, May 30, in order that artisan and laborer alike may participate in the memorial which a grateful people will so gladly offer upon the altar of their patriotic devotion.

Done under my hand this 26th day of May, 1925.

FRED R. GODDARD,
Mayor of the City of Klamath Falls.

Unusual But True

(Over Last Night's Leased Wire)

LONDON, May 26.—"Jazz is bad enough but it sounds like music compared to "The Midshipmite' Tosti's 'Good-bye and 'The Rosary'—the world's worst songs," declared Sir Richard Terry, organist of Westminister Abbey.

Committees Named To Act in C of C. For Coming Year

The following committee for lining up the activity of the chamber of commerce for the coming year was approved by the directors of the chamber at their regular luncheon yesterday: Dr. G. A. Massey, R. C. Groesbeck, R. E. Deweese, M. P. Evans, P. O. Landry and George R. Lindley.

The finance and budget committee of the following, was also approved at this meeting: J. A. Gordon, J. J. Miller and Arthur R. Wilson. Other committees which are being considered by the chamber officials will come up for approval at the next meeting of the board on Tuesday, June 2nd. President Collier announced that his policy would be to favor one of the board of directors as the head of each of the various chamber committees, and that this director would be held strictly accountable for the functioning of the department alloted him.

Secretary Lynn Sabin said that the volume of work handled by the chamber was increasing by leaps and bounds, inquiries were coming in by the thousands, and it would be absolutely necessary to employ an assistant for Mrs Leah Smith in order to take care of the work this year.

Ed W. Vannice, chairman of a committee appointed by the Merchants' bureau to study out a plan for connecting up the west side highway with the city, reported to the directors that his committee had gone over the ground thoroughly during the past few days and had come to the decision that if the Conger avenue property owners would not bear their share in financing the Conger avenue connection, he would recommend that a bridge be built across the outlet to Upper Klamath lake above the dam, and lead to the Shippington road and into the city from that direction. It was advised that an attorney be consulted relative to the diverting of funds that have been voted for building the bridge to connect with Conger, and if these funds can be made available for the Shippington approach, that route be recommended by the chamber, and put across at the earliest opportunity.

Public Service Asks A Common User With S.P.

Cites "Fiasco" Of 2 Roads Being Built Down The Deschutes River With Unnecessary Waste

SALEM, May 26.—Reopening of the Southern Pacific-Central Pacific case in so far only as it affects the railroad map of Oregon, is requested by the Oregon public service commission in a petition filed with the interstate commerce commission Tuesday.

The request is made in order that, should the application of the Great Northern and Northern Pacific for permission to extend the Oregon Trunk to Klamath Falls be granted, the interstate commerce commission may order a joint and common user or joint construction and common use of the present uncompleted line.

"This commission deems it would be derelict in its duty to the public if it should by acquiesence or inadvertence, permit a repetition of the fiasco of 1911-12 when two lines of railroad were permitted to duplicate construction up the Deschutes river to Bend, at which time approximately $24,000,000 were expended, when one-half of that amount would have been sufficient to serve the public needs and would not have placed such a heavy financial burden upon the railroad system as a whole," Chairman Corey, of the Oregon commission declared in announcing the filing of the petition.

"This burden of unnecessary investment will eventually be reflected in the freight rates paid by the general public."

High School Teacher Let Out For Drinking Party With Students

NEWBERG, Ore., May 26.—The resignation of M. R. Hanger, teacher of English in the Newberg high school, was accepted at a meeting of the school board Monday morning, following expulsion of two senior students and suspension of three for participating in drinking fig wine while on a student expedition to Multnomah Falls, May 14. The punishment was ordered at a meeting of the high school faculty, at which School Superintendent Arthur J. Copeland presided. The school board indorsed the punishment by the faculty.

The accused boys admitted, at the faculty meeting that they had taken two half gallon fruit jars of the wine to the outing and that they drank one of them. They said that Hanger who was conducting the party, protested their drinking, but did not force them to stop. Hanger, it is said, told the boys to "cut it out" but explained his failure to enforce the order by saying that he could only have done so, "by the use of a club."

Credits of the boys will be allowed but no diplomas will be issued to them, unless they go to college, in which case diplomas will be forwarded to them there. They will be given private examinations. The suspended boys will be given diplomas privately but will be barred from commencement exercises.

Fired Patrolmen Expose Mayor In Council Hearing

Startling Revelations of Immunity To Mayor's "Pets," Planting of Liquor With Chief's Knowledge, Made By 3 Fired Patrolmen; Mayor Refuses To Allow Arrests in Drunken Orgy, Where Liquor Flows Freely.

Charges that whiskey was "planted" by city police officers with the knowledge of Chief Harry M. Loucks, in an effort to obtain convictions; that Mayor Goddard on at least one occasion "hushed" arrests made for intoxication and poker playing, tearing up checks given as bail, after talking the matter over with the city attorney, instead of through the regular channels of Police Judge Gaghagen's court; that discrimination was used in pound charges; that on many nights only a fifth of the men lodged in the city jail were booked, and that in some cases men arrested for intoxication by officers were turned loose; that in one case a drinking party, where nearly 20 people were in a state of intoxication, with at least 3 quarts of liquor in their possession, were allowed to proceed with their drinking party through orders of Mayor Goddard, were the high lights of the council hearing into the "firing" of Patrolman Argraves by the mayor last week. Ex-Patrolmen Argraves, Bardell and Cooper offered the testimony as to these startling affairs, said to exist in the police department. The three officers who testified were in the service when the mayor staged his recent clean-up campaign.

Practically all these charges were emphatically denied by Mayor Goddard and Chief Loucks.

The mayor failed to show a single instance where Argraves grossly neglected to do his duty, or was inefficient.

Following the long hearing the council deferred action on Argraves' request for re-instatement until next Monday's regular session.

A big gallery of spectators assembled at the city hall last night for the formal hearing before the mayor and city council of J. W. Argraves, deposed police officer, demanding re-instatement.

Attorney Wm. Marx represented Argraves, and the testimony of ten witnesses of more or less material character, was offered under oath.

Mayor Goddard on Stand

Mayor Goddard was the first witness called, and his testimony had to do principally with the cause for his action in removing Argraves from the force. The mayor said Argraves had proven inefficient as a night officer, then had been changed to the day shift, and finally to the duties of motorcycle traffic cop. At this point Attorney Marx asked the mayor for some specific act wherein Argraves was remiss in his duties. The mayor said he once saw Argraves riding along behind a car for a block or so, and the car passed a street intersection at over twelve miles an hour, and Argraves never arrested the driver. Asked why he didn't arrest the driver himself, the mayor said he thought Argraves should. Also the mayor said he had noticed a lot of cars driving around with only one light when Argraves was acting as speed cop, and they were not arrested. Touching on this point, Argraves later testified that he was a novice in the operation of a motorcycle, and that he had agreed to take up this required duty as a favor to the mayor and chief, and with regard to the improper lights on cars, his time on duty was days, and not nights.

Chief Loucks took the stand and said he knew of a couple of instances where Argraves was remiss in his duties. He said in one case Argraves and Cooper started to headquarters with a prisoner who had liquor in his possession, and the prisoner had talked the officers into letting him go. In another instance they failed to arrest a prominent man here who left his motor running while he stepped out of his car on some errand, at an early hour in the morning.

At this point in the hearing, J. W. Argraves took the stand and told of his meeting with the mayor on May 20th in the mayor's office. "Mayor Goddard called me up and said he and Chief Loucks had talked things over and were going to make some changes, and he said he would have to have a speedy guy on the motorcycle, and he would have to call for my resignation. I asked

(Continued on Page Two)

Presbyterians Uphold Virgin Birth of Christ By Overwhelming Vote

COLUMBUS, Ohio, May 26.—The Presbyterian general assembly has overwhelmingly affirmed belief in the virgin birth of Christ and has demanded that all clergymen who enter the pulpits of the Presbyterian church in the future adhere to a literal interpretation of the Bible.

Almost unanimously tonight the assembly voted to accept the report of a committee which censured the rebellious New York Presbytery or licensing student pastors who refused to affirm their belief in the birth of the Redeemer as taught in the New Testament.

D'Annunzio May Return To High Italian Power

ROME, May 26.—Gabrielle d'Annunzio, the fiery poet, the most romantic son of Italy, the picturesque patriot and the daring aviator, may soon make a triumphal entry into Rome to accept a position of high power in the government which will delight the hearts of his countrymen.

Italy is buzzing with the report that Premier Mussolini has offered the portfolio of the newly created air ministry to d'Annunzio.

SPECIAL OFFICER IS APPOINTED TO ERADICATE SQUIRREL MENACE

The ground squirrel menace to Klamath crops has become so apparent that the county court has appointed H. H. Gubser on a full time salary to carry on the work of checking the rapid iscrease. County Agriculturist Henderson announced yesterday. Gubser is devoting his entire time to the eradication of the pesky little animals who each year are a great hazard to crops here. Gubser is working near Spring lake today, and will go from there to Merrill, and eventually to every district in the county where the squirrels are reported in large numbers.

Henderson returned yesterday from an inspection of the "burner" work being done in grasshopper-infested Tule Lake land. One hundred per cent destruction is the work of the burner. Today he leaves for Fort Klamath and surrounding country to distribute poison in that district where hoppers have been reported to be gaining fast in numbers.

NORTH POLE EXPLORERS MAY HAVE GONE TO ALASKA; ANXIETY ALLAYED

NOME, May 26.—If Roald Amundsen and his arctic expedition have undertaken to reach Alaska their fate will not be known for weeks.

There is no method of communicating with Point Barrow, the northern tip of Alaska, within 10 days or two weeks. It is not believed that any vessels with wireless are north of here and it is not probable that any will push on beyond Nome until the United States revenue cutter Bear breaks the floes for navigation in June.

June thaws will help clear the ice obstructions, but this very fact may tell on the Amundsen expedition. Ugly shapes of ice rear themselves in the Arctic seas, making it practically impossible for an airplane to land safely.

The thought that Amundsen, after flying from Spitzbergen to the north pole may have undertaken the additional 1200 miles to Point Barrow has fired the popular imagination of Alaskans. Transmission of news is slow north of here, and it is doubtful whether it is known even that the polar attempt has been started.