

SLAYER'S FATE NOW IN HANDS OF THE JURY

Prosecuting Attorney Duncan began his argument in the Ingersoll case a few minutes before 5 o'clock last night, immediately after both sides concluded the taking of testimony. The lateness of the hour gave him only a few minutes in which to address the jury before court adjourned for the day.

Promptly at 9 o'clock this morning the prosecuting attorney resumed his address. Premeditation and well planned actions preceded the slaying of Stoehler, the prosecutor said in substance. Ingersoll was not forced to use violence in order to escape from what he said he considered were threats to do him bodily harm. It was a clear case of premeditated murder, he said. The prosecuting attorney talked for about an hour, connecting each link in the evidence, and concluding after making a very matter-of-fact and comprehensive address to the jury.

Attorney John Irwin opened the argument for the defense. He claimed self-defense, every circumstance connected with the case pointing to force which precluded any other course by Ingersoll than the course which resulted in the death of Stoehler.

The unwritten law was brought into the defense. "You said you believed in protecting the purity of the womanhood of the nation, and am confident that you will do as you said you would," Mr. Irwin told the jury. The attorney made light of the testimony offered by the prosecution tending to show that Ingersoll had made threatening statements before the shooting. If the man contemplated murder he would not have made such statements, he said.

C. M. O'Neill, Mr. Irwin's law partner, followed his associate, his address touching principally upon the necessity for keeping inviolate the womanhood of the nation, even as Ingersoll had tried to do.

H. M. Manning, special prosecutor, followed Mr. O'Neill, his words being designed to drive home the arguments presented by Prosecuting Attorney Duncan.

Notches Not Visible
During this address, Attorney Irwin spoke in trifling terms of the three notches which Ingersoll was said to have on his gun. Turning over the gun to Attorney O'Neill he asked derisively, "Where are the three notches?" Immediately Mr. O'Neill produced a magnifying glass and began a close inspection of every part of the gun, ostensibly to find the three notches, obviously and endeavoring to convey the impression that Ingersoll, or whoever might have had that many to his credit, would undoubtedly have carved them into the gun in reality.

The court room was crowded with spectators eager, as before, to drink in every word of the address.

Courtroom Crowded
Peering through an aperture between the swinging doors of the courtroom could be seen the faces of people who were not admitted because of a lack of seating room, and within hearing of these people in the hallway could be heard the voices of children singing "My Country 'tis of thee, sweet land of liberty." And Gilbert Ingersoll with his wife, son, and attorneys, were battling as they had never before battled for the liberty of the former in the crowded courtroom only a few feet away from these children. Then occasionally could be heard the voice of a teacher instructing her pupils in the mysteries of subtraction and addition and in the courtroom Prosecuting Attorney Duncan, methodically, mechanically, cleverly endeavored to subtract—to take away from Gilbert T. Ingersoll's precarious grasp upon his liberty, perhaps his very life.

And then were heard the virile, sometimes plaintive, and never-faltering words of Attorney O'Neill as he employed them to add to the tenure of Gilbert T. Ingersoll's liberty or, perhaps to his term of life, in grave danger of termination because of the slaying by him of Henry John Stoehler at Dairy, a few short months ago. The case will be in the hands of the jury this afternoon.

TO ADVISE CUBA



ALBERT RATHBONE

NEW YORK, Dec. 15.—Albert Rathbone, former assistant secretary of treasury, will be Cuba's new financial advisor. Cuba asked the U. S. state department to nominate an American financier to supervise the expenditure of money loaned Cuba by American interests. Rathbone of New York, was selected.

High Court Says Evans Must Serve

SALEM, Dec. 15.—The supreme court yesterday refused a hearing to Lark Evans, sentenced from Jackson county for assault and robbery of G. W. White, a jitney driver, whom he is alleged to have lured into the hills and left bound and gagged after taking his money.

Evans was arrested in Klamath Falls about a year ago. He worked in local garages as a mechanic.

Willie Jonas, of Dairy, was the first witness examined at the afternoon session of the Ingersoll murder trial. Mr. Jonas is the husband of the Mrs. Jonas whose testimony, early in the trial, was so unfavorable to the defendant. It was at the Jonas residence that Mrs. Ingersoll visited just before the shooting and near which the homicide occurred.

Jonas' testimony substantiated the other testimony given regarding the conversations which led to the shooting, but he, like Mrs. Ingersoll, testified that Henry Stoehler had said "yes" when questioned by Ingersoll relative to alleged improper relations with Mrs. Ingersoll.

They All Scattered
When asked what the crowd did after the first shot was fired Jonas said they scattered. Asked what he did, he said he scattered also.

When asked whether he had said that Martin Stoehler expressed regret for having "urged Henry to say yes when asked about his relations with Mrs. Ingersoll," Jonas answered "No, not just like that."

In an attempt to show that Jonas was indebted to Ingersoll the prosecution elicited the statement that he owed Ingersoll some money for wood.

He also admitted that there was a slight misunderstanding between him and Henry Stoehler, the slain man. Ingersoll's reputation, except for stories of an altercation at Malin, the witness said, was good.

Asked whether he had not told Orville Smith that the "Ingersolls are going to the baseball meeting. They are going to clean up on the Stoehlers, and I am with them," he denied making a statement in that regard in that form.

Henry and Ingersoll had had trouble at a ball game the Sunday before, Jonas said.

Gilbert Anderson, father-in-law of Jonas testified that the crowd at the Stoehler home after the shooting agreed that Henry had said yes to Ingersoll's interrogation regarding Mrs. Ingersoll.

Hank O'Brien, who had done some work, according to his admission, for O'Neill & Irwin, testified to Ingersoll's reputation. It was good, he said.

Character Testimony
Leonard Parks, and Pat Parks, mill men, stated that Ingersoll's reputation lately was good. So, also did Fred Carlisle, Glen Pierson, and the Reverend S. J. Buock, a Methodist minister, who was brought up from Oakland, California to testify. Mr.

DECISION MEANS MILLIONS FOR STATE ROADS

By Associated Press.
SALEM, Dec. 15.—Figures made public by the state highway department today indicated that approximately \$4,000,000 will be available for road construction as the result of the supreme court opinion, holding valid the constitutional amendment that provides that counties may issue bonds up to six per cent of their assessed valuation.

Lane county may issue approximately up to one million dollars worth of bonds; Clackamas county, up to \$1,700,000; Union, up to \$1,490,000; Jackson, \$500,000; Yamhill, \$420,000, and Crook \$220,000.

SALEM, Dec. 15.—The supreme court yesterday reversed the ruling in the case of W. P. Hawley against Clackamas county, and declared valid all road bonds voted by several counties of the state under the amendment adopted by the voters in 1919 extending the indebtedness limitation for road construction from four to six per cent of the counties' assessed valuation.

The case was brought up by the Ladd & Tilton Bank of Portland against John Frawley, treasurer of Union county, for interest on bonds voted under the amendment. The court yesterday held that the amendment is self executing; while in the Clackamas case it held that additional legislation was needed to make it effective.

Appointment of Local Rebekah Unusual Honor

Mrs. R. E. Wattenburg has just been advised of her appointment as chairman of the committee of the homes department of the National association of Rebekah assemblies. This committee has charge of all of the homes that have been established by the Rebekahs, the jurisdiction extending throughout the United States, British America and Alaska.

In this territory there are 55 homes, in which approximately 4900 orphans and old folks are cared for. The last meeting of the assemblies was held recently in Boston and the next one will be held in Toronto, Canada, at which one session will be devoted to the business of the committee on homes. It is Mrs. Wattenburg's present intention to attend this meeting.

The appointment of Mrs. Wattenburg is the first that has come to Oregon.

Buock knew Ingersoll, at Mayfield, California, from 1909 on, and was quite willing to testify very favorable with Ingersoll's reputation while here and his testimony was not admitted.

A. L. Michael and Albert Lilly said that Ingersoll's general reputation as a peaceful citizen was good.

C. M. O'Neill, one of the defendant's attorneys, took the stand. He stated that he "was trying to practice law," in answer to a question relative to his business. His testimony tended to prove that Dave Liskey, a witness for the prosecution, had told him he knew nothing about the case.

C. A. Simmons, father of Mrs. Ingersoll, testified that Warren Blake, another witness called by the prosecution, had told him he knew nothing about the case, contrary to his testimony given on the stand.

Son On Stand
Stanley Ingersoll, 12 year old, son of Gilbert Ingersoll the defendant, was the next witness. Questioned by the court, Stanley asserted his knowledge of the import of sworn statements. He lives at Lincoln, California, he said. He was with his father near Dairy last summer when Dave Liskey and Warren Blake, on two occasions, visited his father, and he stated that nothing had been said about the trouble with the Stoehlers at those times. This contradicted former testimony by Liskey and Blake.

The defendant then took the stand in his own behalf.

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YULETIDE GIFT FOR HOSPITAL SEEMS CERTAIN

It's certainly going to be a red-letter Christmas for the old folks out at the county hospital. The phonograph fund is not complete, but it's growing. And a lot of people who didn't know of the good cause until they read it in yesterday's Herald are hastening to swell it further.

Don't forget the records. Go through your collection. You'll find a lot you can spare. Turn them over to your music dealer and he will see that they reach J. H. Short, superintendent of the infirmary and custodian of the fund.

Cash donations will reach Mr. Short by mail through the local post-office. If you wish the Herald will take the money and turn it over to Mr. Short.

The best machine is none too good for those old unfortunate folk who have so little excitement and pleasure. Of course they have kindly care and their material needs are ministered to by Mr. and Mrs. Short, but this phonograph is going to bring a touch of real living into their monotonous lives again. This Christmas is going to recall old memories of happier days and a red-letter day for years to come.

Following are the contributions so far:

- Ten Dollar Donations: J. H. Short and wife.
- Five Dollar Donations: Earl Shepherd, Dan Murphy, Wm. Pepper, Frank Sexton, Thos. Newton, John Campbell.
- Three Dollar Donations: A. L. Paul, G. L. Morrison, Tom O'Mally and Jas. Cousins, Coe, Tom Dixon.

- \$2.50 Donations: Lucille Springer, Mont Hamaker, O. Larson, Ben Dixon, Roy Dixon, Iven Incenbice, O. H. Newton, Harry Dixon, F. R. Soule.

- Two Dollar Donations: B. McAuliffe, Jesse Johnson, C. W. Miller, Walter Enman, Dick Brown, R. H. Brown, S. W. Latta, Chas. Gray, K. Sugarman, Jewel Cafe, cash.

- \$1.50 Donations: F. A. White, H. S. Wortley, Pearl Dixon, R. E. Shealds.
- One Dollar Donations: L. E. Rickman, M. Abrahamson, Bodenhammer, Frank Peyton, Walter Short, Chastain, Peyton, E. C. Puckett, V. E. Puckett, Cal Incenbice, A. H. Newton, C. H. Smith, Sam Enman, Clyde Fox, Art Wiard, W. G. Miksche, Whitman, Frank Bell, E. A. Lawrence, A. G. Colson, J. C. Matlock, Homer DePuy, Patterson, Brotherton, I. J. Dixon, Wm. Green, Harry Latta, L. A. Decker, Wm. Newbert, P. Stiles, W. H. Ross, W. E. Latta, Wilma McCollum, D. C. Dimmitt, E. Williams.

Other Donations.
Donations of smaller sums total \$3.40.

Total \$143.90.
Who's next?

MARKET REPORT

PORTLAND, Dec. 15.—Hogs lower, \$10.50 and \$11; other markets unchanged.

WEATHER REPORT

OREGON—Tonight and Thursday, rain in west; probably rain or snow in east.

\$2,000 Fire Loss During November Is Chief's Report

Fire loss in Klamath Falls for November was \$2000, according to estimate in the report of Fire Chief Delaney filed with the police judge.

The number of alarms during November were five, the report shows, and three hours and one-half were spent in fighting fires. In laying hose lines 1350 feet of hose was used, besides 150 feet chemical hose. Fifty gallons of chemicals were used. There were 91 inspections made by the chief and nine department drills held.

The fire chief is arranging with local theatres to show 2000 feet of fire prevention film during fire prevention week which will be set apart early in January.

HARDING SEC'Y



GUS KARGER

WASHINGTON, Dec. 15.—Gus Karger, Washington newspaper man, is the latest to be mentioned as a possibility for the job of President-elect Harding's secretary. Karger is a personal friend of former President Taft who is said to favor the appointment.

BACK SINNOTT FOR CABINET

The Oregonian's Washington correspondent says that there are just two men being discussed for the secretary of the interior's position in Harding's cabinet.

One of them is D. W. Davis, governor of Idaho, whose boom was launched about two weeks ago. The other is Nic J. Sinnott, representative from Oregon, who occupies a splendid position in the contest by reason of being the chairman of the house public lands committee.

Senator Borah has been urging Governor Davis for the place should President-elect Harding name a western man. It now comes out that representatives from the west, and especially those serving on the public lands committee, have been carrying on an active campaign for Mr. Sinnott.

As sponsor for the water-power bill and the coal, oil, sodium and phosphate land leasing bill, the Oregon representative gets credit for having accomplished a great work in unlocking the natural resources of the west in a manner fair to the people and to those who invest their money in development.

He is also popular with the advocates of an elaborate reclamation policy. Governor Davis, too, has a good record on reclamation and is well known in Washington in that connection, because as president of the Western States Reclamation association he appeared a year ago at the head of a delegation of western governors asking increased appropriations for reclamation development.

Grounds for Belief That Thad Fell Victim to Cupid

Could this be our Thaddeus? We somehow believe it is and still Klamath Falls did not know that its one time popular jeweler was a resident of Venice, Cal. Be that as it may the following appeared in the columns of the Sacramento Bee, under marriages, on December 13: McHattan-Smith—in Susanville, Lassen county, December 9, by Rev. Father P. J. O'Reilly. Thaddeus G. McHattan to Mary Linton Smith, both of Venice, California.

Now what do you know about that Mr. Old-Timer? If Thad has fallen for matrimony what hope is there for ordinary fellows.

BRENNAN WANTS ANOTHER CHANCE WITH CHAMPION

NEW YORK, Dec. 15.—Bill Brennan, knocked out in the twelfth round last night by Jack Dempsey, said today he intended to ask for another match with the champion. "I am not satisfied," said Brennan, "that Dempsey is my superior."

FIELD CROPS OPENING DAY DISCUSSION

The first day of Farmers' Week, Monday, December 20th is designated as Field Crops day, as the afternoon session will center around field crop problems. During the past year or two much attention has been turned towards the cost of production of various farm crops. A special study has been made on the cost of producing alfalfa hay during the past season, not only in Klamath county but in several counties of the state. This matter will be fully discussed Monday afternoon by R. V. Gunn, of the department of farm management, Oregon agricultural college. Mr. Gunn will be here the entire week as he is in charge of the farm accounting work given each forenoon.

Another topic of interest for Monday will be a discussion of two new crops, whose possibilities for Klamath county have been fully demonstrated. It has now been proven that both sunflowers and field peas can be depended upon as profitable crops here. The results obtained so far will be presented, together with something of results being obtained with these crops elsewhere in Oregon.

Monday morning will also see the starting of a course on farm tractors, Monday's work being the locating of motor trouble.

The women's program for the week has been arranged so that it will undoubtedly be of interest to many of the women in town as well as from the county. The program for women will open at 3 o'clock Monday, with a talk on textiles by Mrs. McNealey from the H. N. Moe & company store, followed by a talk on "correcting by Miss Myrtle Griffin from the Golden Rule store. Following these will be a lecture and demonstration on nutrition. Arrangements have been made for a play hour and a story telling hour for children accompanying their mothers.

NO HOPE HELD FOR MALIN WOMAN'S RECOVERY

MALIN, Dec. 15.—Mrs. V. X. Woods, who lives two miles north of here, is seriously ill. Her physician holds out no hopes for her recovery. A dropsical condition is the cause of illness. Mrs. Woods has been troubled with the ailment all summer. For the past two weeks she has been bedfast and shows no signs of improvement. She is being cared for by her niece, Miss Maud Reed, and the Misses Maud and Jessal Jones.

FIGURES IN SUSANVILLE TRAGEDY KNOWN IN MERRILL

The suicide of George Coston at Susanville last week, following his slaying of his wife, has occasioned surprise in the vicinity of Merrill where the Costons resided until removing to Susanville about three years ago. Dispute over domestic finances is said to have led to the double fatality. The Costons bore a good reputation in the Merrill neighborhood. They leave a boy, aged 14, and a girl, aged 15, who witnessed the tragedy and made fruitless efforts to prevent it.

TRUCK BURNED WHEN GAS TANK EXPLODES

A one-ton Buick truck, owned and driven by George Duke, was destroyed by fire last night on the road between this city and the Chelsea box factory. The fire is thought to have started from the explosion of the gasoline tank. Mr. Duke was slightly burned, but is at work again today.

Weather Probabilities

The barometric pressure, as shown by the Cyclo-Stormograph at Underwood's Pharmacy, has been slowly falling ever since Tuesday noon, indicating a storm to the north, which may reach here by tomorrow.
Forecast for next 24 hours:
Cloudy and cold.