

# THE KLAMATH DAILY NEWS

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## PLANE FOUND; CREW IS ALIVE ENGINE BELCHES STEAM; 3 INJURED MORNING FINDS FRANK WAY JURY IN DEADLOCK

### Engineer Blinded By Steam Grabs Brake And Stops Log Train

Engineer, Fireman and Foreman Terribly Scalded In Locomotive Accident Near Shaw-Bertram Lumber Camp; Heroic Action Of Engineer Who Is Believed to Have Been Burned Saved Train From "Running Wild"

Three men are lying in their beds in Shaw Bertram lumber camp, near here, their bodies swathed in bandages, so severely scalded, their removal to Klamath Falls hospitals could not be accomplished last night.

The men were scalded by steam escaping from the locomotive, in which they were riding yesterday morning. The engine of the logging train was running too low on water, according to J. R. Shaw, of the Shaw Bertram company. The sheet blew out stay bolts in the boiler, causing steam to pour into the engine cab, where the three were riding. Reports that the locomotive was blown to pieces were made by Mr. Shaw.

Engineer W. H. Holt, (perhaps fatally.) South fireman, badly scalded on head, arms, legs and hands. Fireman Potter, son of Camp Superintendent Potter, badly scalded over body.

Engineer Holt, by his heroism, saved the train from "running wild," crashing down a hill, dashing the train to bits, and causing the killing of loggers, when the cab filled with scalding steam. Groping blindly, he found the throttle, stopped the engine, and jumped through the cab window.

The train was about 3 miles out of camp making its morning trip when the accident occurred. It was going up a four percent grade on all power, and was at the top of the summit from which it takes a down-grade course.

Doctors and physicians were rushed to Klamath Falls hospitals to attend to the injured men. The serious condition of the injured men rendered it impossible to bring them to local hospitals.

There is no blame attached to the actions of the train crew. The steam poured forth in enough force to their bravery in saving the train.

### VIVIANI GIVEN PRESSIVE FUNERAL

Sept. 10.—Rene Viviani, premier when the Germans for Paris in 1914, was buried yesterday, without benefit of

simple funeral procession through the rural streets of Paris, about 40 kilometers from Paris without the pomp or ceremony which might have been expected to mark the last passing of the former head of the government and one of the greatest of statesmen. Viviani was buried in his private grave over whose grave he prostrated in 1923. He recovered from the shock of the war.

socialistic, free thinking Viviani did not believe in the clergy was not represented at his grave. A few orators made and the ceremony was held.

### TER KILLS BIG DEER AT JENNY CREEK

Muellerberg, a salesman of Klamath Falls, was among the first to bag a big buck yesterday morning. He shot a big buck deer near Jenny Creek about 9 o'clock yesterday and proudly brought it to

### JURY STILL OUT THIS MORNING IN FRANK WAY CASE

"Hung Jury" Is Predicted By Attorneys; Frank Way Is Calmly Awaiting Fate; Three Possible Verdicts By Instructions

Early this morning while Klamath Falls lay quietly asleep, lights shone brightly from windows on the second floor of the courthouse, where, in one of the rooms, 12 men were attempting to decide whether George F. (Frank) Way shall walk from his cell a free man, or shall swing by the neck until dead.

And, in another part of the courthouse, there sat quietly the young sheepman, whose fate they held in their hands. Apparently unmoved he waited late for the word which would tell him whether or not he must mount the 13 steps which lead to the gallows in the death-chamber at Salem.

Way, son of a wealthy family of central Oregon stockmen, was on trial in Circuit Judge Leavitt's court for the murder of Timothy T. Murphy, Klamath sheepman, following a quarrel over the possession of a black sheep. The state contended that Way had brutally beaten Murphy to death, while the defense held that, if Way was in any way responsible, it was because he lawfully engaged Murphy in a fair fist fight.

The jury retired at 9:26 o'clock last night, after it had received its instructions. At 3 o'clock this morning it was still out, and predictions of a "hung" jury were made.

Three possible verdicts were made possible by the instruction of Judge Leavitt—murder in the first degree, murder in the second degree, and manslaughter, and for a long time after the jury had retired to consider the evidence which had been introduced, crowds lingered about the corridors of the courthouse.

For nearly two hours—from 7 o'clock until nearly 9 o'clock—Horace Manning, special prosecutor, who closed for the state, held the jury and a packed courtroom while he pleaded for justice. It was an eloquent plea with the facts, as they had been brought out by witnesses, driven home, one after one, in their logical sequence.

"Closing Argument  
"It is true," Manning said, "that I was engaged as a special prosecutor by the brother of the deceased, Tim Murphy—and I feel that any brother, under the circumstances, would have been justified in hiring counsel who would endeavor to do

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Seasoned male hunters of this man's country were last night wearing their chins on the top buttons of their respective vests. They had learned that two women, unaccompanied, had entered the wilds of the Huckleberry mountain district, 80 miles from here, and had bagged the first deer reported killed in the Klamath district.

The women are Mrs. Alice Hamilton and Miss Theresa Sanderson, both of whom are employed at the Klamath Valley hospital. The deer, a five-point buck, was dragged for a mile and a half by the two women before they secured male assistance in removing

### WIRE FLASHES

**Nude Body Found**  
SAN FRANCISCO—The nude body of a young woman, discovered Thursday on the ocean beach south of San Francisco brought to light another mystery. It was regarded as possible that the same person or persons who killed Bessie Loren Ferguson, the El Cerrito swamp victim, may be responsible for this later murder. Mutilation of the body occurred in both cases.

**Leonard Wood Jr. Broke**  
NEW YORK—Financial misfortune has befallen another son of General Leonard Wood, governor of the Philippines. Leonard Wood, Jr., filed bankruptcy here today, and listed his liabilities as \$14,585 and his assets as \$842.

**Coolidge Is Back**  
WASHINGTON, D. C.—President Coolidge came back home to the capital Thursday from his 11 week vacation in Swampscott, Mass., and found little difficulty in getting back into the white house harness.

**French Morality**  
PARIS—The tens of thousands of illegitimate French children may yet bear a name. Senator Louis Pasquet, proposes to introduce a bill into the French parliament to legitimize French children, who are born out of wedlock. It is estimated that one out of every five French babies come into the world fatherless before the law.

**Riff War Gets Hot**  
FEZ, Morocco—Five brigades of French infantry and artillery with support are driving against Zeroual tribe between Mjara and Ain Acha with the double purpose of subduing the Zerouals and testing out the resistance along this front which has been comparatively quiet since June.

**Tilden Upholds Title**  
PHILADELPHIA—After a thrilling match in which games and sets went many times to deuce, William T. Tilden II, vanquished Jean Borotra of France in the first match of the Davis cup challenge round at the Germantown cricket club.

**Troops Hunt Slayers**  
MEXICO CITY—Three of the alleged murderers or Robert Maurer, the French agriculturist who was killed by Agrarians, have been arrested by federal troops. The troops are close on the trail of others of the group of assassins.

**"Sparks" Wife Brave**  
TERRE HAUTE, Ind.—The young wife of Otis M. Stantz, radio operator on the PN-9-1, never abandoned her faith that her husband would be found, she said when informed of the rescue of the seaplane's crew.

it to a waiting automobile. Previously, Miss Sanderson, who is head nurse at the hospital, had operated on the animal with a potato knife, the only implement which was available.

Late Wednesday night the two women left Klamath Falls in a closed car. When they reached the foot of the mountain they stopped and, until dawn broke, slept in the machine. At daylight they made their way up a canyon, and it was a short time later, by a creek, that they saw the first fresh tracks of deer.

They followed and, within a few minutes, sighted the big buck across the canyon. Mrs. Campbell fired and the animal dropped. He got up, however, and it was her second bullet which finished the job.

Across the canyon they dragged the animal and, until they were exhausted, the two women pulled it toward their machine. When fatigue overcame them, they requested the assistance of men and, triumphantly, the two women returned here yesterday afternoon.

### TIED, SEATOSSED HEROES TELL OF BITTER HARDSHIP

Men Cold And Drenched By Slapping Waves Had Hope With Every Sunrise And Disappointment As Night Fell On High Seas

SAN FRANCISCO, Sept. 10. (United News) Stories aflame with romance, yet stories of hardships, suffering and exhaustion, stories of hope that rose with dawn and sank with sunset, came from the five members aboard the submarine R-4 following their belated rescue, 10 days after that never-to-be-forgotten radio message was flashed by Commander Rodgers: "We can't make it; running out of gas fast."

"We clung to the wings of the plane, we straddled the engines, hoping always that with each swelling roll, which dumped us roughly in a wave pocket, that we would rise on the swell to see the mast of a speedy American destroyer," said Commander Rodgers. His story was relayed to Pearl harbor from the submarine.

"We slept on watches, one man always on the lookout for the sight of craft. We expected to be picked up within a few days. The last three days were hell. We all got hallucinations at frequent intervals. We wept tears of joy as someone would cry that a ship was sighted, and tears of disappointment when we found it was just that desert-thirst imagination.

"We were short of water the last few days, but measured it out in small quantities, drop by drop, hoping, ever hoping that relief would come.

"The nights were cold. We were drenched by each slapping, hissing wave. It was hell," Commander Rodgers fell asleep, exhausted.

"That's Fine, That's Fine" Says Secretary Wilbur

WASHINGTON, Sept. 11.—Secretary of the Navy Wilbur said that he was "very happy" when notified early today of the finding of the PN-9-1.

"I'm delighted and very happy," Wilbur said.

He asked eagerly for details of the discovery of the plane, and when told that the crew was in good health said repeatedly: "That's fine, that's fine."

Although Mrs. Hamilton has hunted considerably, it was Miss Sanderson's first experience. She declared, however, that she expects to make another trip into the wilds next week.

### Submarine Rescues Crew After 10 Day Float On Open Sea

Crew Found Clinging To Intact Plane Near Little Hawaiian Isle; Torpedo Boat Dispatched With Doctors; Men Near Exhaustion; Honolulu Is Wild.

HONOLULU, Sept. 10.—(United News)—Weakened by ten days of hardship, but still able to carry on with a cheerful grin, Commander John Rodgers and the four men who sailed out over the Pacific with him in the navy seaplane PN-9-1, have been saved from what seemed like certain death.

The submarine R-4, cruising off the coast of the island of Kauai late Thursday afternoon, sighted the plane floating on a choppy sea. After making sure that he had come upon the PN-9-1, and not some other wrecked navy craft, Lieut. D. R. Osborne, Jr., commander of the underwater ship, radioed navy headquarters here that Rodgers and his plucky flyers had been rescued.

The exact location in which the plane was sighted was longitude 153:30 west, latitude 24 north. It was 15 miles northwest of Nawiliwili Kauai, and 110 miles from Honolulu.

HONOLULU GOES WILD  
Taking the wearied aviators aboard, Osborne put a tow line on the PN-9-1 and headed his craft toward shore. Upon the bare flash that Rodgers had been saved, the city of Honolulu turned into a state of excitement such as it never has witnessed before. Both morning newspapers soon put extra editions on the streets, and the townsfolk, who days ago had gone into mourning for the airmen, turned out in a wild demonstration.

Streets were transformed in an instant to carnival zones, joy mounting high as the word was quickly passed along.

The flagship of the destroyer squadrons, the U. S. S. MacDonough, was dispatched Thursday night to meet the R-4 and, if Lieut. Osborne deemed it advisable, to transfer Rodgers and his companions to the larger vessel.

Physicians and medical supplies were sent out on the MacDonough. It is believed that the men, although reported in good health, are in a terribly weakened condition.

They are not expected at Pearl harbor until Friday forenoon.

The PN-9-1, by keeping above the water since September 1, set a record for seaplane durability, as it is the longest such experience known.

At Pearl harbor, where the submarine was expected to report with its saved men as soon as the trip can be made, excitement that was checked partially under the restraint of navy regulations, flared high. Rodgers at one time commanded the aviation section at Pearl harbor base, and he has hundreds of friends throughout the islands.

Lieut. Osborne's brief communication did not tell of the condition of the men, except to state that they were in good health. The PN-9-1 was picked up more than 200 miles from the spot where it was thought to have plunged into the heavy sea, east of the island of Maui, on September 1.

Plane Drifter Far  
Submarines, destroyers, mine sweepers and airplanes that have been constantly searching the seas since the plane was forced by lack of gasoline to abandon its attempt to make the mainland to Honolulu jump without a stop, must have passed the helpless men, clinging to their plane, time and time again within the last week.

The PN-9-1 had drifted, in part of its journey, through some of the steamer lanes of vessels plying between America, Hawaii and the south seas. It is held here as almost inconceivable that one of these ships had not sighted her before.

Admiral S. S. Robinson, commander-in-chief of the battle fleet, has ordered all ships that have been en-

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### Plane Rescue Heard Over Radio In K. F.

E. M. Bubb, cashier of the American National bank was probably the first man in Klamath Falls to hear, over the radio of the rescue of the PN-9-1 and its crew. Mr. Bubb heard it broadcast from KPO, San Francisco, even before the newspapers were informed.

T. A. Albertson and H. D. Mortensen and Pelican City heard it on the next broadcast from the Los Angeles Examiner, Winter's Jewelry and Mr. Mueller of the Baldwin Hardware, also heard the radio message.

### \$400,000,000 TO BE SLASHED FROM TAXES

SWAMPSCOTT, Mass., Sept. 10.—A tax bill, slashing the burden on incomes by perhaps \$400,000,000 a year, will be passed by the house before Christmas, and the senate will pass it and President Coolidge will sign it before March 15, making the reductions apply on this year's income. This was the confident prediction of Nicholas Longworth, speaker-designate of the house, after a conference with President Coolidge this evening.

### "BRANTWOOD" FOR SALE

LONDON.—John Ruskin's home is under the hammer of the auctioneer. Known throughout the world as Brantwood House, where the classic author lived from 1871 until his death, the dwelling stands on the wooded slopes of Coniston Lake.

### NEW SHERIFF IN COOS

MARSHFIELD.—W. W. Gage, a member of the county court, assumed duties yesterday as sheriff of Coos county, following the recent death of Sheriff Edward Ellingson.

### WIFE WON'T BELIEVE IT

SAN FRANCISCO, Sept. 11.—Mrs. Byron J. Connell, wife of the navigation officer of the PN-9-1, was in Miami, Fla., when she heard the news of her husband's rescue. She wired Washington for confirmation.