

METING OUT JUSTICE

Criminal Cases Receiving the Attention of Judge and Jury

JOHNSTONE ON TRIAL FOR HORSE STEALING

Defense Presents Argument That Horse in Question Was Borrowed and Not Stolen--Chicken Thief Will Be Sentenced Tomorrow

The sentencing of John Willard, convicted of chicken stealing, was postponed until tomorrow morning at 9 o'clock. The case that has occupied the attention of the Court today is the State vs. Lee Johnson, charged with stealing a horse from Henry Jackson. In stating the case to the jury, Mr. Noland, attorney for the defendant, stated that he would attempt to prove that the prisoner, while working for Jackson, had been told that he was accused of giving whiskey to the Indians, resulting in a fight between Ed Copperfield and Matt Skeen, and had been advised to go away for a while and that he had borrowed the horse from Skeen, who is a son-in-law of Jackson, to come to Klamath Falls to escape possible arrest.

The first witness for the State was Henry Jackson. On direct examination by Deputy District Attorney Stone testified that he knew the prisoner, Lee Johnson by the name of Jack Nevell; that he had worked for him as blacksmith for two months during the haying season last year and that he quit work about the first of October; that on Oct. 12 he lost a sorrel horse called Springfield with four white feet. The horse disappeared about 9 o'clock at night. He did not miss the horse until 8 o'clock the next morning when Dave Skeen asked him if he had sold one. He sent two boys to the field to look and then sent five more to trace Nevell. He came to Bonanza and telephoned Sheriff Obenchain of the loss and was told the horse was here. He came on to the Falls and got his horse.

On cross examination by Attorney Noland the witness swore that he had a good memory but could not remember whether the prisoner had ever asked him for money to buy a horse; whether he came to Bonanza or Klamath Falls the Sunday before he lost the horse; whether he and his wife left the ranch for the Falls on October 6 and were accompanied by the prisoner as far as the cross road that leads to Bonanza. He said that he could not remember the

latter case but was sure that the prisoner did not ask him for money at that time. He could not remember what he swore to at the preliminary examination and did not remember saying he loaned the prisoner a horse to go to Bonanza. He said that the horse was not at his son, Ralph's, place when he died, but admitted that it was kept there and used by Ralph most of the time. He did not know anything about the fight between Matt Skeen and Ed Copperfield. Couldn't tell when fight occurred, must have been while he was in the Falls, but did not remember coming here. He did not warn the prisoner to leave until the whiskey affair was settled. He testified that Matt Skeen was foreman of his ranch for a short time and that Matt had taken the horse to go to Bly and had taken horses on several occasions.

Dave Skeen was the next witness. Testified that on the evening of October 13, the defendant came to his place and paid him three dollars for board due him and then left. He was riding a black mare which he, Skeen, had sold him and was either leading another horse or the horse was following him. Did not recognize the horse as it was nearly dark. He denied any knowledge of Ralph Jackson claiming the horse as his own or of using it for racing.

When court convened after dinner the first witness called was Mat Skeen. He was an admirable witness for the state and parried every question asked on cross examination in a manner that would be creditable to an attorney. He denied giving Johnson permission to take the horse from the reservation, this evidently being the main point on which the defense was building up its case.

W. C. Messner, of the Mammoth livery testified as to Johnson bringing the horse to the stables; that he notified the sheriff that he believed that the horse had been stolen and

(Concluded on last page.)

TRIO MEETS AGAIN

Friends Help Celebrate Birthday of Three Klamath County Ladies

Mrs. N. S. Merrill was the hostess to about forty friends, Saturday evening February 8, at her home near Merrill. She was assisted by the Misses Ritchie and Calhans, the occasion being the birthday of Mrs. Merrill, Mrs. W. R. Davis and Mrs. E. B. Hall.

Each year the trio meets and appropriately celebrate the occasion. This year they were to have been entertained by Mrs. Davis, but owing to an accident which prevented Mrs. Merrill from leaving home the guests met with her.

Mr. and Mrs. N. S. Merrill undoubtedly have the finest home in Klamath county, and there are many distinguished guests who have visited this section, besides those who live here can vouch for the cordiality of their reception, while in that neighborhood. This worthy couple, as a result of hard work during the early days, are now classed among our wealthiest citizens, and have settled down to enjoy the fruits of their labor in their old age. Their handsome new home and surrounding buildings, occupy over eighty acres in the richest section of the county, and the house has been furnished with the best furniture obtainable and all of the modern conveniences which tend to make home life pleasant. A fine stable of driving horses provides for the convenience of travel.

The evening was pleasantly spent playing whist until 11:30, when one of those suppers, for which Mrs. Merrill is famous, was served. The tables were

NORMAL NEWS ITEMS

Doings of the Students Attending the Institution at Ashland.

Many improvements are being made at the normal. Our campus will be greatly improved by the planting of flowers. We hope that every one who is interested in the normal will kindly lend their assistance in this work by making liberal offers of plants and bulbs. All such gifts will be gratefully appreciated.

A very interesting as well as instructive reading was given in chapel Wednesday morning by Miss Doughty. The subject was "The American Fleet" and its cruise around Cape Horn to the Pacific waters.

At a meeting of the Athletic Club held Tuesday, February fourth, Robert Wilcox was elected captain of the baseball team, Alpheus Cole captain of the tract team and Harry Sales manager of both the base ball and tract teams.

The school was pleasantly entertained Monday morning by Mr. Robley who gave some very interesting readings from "Kipling".

A regular meeting of the young Womens Christian Association was held Wednesday noon with Miss Amy Packet as leader. The subject discussed was Missions. It is very encouraging to see the interest the girls are taking in the Association and their earnest endeavor for bringing new members.

We are hearing the very best reports from the Young Mens Christian Association. The leader Wednesday was Mr. Crady. The subject was "Faith". George Herman from Garfield, Wash-

WANT NO MORE DEBT

Citizen Thinks The Limit Has Been Over Reached Long Ago

CALLS ATTENTION TO CITY'S LOW FINANCES

Pungent Questions Are Asked Regarding Present Mlegal Indebtedness of Klamath Falls, But as Usual no Remedy is Suggested

arrangements: C. H. Underwood, chairman, C. J. Martin, M. P. Williams, Oscar Shive and W. O. Smith.

The plans of the committee have not been perfected but will include something of a special nature, which will be appropriate for the celebration of Washington's birthday. Requests for invitations can be made of any member or filed with the invitation committee which consists of E. J. Murray, M. D. Williams and Will Baldwin.

Hay is Plentiful

Charles Horton has just returned from Yainax, where he is wintering 300 head of stock cattle. He also has 400 head at his home ranch. Mr. Horton states that there is no danger of his running short of hay this winter, as he probably will have 500 tons left over, when he turns his stock out on the range. He will make his final shipment this season of about 500 head of beef cattle the latter part of this month.

Mail Should Leave at Eight

Postmaster Murdoch, as soon as he was notified of the change in the mail schedule, telegraphed the department asking that the order be reconsidered, and advising that the mail leave here at 8 o'clock in the morning instead of waiting until 10 o'clock. He has not received an answer yet. If the citizens will support the postmaster in his effort to remedy the present conditions, it undoubtedly can be accomplished.

Mules Bring Good Price

N. S. Merrill has sold ten head of young mules for \$1500. The youngest has just been weaned and the oldest is less than three years.

D. of H. "High Jinks"

"High Jinks" at Degree of Honor Thursday night. All members specially requested to be in attendance.

MARY E. FISH, C. of H.

EDITOR THE HERALD:

I notice in last night's issue that the Civic Federation at its meeting Thursday night is going to discuss the city finances. In the words of the prophet, and in all sincerity, I must add, "the Lord be praised," for if anything deserves discussion it is the city's finances. In this connection I have a few questions I would like to ask—questions that, in my judgment, ought to have the careful consideration of the Civic Federation and every taxpayer in the city:

Is it not a fact that the indebtedness of the city is now \$20,000 over and above the legal limit; and that if the city were enjoined by any taxpayer the warrants issued for this excess amount would not be worth the paper they are written on? I know there are some who contend that they would be, but I think if a careful perusal of the decisions of the State Supreme court is made, several decisions—particularly one, which is practically parallel to the conditions prevailing in this city—will be found in support of my contention.

In addition to this, is not the city paying—in cash—6 per cent interest on the \$10,000 bonds that were given for the water works? This interest has amounted to about \$7,000 already.

Is there not a provision in the city charter that the city cannot contract a debt in excess of \$500 unless the same is submitted to the voters? If so, then why did it contract for the fire alarm system without following the provisions of the charter? Remember, I am in favor of the system, but am opposed to this violation of the city charter.

I am not going to pursue this course further at this time. I will be present at the meeting of the Federation and see what is said and done. If I were able to express myself in open meeting I would do so, but since I cannot I turn to you. The government of this city is about as near a failure as anything I can conceive. There is not a man who would run his business as the council is running the affairs of Klamath Falls. There is neither common sense nor judgment used and unless something is done to call a halt we will soon be crying out, "Oh! Lord, deliver us." CRYAN.

CIVIC FEDERATION MEETING

The Thursday night, February 13, meeting of the Civic Federation promises to be an interesting session, and every member should be present. Citizens, not members, who are in sympathy with us, are cordially invited to attend and become members. With malice toward none we are striving to bring about a better condition of society, upbuild and beautify our town, and lend our aid to our officers in the discharge of their duties. You may have something to offer that will help us. Come and let us reason together—no politics—simply good citizenship is what we want. Everybody welcome that favors same. G. W. WHITE, President.

simply loaded down with good things, and the justice done to the meal would have given pleasure to any hostess who had provided a plentiful supply. It was somewhat after midnight when the guests reluctantly departed, and the many good wishes so sincerely spoken, must have made the host and hostess realize the deep respect and honor in which they are held by their friends and neighbors.

Within two years Mr. and Mrs. Merrill will celebrate their Golden Wedding.

A Wedding Dance

Friday evening at the home of Mr. and Mrs. J. B. Auten occurred a very enjoyable dance given in honor of Mrs. Auten's wedding. The friends present were Misses Belle Bennett, Etta Niles, Alice Niles, Alice Allen, Grace Allen and Etta Meade, and Messrs. Fred Reed, Lawrence Shaw, Geo. Johnson, Luther Gosman, Vernie Houston and Fred Niles. The guests departed in the early hours of the morning reporting a good time.

Cabbage and Kraut

Jim Straw wants to close out what Cabbage and Kraut he has left and offers Cabbage at 25c per lb. in 50 lb. or over and Kraut at 25c per gallon. Residence, West End Bridge. Telephone 282. 2-12-1wk

ington entered the seventh grade on Monday.

The pupils of the eighth grade began their work in manual training last Monday. The boys are taking wood work and the girls are taking basketry and other work in raffia.

The sixth and seventh grades begin their manual training work next month.

A very interesting talk was given in chapel Friday morning by Reverend Goodheart on the subject Russian government.

The chapel period Thursday morning was given over to the students for the purpose of holding a meeting of the "Student Body." At a meeting of the executive committee held Wednesday evening, Mrs. Clara Corum, the Vice President, was appointed as President, Mr. H. H. De Armond as Vice President and Miss Emma Sherwood as Secretary.

An address on "The Opportunities of Young Americans" was delivered by Colouel Sobleski, Tuesday morning.

Next Dance on 22nd

The members of the Twenty-One Club held their regular business meeting last evening, and it was decided to postpone the election of officers until the next meeting. It was decided to hold the next dance on the 22nd of this month, Washington's birthday. The following committee was appointed to make full



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