

JURY TAMPERING CHARGE IS MADE

AFFIDAVITS ORDERED BY JUDGE BENSON AS TO APPROACH OF FLOYD BRANDENBURG BY FRANK J. SCHMITZ

Judge Henry L. Benson of the circuit court has ordered District Attorney Dell V. Kuykendall to prepare affidavits relating to the action of Frank J. Schmitz, who is alleged to have approached Juror Floyd Brandenburg in the case of the Farmers' Implement & Supply company vs. the Southern Pacific Railroad company, which resulted in the jury hanging 6 to 5. Schmitz, a former employee of the Southern Pacific's freight department in this city, is now doing clerical work for City Recorder Thomas F. Nicholas. During the trial he is alleged to have approached Brandenburg and told him that "there was nothing to the case, and there would be nothing in it, anyway" for the plaintiff in case a verdict was rendered for that party.

Brandenburg is alleged to have told Schmitz that he was a juror in the case, and therefore could not discuss it. Schmitz is claimed thereupon to have said that he knew Brandenburg was a juror, and for that very reason was talking to him about the matter. During the trial of the case Judge Percy R. Kelly called the juror and the attorneys in on the matter, and Brandenburg said his mind would not be influenced toward a verdict by the occurrence. The matter was passed over at the time, Judge Kelly making a note of it and leaving it to Judge Benson, as Judge Kelly wished to take the train the next morning for his home.

NEW LOCAL BANKING INSTITUTION PROJECTED

Klamath Falls is to have a fourth bank soon. No authentic information could be had Friday, but it is reported that the Klamath Development company is behind the proposition, and that the new institution will be located toward the expanding Hot Springs district.

W. E. Delzell, formerly cashier of the old First National bank, and later assistant cashier of the reorganized First National, who retired from the official roster of that institution at its last election, is expected to be connected with the new concern in a responsible capacity. He is now in San Francisco, where he is understood to be in consultation with men who are going to finance the proposition.

W. Paul Johnson, treasurer of the Klamath Development company, is also in San Francisco. Herbert and Mortimer Fleischaker, of the Anglo-Paris and American bank in the Golden Gate City, who are capitalists of large means and directors in the Klamath Development company, are expected to be in the new bank.

MUST DIP CATTLE IN THIS REGION

All the stock and beef cattle in the Klamath and Merrill valleys will probably have to undergo dipping as the result of the visit of Dr. Hamilton of Pendleton, the government stock inspector. Dr. Hamilton is now in the Fort Klamath country after an inspection of stock in the Merrill section. He will probably make a thorough inspection of all cattle in the entire county, and it may develop that stock in other parts of the county may also have to be dipped as well as that in the Merrill section.

It is stated that several cases of scab were discovered by the inspector, and while the cases are said to be not very bad, the order to dip has been given. There are in the neighborhood of 3,500 head of cattle in the southern end of the county, and probably all of these will have to be dipped. The beef cattle are owned principally by J. C. Mitchell, Louis Gerber and a few others, while J. F. Adams and the Carr ranch are among the large owners of stock cattle.

Corrals and dipping vats are to be built near Merrill by the stock men.

WIFE'S SONGS GIVE HEART TO EXHAUSTED CAPTAIN

SAN FRANCISCO, Jan. 19.—After a ten days' battle with the sea, during which time Mrs. Carroll Scott, wife of the captain, sang to her husband while he was lashed to the wheel the lumber schooner C. A. Thayer, out of Grays Harbor, is in port, waterlogged almost to the deck line, and with her crew weak and famished.

Two days out the schooner got a leak, which steam pumps and all hands could not keep down. Two days later the crippled schooner struck a heavy southeaster off the coast, ninety miles north of Eureka. Men worked until they dropped exhausted, and revived only to work again.

Mrs. Scott slaved with the crew, feeding them bread and coffee and singing to them while they toiled. The storm tore away half of the rigging and everything portable went by the boards. Captain Scott had to

be lashed to the wheel, and, his wife encouraging him, kept him awake until the steamer president sent a tug to take the heroine off. She refused to desert her husband, who would not leave his ship.

The President had all she could do to brave the storm herself, so could not tow the disabled schooner. After a fearful night the steamer J. B. Stearns came along, sent over a crew and towed the Thayer into this port. The vessel is owned by the E. K. Wood Lumber company.

PUGILIST, HELPING CUPID, GETS HIMSELF IN TROUBLE

LOS ANGELES, Jan. 19.—Joe Rivers, Mexican ring marvel, is out of pocket \$25 because he seconded Cupid in a bout which had its ending in Judge Frederick's court.

Joe consented to act as best man at the wedding of Leonard Slet and Miss Rosa Marquez of Santa Monica. As the hour for the ceremony drew near the quartet saw that they would be late, and Joe requisitioned his big car. Before the court was reached a motor cycle officer had interfered, and Joe was compelled to turn out his pockets.

"I like this court better," remarked Joe, when he finally entered Justice Summerfield's precincts with the bride and bridegroom to be. Rivers denied a current rumor that he is soon to follow in his friend's footsteps.

SWAN QUITS RACE FOR HIS OFFICE

COUNTY SCHOOL SUPERINTENDENT MAKES ANNOUNCEMENT IN JUSTICE TO POSSIBLE CANDIDATES

County Superintendent of Schools J. G. Swan made the announcement today that he would not be a candidate for re-election to that office.

"In justice to possible candidates I feel that I should make this announcement," said Mr. Swan. "While I shall always continue my interest in educational matters and the development of the schools of the county, the necessity for devoting my time to my family and personal interests caused me to arrive at this determination. I feel very grateful to the people of the entire county for the support given me during my term of office in my work for the improvement of the school system of the county. Although I can see where greater improvements can be made in the schools, yet I feel considerable pride in the advance we have already made, and trust to see this improvement and growth continue in the years to come, until Klamath county takes its place at the head of the counties of the state. A great deal of work is yet necessary in the rural schools of the county, and I hope to see my successor able to devote a great deal of his time to our country schools. I believe that all these districts should have nine months of school, the same as the city schools do."

"The fact that I will not seek another term does not mean that from now on my interest will cease in the school work. I have nearly a year yet to serve, and I expect to give my full time to the work until my successor is ready to take hold of the office."

The schools of Klamath county have made a wonderful advance during Mr. Swan's superintendency, and through his efforts he has won recognition for Klamath county among the educators of the state. It is very important that Klamath county secure a competent man to carry on the good work begun by Mr. Swan.

ENTERS NEW SUIT DUE TO DEMURRER

As a result of Judge Henry L. Benson sustaining a demurrer in the case of P. M. Reidy versus the Rounsevell corporation, Attorney J. H. Carnahan amended the original complaint and filed a new action entitled, "P. M. Reidy versus Rounsevell corporation and W. O. Robertson."

The object in the new action is to separate the defendants W. O. Robertson and Fred L. Houston, as to whom there was a misjoinder of causes of action in the original bill of complaint.

PREACHER GETS FOURTEEN YEARS FOR SHOOTING GIRL

VISALIA, Cal., James Henry Hood, a former preacher, was sentenced this morning to fourteen years at Folsom, for shooting his sister-in-law, Miss Elizabeth Flagler, at Tulare. Hood pleaded guilty to assault to murder. Judge Wallace declared there was no extenuation in the circumstances, and gave the limit sentence.

AUXILIARY BISHOP GETS BISHOPRIC OF RICHMOND

United Press Service
ROME, Jan. 19.—The pope has appointed Auxiliary Bishop O'Connell of San Francisco to be bishop of Richmond, Va.

MONEY ASKED IN LAWSUIT BEGUN

ONE FARMER BRINGS ACTION AGAINST ANOTHER, WHO IS ALLEGED TO OWE FIRST FOR BILLS SETTLED

Suit has been entered by Attorney E. L. Elliott for E. L. Hopkins against J. W. DePuy in the office of County Clerk Charles R. De Lap. The purpose of the action is the recovery of money. It is alleged that DePuy formerly worked the Hopkins farm, and that Hopkins paid bills for DePuy, which led to the latter's becoming indebted to the owner of the farm. The amount asked is about \$2,400 and interest.

Both men are farmers living near Midland.

CRISLER THINKS MAY RETIRE FROM

Councilman C. B. Crisler, democratic member from the Second ward, contemplates resigning from the city council between now and election time. While the councilman is of the same political faith as Mayor Fred T. Sanderson, he is not at all pleased with the expenses of the city government and the wholesale improvements contemplated without properly arranging a settlement of the back debts of the city.

It was Councilman Crisler who brought up at last Monday night's meeting of the council the question of bonding the city to take up the old city warrants, some of which have remained unpaid for about three years. The council some time ago, at the instance of the finance committee, adopted a resolution to issue bonds to take up the city warrants, of which about \$50,000 against the general fund are outstanding and unpaid.

The finance committee consists of Councilman G. W. White chairman, M. G. Wilkins and C. B. Crisler. It was supposed at the time that the city attorney would go to work on the necessary ordinances to have the proposed bond issue voted on, but never a whisper was heard in the council on the subject for about two months. The popular impression is that the mayor, who never has been partial to taking care of the old warrants except in the usual course of affairs, put a spoke in the wheel of the council's action, and kept the matter from getting any farther than the resolution.

"I don't like the idea of improving so much of the residence district all at one time," said Councilman Crisler today. "It's all right to impoverish a part of the people for a little time to get some important move for the betterment accomplished, but it is hardly wise to impoverish all the people at one time. The matter of city improvements can be worked so hard that the expense will hit us all at once, and we will all be low in pocket at one time. It can get to such a pass that there will be more money going out of the town than is coming into it."

"The great trouble is that many people figure that the relief of the situation is up to somebody else. I don't feel that way. It's due to all of us to act to get the needed change. I've been in favor all the time of taking care of those city warrants, for if they are three years old at 6 per cent with that accumulated interest to pay that is not all. The premium charged on the city for material sold it now is such that in a very few years, if the bills remain unpaid, it will run to a dollar for every dollar in value received, besides the 6 per cent interest. All this comes out of the taxpayers' pockets."

"You can run a business and soon break it if you are not careful. If you are conducting a corporation you can soon spend enough money wastefully in its operation to make your securities unmarketable. There is no doubt that there is a good deal of waste in the city's business affairs, and it is time to check it."

DARROW GUM SHOE MEN UNDER GRAND JURY PROBE

INDIANAPOLIS, Jan. 20.—The grand jury is probing the activity of Darrow's lieutenants. Several investigators of the McNamara defense in the Los Angeles trials, including C. P. Cooney of Chicago testified. The investigation is reported to be based on Darrow's assertion that when the McNamaras confessed that in view of developments no other course was open to them. The government desires to learn if Darrow's agents know anything connecting "higher-ups" in labor circles.

AEROPLANE IN CONGO LAND IS LATEST INNOVATION

PARIS, Jan. 20.—Hubert Latham, the famous French aviator, has been charged with the mission to study the use of the aeroplane in the Middle Congo country, and with this in view is now on his way to Africa with several machines. He will scout for big game in the machines. He was the first man in the world to go hunting in a flying machine.

BOMB IN LAUNDRY CAUSES MUCH DAMAGE

PUEBLO, Colo., Jan. 20.—A bomb partially destroyed the Colorado laundry and the Globe Express company buildings. The police found the dynamite fuse. There is no clew.

LABOR MEN CONDEMN TAFT IN FEDERATION CONVENTION

SPOKANE, Jan. 20.—President Taft and the administration were roasted here in two resolutions passed by the State Federation of Labor. One delegate, formerly a navy yard machinist at Bremerton, said:

"Uncle Sam is not a white man to work for. His gold-brained bosses don't know their craft, but are mandrivers. There was not as much strain in Teddy's job as in mine at Bremerton, and I could not attend a banquet after an honest day's work."

The attack was brought on in a discussion of resolutions opposing scientific management in federal shops and the gag rule of President Taft's preventing government employees from organizing for better conditions.

FIVE YEARS TO CASHIER FOR FALSIFYING BOOKS

SAN FRANCISCO, Jan. 22.—Cashier W. B. Nash on Saturday was sentenced to five years at San Quentin for falsifying records of the defunct Market street bank. A new trial motion was set aside.

OFFICIALS KILLED IN RAILROAD WRECK

HUNG TO REAR OF TRAIN WHICH STOPS ANOTHER TRAIN AND CRASHES INTO IT—THE PASSENGERS ESCAPE

KINMUNDY, Ill., Jan. 22.—James T. Harahan, ex-president of the Illinois Central, was killed in a wreck at 1 o'clock this morning here. He was in a private car.

Others killed were: F. O. Melchor, second vice president of the Rock Island; E. B. Pierce, general solicitor of the Rock Island; E. E. Wright of the Illinois Central legal department, son of Luke Wright.

The party was traveling in a Rock Island private car attached to Illinois Central train No. 25.

The train stopped at Kinmundy, when southbound train No. 3 crashed into the rear of the private car.

All were instantly killed. The other passengers of the train escaped injury.

Harahan's body was thrown through the car roof and was terribly cut. Pierce's body was lying near by. Wright's and Melchor's corpses were pinned in the wreckage, passengers removing all the remains of the victims.

An official Illinois Central statement from Chicago declares that no passengers were injured at Kinmundy.

Engineer Stewart and his fireman were hurt. Misunderstanding of orders was given as the cause of the accident.

POPE PIUS EMBARRASSED BY PATRIARCH'S EXCLUSION

ROME, Jan. 20.—That Pope Pius feels greatly embarrassed by the situation in which he has been placed by the exclusion from his diocese for two years of the patriarch of Lisbon by Portuguese authorities was learned on high vatican authority. This is due to the fact that at the recent consistory the pope created the patriarch of Lisbon a cardinal "in pectore," which signifies that the name of the new cardinal is being withheld until an opportune moment arrives for announcing it.

The elevation of the sacred college of the patriarch of Lisbon was made because in the concordat between Portugal and the Holy See, which Portugal has failed to keep, the Archbishop of Lisbon was always to be a cardinal. To show his desire to live up to the concordat, Pope Pius created the patriarch a cardinal "in pectore," hoping this evidence of good faith on his part would improve conditions to such an extent in Portugal that it would soon be possible to announce his elevation. Instead, however, the decree banishing the patriarch followed, and it is now doubtful if the pope will ever be able to announce his elevation to the sacred college.

SITUATION IS CRITICAL IN GREAT FACTORY STRIKE

United Press Service
LAWRENCE, Mass., Jan. 22.—Eighteen thousand unionists are striking, and 7,000 non-unionists are remaining away, fearing strikers and soldiers may clash.

The strikers demand a 15 per cent increase in wages. It is believed the company will not compromise. The situation is critical. If strike breakers are imported trouble is feared.

The flushing of part of Main street Saturday night was a good move by the city authorities. Let it be continued, and have Main street clean and creditable as a well paved street deserves to be.

ROYALTY ARRIVES AVOIDS CROWD

THREE TITLED ENGLISH INDIVIDUALS LAND IN NEW YORK AND ARE BUNDLED OFF TO EAT WITH REID

NEW YORK, Jan. 22.—The Canadian express, with the Duke and Duchess of Connaught and Princess Patricia arrived a quarter of an hour ahead of time, and avoided the mob at the Grand Central station.

Whitelaw Reid welcomed the royal party with private autos, the police and secret service men guarding.

The party was rushed to the Reid mansion for breakfast.

The duke secretly goes to Washington Thursday night to meet President Taft. Ambassador Bryce completed arrangements for the visit.

It is reported that the duke will discuss with Taft the advisability of the king and queen of England including an American itinerary if they visit Canada in 1913.

INFANTRY OFF AT CHING, WANG TAO

PEKIN, Jan. 20.—The Fifteenth American Infantry, 570 officers and men, have arrived at Ching Wang Tiao.

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