

Seratti Boosters Of Pelican City Sure of Success

Unusual interest is being centered both in Klamath Falls and Pelican City over the ten-round fight to be staged at Scandia hall next Monday night between Larry Seratti and Earl Ritchie.

Sentiment seems to be in favor of Seratti, although there is plenty of Ritchie money available, but the Pelican City boosters of Seratti say they are coming over to Klamath with several batches full of the long green with which to back their buddy.

Be it known that during his leisure hours when not fighting, Seratti is a millman, and a good one, too, and his cronies over at Pelican City have been watching him work out and are fully confident that he will take the measure of the Klamath fighter.

Ritchie is leaving nothing undone to place himself in the pink of condition. He is doing strenuous road work and gymnasium stunts, not to mention exchanging leather with any and all comers who have the temerity to put on the padded mitts.

From the interest manifest in this coming bout it is evident that Matchmaker Sylvester is going to have a jammed house next Monday night. Orders for seats have been received from many outlying sections, and lucky will be the local fan who secures his seat in advance.

There will be preliminaries, principal of which will be a bout between Jack Crim and Tim Callahan, six rounds. Other battles are on the program.

Osage Murder Case Goes to Jury; Hale To Know Fate Soon

OKLAHOMA CITY, Okla., Oct. 28.—(United News)—The fate of W. K. Hale, "king of the Osage hills," and John Ramsey, cowboy farmer, charged with murdering Henry Roan, one of the 17 Osage Indians who met death during the Osage reign of terror, will be placed in the hands of a federal jury here tonight.

Federal Judge John C. Pollock instructed the jurors to deliver a sealed verdict by ten o'clock Friday morning.

The judge began his instructions at six o'clock.

The court instructed that the jury could not find Hale, who is charged with aiding and abetting the murder, guilty without so finding Ramsey, declared by the government to have slain the Indian at Hale's instigation.

The jury, however, was instructed that it could find Ramsey guilty or innocent, despite the fate of Hale.

Punishment for the crime is hanging, and should the jury not recommend capital punishment, the judge can inflict imprisonment for life.

The previous federal trial of Hale and Ramsey at Guthrie consumed four weeks and ended in a dismissal of a hung jury.

LOS ANGELES—Dr. Hubert Nadeau, 88, pioneer resident of this city, left but \$1 to his wife, while his faithful barber receives \$1,000, according to the will filed for probate here.

How to Gain 5 Pounds in 30 Days

Ask C. H. Underwood or any druggist for a box of McCoy's Cod Liver Oil Compound Tablets. They cost but little, are sugar coated and as pleasant to take as candy.

Skinny men and women take them to speedily put on plenty of good, healthy, solid flesh, and for this purpose they are so extremely good that thin men and women often take on 5 pounds of more in 30 days. As a matter of fact, all druggists are authorized to return your money if you don't take on 5 pounds in 30 days.

One thin woman gained 15 pounds in six weeks.

Insist on McCoy's the original and genuine—60 Tablets—60 cents.

We are now making prompt deliveries of **BLOCK-WOOD** Phone 607 **E. L. FRENCH**

EAGLES—NOTICE!

All members and their wives and lady relatives and friends are cordially invited to attend **THE OYSTER SUPPER AND DANCE**

to be given in the Moose Hall, Friday Evening, October 29th, 7:30 p. m.

A good time is promised to all who attend.

Marathon Racing Seems to Fatten Up Old Fellows

NEW YORK, Oct. 28.—(United News)—Golf once was spoken of as "an old man's game." Thin youngsters came along and took all the prizes, both amateur and professional.

The same phrase is applied to marathon running, and sticks. "An old man's game" it is—success counts.

Albin Steenroos, an old fellow, legs from beneath a wood carver's bench in far-away Finland and raced the distance runners of the world into submission at the Paris Olympics.

Clarence DeMar, a printer of Melrose, Mass., who won his first important race a score of years ago, stepped out the other day and showed the way to a high class field in the New York to Port Chester 25-mile classic.

DeMar and old Bill Kennedy, who finished third in the long grind, both are well over 40 years of age.

The Melrose veteran, who is a vegetarian, was as fit as ever before in his life. He rushed up to the leaders early in the race and at 20 miles had victory by the short hair.

Kennedy, who is president of the American Distance Runners association, remarked before the race that it was a business fit for "old men like me."

In winning, DeMar turned the tables upon "Whitey" Michelsen, who beat him in the Port Chester run last year. It now only remains for DeMar to defeat decisively Johnny Miles, the Canadian, in next year's Boston marathon. Miles, who is about half DeMar's age, won the Alston-to-Boston grind, but later was defeated by the old printer.

The Melrose man is probably the greatest marathon runner of the age, when his performances over the last 15 years are taken into consideration.

Chiloquin, Ore., Oct. 28, 1926. \$1,000.00 cash bond for Millard F. Long, who was indicted by the federal grand jury, was put up by J. W. Jones, Tom Long and Mrs. Lulu Long.

Quaker State to Enforce Blue Law Dating Back 1794

PHILADELPHIA, Oct. 28.—(United News)—The Philadelphia Athletics have lost the first round of their fight to have Sunday baseball declared legal in Pennsylvania.

Judge Hargest of the Daughen county court at Harrisburg handed down a ruling Thursday, declaring that the charter powers of the American league club here did not permit violation of the blue laws of 1794.

On August 22 the Athletics played a Sunday game with the Chicago White Sox at Philadelphia, and when quo warranto proceedings were instituted, pleaded that the blue law did not include baseball, as the game was unknown in the 18th century. The plea was dismissed, the court holding that baseball was a "worldly employment" within the meaning of the act of 1794.

An appeal will be taken, as Conde Mack and the owners of the Athletics are anxious to establish Sunday baseball here.

ORPHEUS TO PRESENT ENTRANCING PICTURE

"The Phantom of the Opera," from the celebrated novel by Gaston Leroux, a Rupert Julian Universal production, is coming to the Orpheus theatre Sunday and continues for three days.

With such artists of the screen as Lon Chaney, Mary Philbin, Norman Kerry, Gibson Gowland, Arthur Edmund Carewe, with a cast of 5,000, one is taken into the magic world of the Paris opera. The great masked ball on the grand staircase, the elaborate opera production, entrancing glimpses into the intimate life of a prima donna, tempting flashes of light-hearted and light-footed baller girls, carrying with it a strange and alluring story, the most bewildering mystery in literature, the spectator sits enthralled.

DANCE
Merrill Library Club
Community Hall
Good Music Chicken Supper
Friday, Oct. 29

Suzanne Lenglen Tennis Troupe is Resembling Flop

NEW YORK, Oct. 28.—(United News)—Professional tennis, as played by Suzanne Lenglen and others of C. C. Pyle's traveling troupe, looks like a complete "flop," at the present writing.

Once the novelty has worn off, the indoor game, with the spirit of competition entirely removed, becomes monotonous for spectators and players alike.

Especially is this true of the men's doubles, part of the Pyle program. It so obviously makes no difference who wins. The grace and the dash of singles play missing, and the four hired tennis troupers really look rather silly as they play dispiritedly through one set of doubles and then retire.

Suzanne, still the incomparable, is interesting to watch. But she is too much the master in her matches with Mary Browne for anyone to become excited. There is more interest in the French girl's postures and lingerie than in the result of her play.

Tennis, like boxing, is a sport in which competition is essential if the interest of the crowd is to be held. It is not a sport in which excellence of performance can for any length of time prove a box office attraction.

Once, during the opening match at Madison Square Garden, where the Pyle troupe made its debut, Vincent Richards swung his racket behind him and was lucky enough to flick a drive from Paul Peret back into the Frenchman's court. The crowd applauded his dexterity, but the tennis enthusiasts shook their heads sorrowfully. A little more trick stuff like that, and Pyle's latest Christmas tree will be trimmed with nothing but debts and regrets.

For results use News Class Ad.

ORPHEUS THEATRE
TODAY
STRONGHEART in
"NORTH STAR"

Army Gridironers Are Not Afraid of Yale Bulldog Team

WEST POINT, N. Y., Oct. 28.—(United News)—The Army football squad had its last workout in preparation for the Yale game and was declared ready for the Bulldogs by Head Coach "Biff" Jones Thursday afternoon.

"We are going up against Yale's best team," said the Army coach, none too optimistically. "Our chances against that team are none too good."

The injuries to Trapnel and Elias are a big handicap to us. They mean we cannot start our best combination, but we will do our best."

The injuries to Trapnel and Elias were sustained in the Syracuse game now under investigation.

The Army team leaves Friday morning, and will practice in the Yale bowl Friday afternoon.

Another casualty in the Army team proved to be Saunders, right tackle, who showed up with an annoying charley-horse.

Prompt and intelligent care are essential in childbirth. You will receive it at the Klamath Valley Hospital.

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While You Wait
JACK FROST
WORK GLOVES FOR LESS
119 So. 6th St.
First Door From Main St.

Kid Kaplan Wants To Mix With Sam Mandell in Ring

MERIDEN, Conn., Oct. 28.—(United News)—Lou "Kid" Kaplan, retired featherweight champion, has joined forces with Billy Gibson in a quest for honors in the lightweight division.

Kaplan, who voluntarily relinquished his crown when he found he could not make the 126-pound limit, has signed to fight under Gibson's management, and will bring a challenge to Sammy Mandell, present 135-pound champion, next Monday.

Gibson, manager of Gene Tunney, and formerly manager of Henry Leonard, volunteered the opinion that Kaplan would excel Leonard's record as a lightweight.

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Saturday morning at 10 o'clock. Benefit
Sunday school of St. Paul's Episcopal
church.

Judge Leavitt's Refutation of the Charges

In as much as the Statute allows me but 200 words on the ballot in which to justify my course as Circuit Judge, and feeling that the people are entitled to know more in detail about the business of the court, have adopted the idea of furnishing them a complete summary of the business transacted, compiled by the Clerk from the records, and by him duly certified. Leaving, as I must, for the people to say whether the showing made constitutes a sufficient refutation of the charges laid against me in the Recall petition.

I assumed the position of Circuit Judge May 29, 1922, under appointment of Governor Olcott, and was elected the following November for six year term. I have yet two years of that term to serve.

The following is a summary of the business of the court for the years 1922, 1923, 1924, 1925, and for the first half of 1926.

For 1922
The number of cases filed was:
Law 155
Equity 147
Criminal 54
Total cases filed 356
Cases tried to the court 45
Without a jury 23
Tried with a jury 22

Cases otherwise disposed of, including default decrees, judgments, dismissals, pleas of guilty, etc.:
Law 154
Equity 115
Criminal 33
Total cases disposed of 302
Total cases tried and otherwise disposed of 370

For 1923
The number of cases filed was:
Law 145
Equity 194
Criminal 35
Total cases filed 374
Cases tried to the court 70
Without a jury 12
Tried with a jury 58

Cases otherwise disposed of, including default decrees, judgments, dismissals, pleas of guilty, etc.:
Law 84
Equity 69
Criminal 29
Total cases disposed of and tried 173
Total cases tried and otherwise disposed of 452

For 1924
Number cases filed:
Law 185
Equity 209
Criminal 58
Total cases filed 452
Cases tried to court 136
Without a jury 26
Tried with a jury 110

Cases otherwise disposed of, including default decrees, judgments, dismissals, pleas of guilty, etc.:
Law 156
Equity 145
Criminal 29
Total cases tried and otherwise disposed of 430
Circuit Court was in session 228 judicial days during 1924.

For Year 1925
Number cases filed:
Law 207
Equity 266
Criminal 47
Total cases filed 520
Cases tried to court 97
Without a jury 23
Tried with a jury 74

Cases otherwise disposed of, including default decrees, judgments, dismissals and pleas of guilty, etc.:
Law 119
Equity 54
Criminal 38
Total cases tried and otherwise disposed of 311
Circuit Court was in session 240 judicial days during year 1925.

For First Half of 1926
Number cases filed:
Law 90
Equity 107
Criminal 28
Total cases filed 225

Number cases tried to the court
Without jury 57
Tried with a jury 13
Total cases tried 70
Cases otherwise disposed of, including default decrees, judgments, dismissals, pleas of guilty, etc.:
Law 62
Equity 35
Criminal 20
Total cases tried and otherwise disposed of 117

Total cases tried and otherwise disposed of 187
Circuit Court was in session 139 judicial days during first six months of 1926.

State of Oregon
County of Klamath ss.

I, C. R. Delap, Clerk of the Circuit Court for Klamath County, Oregon, do hereby certify that the above and foregoing summary of judicial business of the above entitled court has been by me compiled from the records of said court, and that the same is true to the best of my knowledge and belief.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said court this 11th day of October, 1926.

C. R. DELAP, Clerk, Circuit Court.
By LOYD R. DELAP, Deputy.

RECAPITULATION
Total of cases filed during the years 1922, 1923, 1924, 1925, and the first half of 1926:
Law 782
Equity 923
Criminal 224
Total cases filed 1929

Number cases tried to court 405
Tried with a jury 97
Total cases tried and otherwise disposed of, including default decrees, judgments, dismissals, pleas of guilty, etc.:
Law 575
Equity 418
Criminal 140
Total cases tried and otherwise disposed of 1133

Undisposed of 796
Total cases tried and otherwise disposed of 1929

Of the 294 cases undisposed of as shown by the foregoing recapitulation, 222 of them never have been at issue and ready for trial, (that is to say, complaints have been filed in that number of cases, but no answer or reply has ever been filed, due to neglect on the part of attorneys,) which leaves 72 cases, which are at issue on July 1, 1926, representing an accumulation of four and one-half years.

Affidavits of prejudice are on file in eight of them, by attorneys promoting the recall.
Of the 592 cases tried by the court 20 have been appealed. The Supreme Court has handed down opinions in 16 of such cases; affirming this court in 10, and reversing this court in 6 of them. The Judge of this court has been affirmed in one other case tried in Jackson county. The question naturally arises: "Why were the remaining 482 cases not appealed?"

The hue and cry about a congested docket is a myth, pure and simple. There can be no congested docket in any jurisdiction unless attorneys are clamoring for trial of cases that are at issue. That is not the situation in Klamath. As illustrating the actual situation: Prior to the December, 1925, term, after a personal canvass and interview by the Judge of this court with the attorneys having cases at issue, a total of 13 cases was found in which a trial was desired at that term. Prior to the following June term, 1926, a like course was pursued by the Judge of this court with the result that 9 cases were noted in which the attorneys were ready to go to trial in, and they were disposed of, as were the 13 cases noted for trial at the December term. The panel of jurors were excused on July 10th, 1926, because there were no more cases which were ready for trial, either civil or criminal.

The criminal docket is clear with the exception of indictments returned in September by the grand jury.

The charge that I have made false certificates in order to draw my salary is as false as it is malicious, and is just as incapable of proof as are the other charges in the recall petition.

The charge of making false certificates emanates from one of the four attorneys promoting the recall, and may be substantiated by reference to the files in the case of Kellogg vs. Kellogg, at this time pending on appeal in the Supreme Court, which this court decided against him. That is his way of getting even on the court.

Respectfully submitted,
C. R. DELAP

Circuit Judge.

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