

Register Today

It is important that all voters vote on "City Manager Plan" for Klamath Falls, Election May 21.

THE KLAMATH NEWS

United News and United Press Telegraph Services

Register Today

Every man and woman in Klamath County should register AT ONCE. Last day to register is April 21.

Vol. 3, No. 99. (Every Morning Except Monday)

KLAMATH FALLS, ORE., FRIDAY, APRIL 16, 1926

Price Five Cents

HOPE WANES FOR LAND SETTLEMENT GOVERNMENT AID

Political Trade to Eliminate Chance

FAVOR NEW PROJECT

Bill Which Finally Comes up for Vote to Force New Construction

WASHINGTON, April 15.—(United News)—Elimination from the interior department appropriation bill of every tract of land settlement aid appeared Thursday as the possible solution of the conflict between senate and house conferees over the new reclamation project contained in that.

Senators McNary of Oregon and Walsh of Montana, representing the western senators, met Representative Cramton of the house conferees and discussed the proposal recently submitted by Cramton, which makes construction of new projects mandatory, but leaves discretionary powers in the secretary of interior to enter into contracts for settler selection and aid with non-profit private corporations organized for that purpose. As a means of settlement of differences the senators suggested dropping the land settlement plan, and Cramton asked for time to consult with the other house conferees regarding it.

If agreement is reached along these lines, Congress will practically accept the suggestion of Secretary Work that if government-aided land settlement is barred, congress should direct him to proceed with construction regardless of his opinion as to feasibility of the projects.

Fire Threatens Oregon Forests

PORTLAND, April 15.—(United News)—Cool, westerly winds Thursday held temperatures six degrees below the level of record-shattering heat that descended on western Oregon Wednesday.

The high mark Thursday was 82 degrees, as compared with 88 degrees Wednesday. Still cooler weather is in sight for Friday, according to weather bureau forecast.

Forest service headquarters was informed this afternoon that four small fires got a start in the Rainier National forest, but were soon extinguished.

Both Oregon and Washington forests are getting dry and brittle, with fire danger increasing.

SHOOT'S STEPFATHER

BILLINGS, Mont., April 15.—(United News)—Joseph Garson is in the county jail here, arrested Thursday night on a charge of shooting his stepfather, David Kohn, 45, a well known local merchant.

Kohn was shot through the thigh at his place of business, being rushed to a local hospital, where his condition is not considered serious.

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LOCAL LABORER IS FOUND DEAD

Neighbor Discovers Body of John E. Carlson In His Home

John E. Carlson, 41, a brick mason who has resided in Klamath Falls for the past two years, was found dead in bed at his home 826 No. 10th street around 7 o'clock last night. A neighbor discovered the dead man.

Carlson is said to have been suffering a severe illness for the past two months and according to coroner Earl Whitlock his death is undoubtedly due to natural causes. An autopsy, however, will be held over the body today.

About three weeks ago friends started out to take Carlson for a trip north into the state of Washington, where he has two brothers residing. On this trip, however, he was forced to give up at Albany and enter a hospital there where he was treated for a week's time. Finally the man came back to Klamath Falls about two weeks ago.

Carlson was well known among local contractors and building people, and was a member of the brick masons union.

The man is believed to have died around noon on Thursday, according to Mr. Whitlock.

Carlson's brothers have been notified and funeral arrangements are pending until they are heard from.

CODY HANGS AT 8:30 A. M. TODAY

Governor Refuses to Intervene in the Case of Sheriff Slayer

SALEM, April 15.—(United News)—Archie Cody will hang. Governor Pierce Friday night refused to interfere with the decree of the court that the slayer of Sheriff Austin Goodman of Harney county, should pay the supreme penalty for his crime.

"I cannot find one scintilla of evidence that leaves in my mind any doubt but that Archie Cody deliberately shot and killed Sheriff Goodman in attempting to escape," the governor said in a prepared statement to the press Thursday night, in announcing his determination not to interfere.

Cody will pay the extreme penalty for his crime in the execution chamber of the state prison at 8:30 a. m. Friday.

Cody Reconciled.

All arrangements for the hanging have been completed and formal announcements of the execution issued to the few who will be entitled to admission to the death chamber.

Cody, according to prison officials in daily contact with the condemned man, is apparently reconciled to his fate, and displays no signs of unusual nervousness as the time of his execution approaches.

For several days he has been under constant guard, day and night, in the death cell on the top floor of the prison, only a few feet from the gallows chamber.

The crime for which Cody is under sentence to hang was committed in Malheur county, August 27, 1924, when Sheriff Goodman was attempting the arrest of Cody on a bad check charge.

Friends and relatives of the condemned man, in their last desperate efforts to avert the death penalty, are relying upon the argument that Cody, although a man in years, is but a child of fifteen years mentally, and that as such was not entirely responsible for his act in killing Goodman.

PELICAN CLUB WILL SHOOT WITH MODOC

Pelican Bay Gun club versus the Modoc Gun club is the order of event for next Sunday afternoon at the Pelican Bay grounds, 2:30 p. m.

During the handicap shoot at Pelican last Sunday morning the teams were tied and this tie will be broken Sunday when G. A. Krause, Charles Martin, Horace Bridgford and Lee Smith shoot.

Pelican Bay shot with the Chilquin club Sunday afternoon with the Pelican men scoring 33 points. The results of the ladies' shoot Sunday morning gave Mrs. Edward H. Pike, first, and Mrs. Earl Tilton, second.

PRESIDENT TAKES STAND OPPOSING LEGALIZED BEER

Against Weakening Volstead Law

DRYS GRILL ANDREWS

Enforcement Officer Tries to Explain His Answer to Senator Reed

(Copyright, 1926, by United News) WASHINGTON, April 15.—Restoration of beer or any other weakening of the Volstead act is opposed by President Coolidge, the United News is informed.

When Lincoln C. Andrews, assistant secretary of the treasury and chief enforcement officer told the senate judiciary sub-committee that sale of light beer, non-intoxicating in fact, and under government supervision, would aid enforcement, he spoke without the approval of the president.

President Coolidge does not believe the Volstead act should be weakened in any direction. On the contrary, he has approved the legislative recommendations and budget requests for additional authority and funds to make enforcement effective.

Whether this difference of opinion between the president and Andrews means the imminent retirement of the chief enforcement officer is uncertain. Drys are demanding that Andrews be dismissed.

Statement Hasty.

There is some feeling among government officials that the statement for beer was ill-advised even though it was presented as the personal view of Andrews in answer to a hypothetical question by Senator Reed.

Andrews has been subjected to severe criticism by drys recently because of his malt extract permits and because of appointment of certain enforcement men regarded with suspicion by the drys. In some quarters it is felt that Andrews made a mistake in giving encouragement to the impression that he is not in full sympathy with the Volstead act.

Andrews sought to take the edge from this wave of criticism by issuing a statement in which he emphasized that he had only answered a theoretical question, had not pressed for a change in the law (Continued From Page Two)

Palace Market Octopus Rates 5600 Lbs. Pull

An octopus, the first one ever seen in Klamath Falls, measuring 15 feet from tentacle to tentacle, was placed on display yesterday morning by the Palace Market. The deadly sea monster was shipped from Alaska directly to the local firm. It was caught in a net while a schooner was netting salmon and halibut off the Alaskan coast.

According to J. C. O'Neill, who arranged the octopus, it weighs 55 pounds. Each of the eight tentacles has a pressure of 700 pounds. In many story books for boys, stressing sea life and the activities of divers, the octopus is featured as one of the most dreaded of obstacles to be overcome in the hunting of treasure on the seas' floor.

Balsiger to Guide Lost Air Flyers

In concert with the other 9000 Ford dealers in the United States, E. H. Balsiger yesterday had the name of Klamath Falls pointed on the roof of his new building at 9th and Klamath in black and white. The name will guide pilots of airplanes over southern Oregon and an arrow pointing due north is also painted on the roof of the Ford home.

The letters are white on a black background and are 12 feet deep by 4 feet wide.

CITY MANAGER PLAN

Centralizing of Responsibility Is One of Chief Features

(Shortcomings of Klamath Falls' government are delaying the city's progress, a series of articles finding in The Klamath News indicates. In the hope of finding the remedy, this newspaper is now studying the city manager plan of government, which is operating successfully in many cities. This article, the third of a series, deals with one of the bad features of the city manager plan, "unification of powers.")

The reposing of power in a single body, as, for instance, the board of commissioners, has its obvious advantages.

It is easier for the people to control a unified government than a ramshackle one, as the National Municipal league points out in its pamphlet, "The Story of the City Manager Plan."

In the old mayor-and-council plan it was often difficult for the people to ascertain who was responsible for failure to carry out their mandates.

The mayor could, and did, in countless instances, say:

"Don't blame me, blame the council. How can anything be accomplished with a bunch like that? Every move I make they block."

Or the council could claim exemption because of a veto-swinging mayor.

Not being able to fix responsibility, the people were often confused as to the way out of a governmental tangle. They could not tell where to loose their avalanche of votes to get rid of obstructionists.

With all power reposed in a single body, however, the voters know just where to strike to protect their interests. There is no one else on whom blame may be thrust.

As to the city manager feature, the advantages of having such a single direct head for execution are obvious to any business man, advocates of the plan, point out.

For counsel, many minds are needed, they assert, but with execution the need is different. Universal business practice demonstrates this.

It is essential to the plan that the city manager shall be appointive. He must be completely the servant of the council, or whatever the legislative body is called, else it cannot be forced to take responsibility for his acts.

He must in no way be independent of it. The city managership possibilities will be further discussed in tomorrow's article.

TROOPS PATROL BLOODY HERRIN

Militiamen Will Probably Be Kept There Until After City Election

HERRIN, Ill., April 15.—(United News)—National guards patrol the streets of Herrin, and although there has been no hint of renewed strife in "bloody Williamson" county, the troops probably will remain until after the aldermanic elections Tuesday.

Friday the investigation will bring into the loss of six lives during the election riots of last Tuesday. While Coroner Bell begins the probe funerals of some of the victims will be held.

Mayor Marshall McCormick has requested Adjutant General Black to hold the guards on duty until after the local election, pointing out that the bitter feud still smolders and might break out afresh unless curbed by the menacing machine guns and rifles that have proved the only effective means of maintaining order.

Shell Oil Tank Is Turned Over

A big oil tank truck of the Shell Oil company turned over on the highway five miles this side of Malin yesterday afternoon when the driver, W. W. Potter, lost control of his steering gear and drove over a culvert.

Two trucks belonging to W. D. Miller of Klamath Falls happened along shortly after the spill, and with their aid Potter got his big tanker straightened up, with no damage and the loss of only a small quantity of oil.

ENGINE KILLS BOY

PORTLAND, April 15.—(United News)—Caught by a switch engine while playing near the Southern Pacific tracks, Richard Spina, seven, lost both legs below the knee and died Thursday from the injuries.

DISTRICT ATTY. TAKEN TO TASK

E. B. Ashurst Wires Congressmen Over Reservation, Propaganda

The following wire to Congressman Simbott and Senator McNary from Attorney Edward B. Ashurst on the subject of the removal of the Indian reservation from the jurisdiction of local law enforcement officers, is self explanatory and is believed most timely by many Klamath people who see the hand of politics behind much of the hue and cry which has gone up over the recent decision of Judge Leavitt.

Hon. N. J. Simbott, M. C., also to Hon. Chas. L. McNary, U. S. S., Washington, D. C.

Judge A. L. Leavitt, thirteenth judicial district, recently decided state courts are without jurisdiction over offenses committed by Indians within jurisdiction of Indian reservation.

Section 289, Penal Code, gives federal court jurisdiction over minor offenses, and section 276 covers infamous or violent crimes by Indians within federal jurisdiction.

Great Attorney Elliott, creating great disturbance and trying to bring honorable jurist into ill repute.

Please give serious consideration before making any report to department reflecting adversely on our judge.

Elliott's action resented by every decent and self-respecting member of local bar, also by all sober, industrious, law-abiding Klamath Indians. Tonight's paper reports slanderous statements sent by Elliott to you.

EDWARD B. ASHURST.

FLOW OF LAVA MENACE TOWNS

Situation in Hawaii Causing Considerable Alarm to Plantations

HONOLULU, April 15.—(United News)—Rivers of molten lava, running down the slopes of Maunaloa, Hawaii's world famous volcano, threaten the destruction of several plantation villages.

Fearing that inexperienced visitors may be surrounded by rivulets of fire which have spread out from the three major streams, government officials Thursday night warned against attempts to explore the slopes. The main lava flow, growing more voluminous hourly, is winding its way through the gulches toward the sea in the direction of Kau beach. Residents of Honmalo, threatened by one fork of the fire stream and dwellers in Wiaohine, threatened by another, fled from the district.

Three great streams, pouring from fissures five thousand feet above the sea have reached points near the forest belt. The central stream is following the old Aika course to the sea, and is expected to reach and shut off the government road by Friday.

Forest patrols are guarding all approaches to the danger zone and are urging hinterlanders to seek places of safety. Like freshets after a shower, the smaller streams take devious courses to lower levels, running in all directions and forming miniature islands where the incautious might be trapped.

Following several days of inactivity due to the sealing of the fissures by cooling lava, Maunaloa broke her bounds Thursday, sent fire and lava into the sky and then began belching forth the red streams.

Explorers nearest the craters said the eruption is accompanied by an incessant roaring.

There is uneasiness throughout the entire area but scientists hope the openings have prevented destructive explosions.

HOTCHKISS COMING

It was learned here yesterday that Lieutenant Colonel Clarence R. Hotchkiss, United States marshal for Oregon, would arrive in Klamath Falls next month to spend May 4, 5 and 6.

As president of the state association of reserve officers' corps, Hotchkiss will attend the regular meeting. Plans are now being made for him to speak before the chamber of commerce and other luncheon clubs.

RESERVATION LAW BREAKING IS NOT REALLY ALARMING

Still Have Police and Federal Jail

FEDERAL COURTS OPEN

Percentage of Law Breaking on Reservation in Proportion

By BRYAN A. GILKINSON Appeals from the district attorney's office addressed to Washington officials for the ostensible purpose of obtaining further federal action in preventing what it said to be an increasing amount of lawlessness among the Klamath Indians, have followed a recent decision by Judge Leavitt of the circuit court declaring that offenses committed on the Indian reservation are not within the jurisdiction of a court of the state of Oregon. An impression easily obtained from these reports is that Indians can now commit offenses on reserved land with impunity, and that there is danger of considerable unrestrained lawlessness among them. Such is hardly the case for three reasons:

In the first place the Indian agent, commissioned by the federal government with the immediate oversight of these wards at his disposal not only considerable authority for the maintenance of order among his charges, but also a police force—largely composed of Indians it is true, but none the less reliable and efficient for that—and even a jail into which he can clap offenders if need be.

Courts Open

In the second place offenses, even minor ones, committed by Indians upon reserved land, are amenable to punishment in the federal courts. The federal statutes distinctly provide in cases of this kind, in which the state laws would apply without question if the land on which the offense were committed were state land rather than federal, that the state law will be (Continued on Page Two)

Burbank Leaves \$200,000 Estate

SANTA ROSA, Cal., April 15.—(United News)—Luther Burbank's will, bequeathing his entire estate to Mrs. Elizabeth Waters Burbank, his widow, was filed for probate Thursday in Sonoma superior court. Property, stocks, bonds and cash constitute the Burbank estate, estimated to be worth at least \$200,000.

The principal property bequeathed consists of Burbank's Santa Rosa experimental gardens, comprising three tracts: a 25 acre ranch in Bennett valley; nine other acres in Santa Rosa, and a 12 acre garden in Sebastopol.

The will was drawn March 29, 1924, and was witnessed by W. H. Pool, and C. D. Barnett, both of Santa Rosa.

Cake Cutting Today at 3

Yesterday's Lucky

Mrs. J. T. Totton, Shippington Road, \$5 gold piece; Mrs. H. T. Smith, 704 East Main, \$1; Mrs. Emma Corson, 259 South Riverside, men's hose; Mrs. E. L. French, 1171 Pine, men's shoes; Mrs. Cameron Wilson, 1543 Crescent, girl'singham dress; Mrs. R. F. Smith, 132 Canal St., gingham; Mrs. D. C. Haskett, 893 California, child's wash suit.

GOLDEN RULE CORPORATION
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