

## FARMERS CAN PAY CHARGE

### Frank Adams Believes that Land Will Stand Thirty Dollars if Farmed

J. P. Adams, who is one of the most successful of the large ranchers in Klamath County, believes that the farmers will be able to pay the \$3.75 a year for water right and maintenance. Mr. Adams is in the city today on his way to the Upper Lake where he is having his dredge moved to begin work on reclaiming Mr. Wood's property.

"The cost for the water right," said Mr. Adams, "is higher than most of us had reason to expect it would be, but if you wish my opinion as to whether the farmers will be able to pay it, I believe they can. If they continue to farm the same as some of us have been doing for years, only cultivate about half of their land and only raise a half crop on that, they will be forced to sell out. A man with a small farm can with industry easily pay for the water right and make something besides. The money should not be considered as thrown away. It is simply an investment. Every year a payment is simply that much added to the value of the property and is the same as investing that much in other property or putting it in the bank.

"You may take the farmers under the Ankeny canal. They had to pay from two to three dollars and one year is high as four dollars an acre for water. They all have as much money and most of them I feel positive have more than the land owners under my ditch who only had to pay about a fourth as much. It only shows the difference in men. There is some land under the Little Klamath ditch and in other parts of the county that has lain idle for years when they could easily have had water. The land is still in sagebrush. These people cannot pay the cost of the water right. They are not ready for water. It will take at least two years to get the land in alfalfa or any other paying crop.

"I know a man in our valley who bought a piece of land from me. This year on a part of it he raised an average of seven tons of alfalfa to the acre. He sold this at \$5.50 a ton

fed out. As it would cost him \$50 a ton to feed it would leave him \$45 for the hay. Most of the farmers got more than this for their hay this year. On this tract he realized \$35 an acre. The water, cutting the hay, etc., cost him an average of \$9 an acre, so you can see what profit he made. Of course, his entire ranch did not yield as much probably averaging four tons. It simply shows what a man can do with a piece of land he is able to look after.

"It may be hard on some but there is no getting around the truth. The land owners are now where they are forced to farm their land. If they have more than they can handle, they will have to sell, but for the man who is industrious and is willing to work there is no better place to make money than on a farm in Klamath County under the irrigation system, even at \$20 an acre for a water right."

**HIGH SCHOOL NOTES.**

The students of the school were very agreeably entertained by Miss Evelyn Applegate and Rev. Hall. The subject of Rev. Hall's talk was "Glee, It's Use and Necessity." He told us some very interesting things which perhaps most of the students had never thought of before. He urged upon us to develop the sticking qualities of character.

The Boys' Literary Society gave their first program this afternoon at 2:30, when was as follows:

Recitation John Oliver  
Leland Haynes  
Three-minute talk "Fire and Its Destruction" Thomas Elliott  
Excitation Augustus Goodrich  
Declamation Horace Cox  
Currents Events Chas. Cascheber

The program was heartily enjoyed by all the boys who attended.

The Girls' Literary Society held their second program this afternoon. They give their programs every week. The selections that were given were very good. Recitation by Orva Green, Composition by Harriet Gregory, and Piano Solo by Edith Rutenie, were especially enjoyable.

**AT McHATTAN'S.**

Some very pretty and new flat ware in sterling silver.

Some very pretty quadruple plated hollow articles.

Cut Glass that has no rival.

New things in all kinds of jewelry.

Remember I am not getting new goods "daily," so if you want to get your choice don't fail to come in soon. No trouble to show goods.

## IMPORTANT DECISION BY THE GENERAL LAND OFFICE

A very interesting decision by the Commissioner of the General Land Office was received by the U. S. Land Office at Lakeview, a few days since. It was the case of John Ansel, Ed. Lake and Daniel Johnston, homestead applicants, vs. Erban W. Cascheber, homestead entryman, for the northwest quarter of Section 36, T. 32, S. 3, Range 11 east. This is one of the cases resulting from the opening to settlement a year ago of lands that had previously been withdrawn for forestry purposes in the vicinity of Gearhart mountain. All the parties in interest except Lake, settled upon the land in question immediately after midnight of September 23, 1907. As to Lake, he entered upon the southeast quarter of the northeast quarter at the same time, but did not reach the northwest quarter until some time after the other claimants had made settlement. Cascheber filed his homestead application in the local office at 9:15 a. m. October 28, 1907, which was allowed and placed on record. Subsequently Lake, Ansel and Johnston made homestead applications, alleging settlement on the lands in question, and a hearing was ordered to determine the rights of the parties, Johnston in the meantime having withdrawn his application.

On March 24, 1908, the local officials rendered a decision, holding that Cascheber has the better right to the land, for the reason that he was a settler at the same time as the others, and has secured a homestead entry and that he is qualified to make said entry; that he had not abandoned the land prior to entry, or since said entry was allowed has he abandoned the same, and we recommend that the homestead entry of Erban W. Cascheber be allowed to remain intact on the records and that subsequent applications be rejected.

Lake and Ansel appealed from the decision.

Lake's entry was for the south half of the north half of said Section 36, he entering on the southeast quarter of the northeast quarter, and in relation thereto the Commissioner says: "According to his own testimony he must have been 20 minutes after midnight when he got onto the southeast quarter of the northeast quarter of said Section 36, and that length

of time after Ansel and Cascheber settled on that quarter section.

"The contention of counsel for Lake that posting notices on each forty-acre tract will hold all the land, although improvements are placed by claimant on one technical quarter section and the claim extends over two technical quarter sections, cannot avail him against the claim of a prior settler. Lake's claim would be good as against the claim of a subsequent settler with notice."

The Commissioner's decision follows:

"Since it appears that Cascheber's initial acts of settlement were made at the same time that Ansel's initial acts of settlement were made, and that Cascheber, by long endurance held his place in line for 30 days and was prior in procuring homestead entry of the land, it follows that his homestead right, by reason of settlement and homestead entry is superior to the right of Ansel.

"In the trial had in this case the applicants to homestead the land failed to prove their qualifications as homesteaders.

"As the contest in this case is on the ground of prior settlement rights, the burden of proof is upon the contestants to show settlement, not only prior to defendant's entry, but also prior to his settlement, and having failed to show such priority the contest must be dismissed and the entry left intact. See Sumner vs. Roberts, 23 L. D., 201, wherein the Department held: 'There is no reason why, as between contesting settlers, the one making application to enter and getting his application on record, should not have the benefit of his diligence. It is a general rule that the law favors the diligent, and it is upon this the rule rests, that the first qualified applicant in order of time, to enter land subject to entry, shall be awarded the right to make such entry, over others who make application later. An entry of record which is not fraudulent, cannot be treated as a nullity signifying nothing at all. It follows that when a contest is based on priority of settlement, and the defendant has an entry of record, and the plaintiff fails to show prior settlement, and only shows simultaneous settlement, that he fails to show a lawful cause for the cancellation of the entry.'

"The case is hereby closed as to Daniel Johnston, and the application of Ansel to homestead the land in controversy is rejected, but his settlement rights are held to be prior and superior to the rights of Lake, whose application is also rejected as to the south half of the northwest quarter of said section 36.

"You will notify the parties hereof and Ansel and Lake each of his right of appeal."

**S. V. PROUDFIT,**  
Assistant Commissioner.

L. F. Conn appeared as counsel for Cascheber, J. D. Venator for Ansel and W. Lair Thompson for Lake.

**ABOUT NORTHERN KLAMATH.**

Interesting News From New Towns and Settlements in the Extreme North.

Very few of the people of the southern part of Klamath County realize the growing importance of this section of the county. We have always seemed far removed from the rest of the county, even our mail having to go to Lakeview first before reaching Klamath Falls, which causes quite a delay. We are in hopes that by next year we can secure a mail route between Fort Klamath and Crescent. This will be possible as many new settlers are taking up their homes here and by summer there will be enough patronage to warrant a mail service direct with the county seat.

Charles Graves, of Crescent, was kicked on both legs just above the knees, by a horse. Rheumatism is combining with the natural results, and causing him great difficulty in walking. He was kicked Thursday, November 19th.

Frank Hamner is hauling hay for George Boles, proprietor of the new barn at Rosland.

It is reported that the Government is considering a plan of benefitting this part of Klamath County by irrigating from Crescent Lake. There

have been two or three experts in, looking over the project, and one is now at one of the lakes. It will be a great thing for this part of the county, if it is irrigated, as this is an undeveloped country and we don't know what we can raise until water is put on it.

Joseph Stratta purchased nine head of sheep last week. He will be a sheep man sure enough, if he keeps buying.

C. W. Richie has put in a stock of dry goods and groceries at Rosland. This will give us some competition, and the customers will derive the benefit from it.

C. W. Richie is circulating a petition for a money order post office at Rosland. This is something badly needed in this remote section.

We had a light snowfall on Saturday, Sunday and Monday, Nov. 21-22-23. It melted as soon as the sun shone on it.

The new school house in the Rosland district is almost ready for occupancy. Mr. Fordham, the teacher, is anxious to try teaching in a house built according to the new plans for school houses.

Alex. Findley is ill at his home on Long Prairie. He has a complicated case of heart and lung trouble. He is reported better at this writing.

A very good crowd attended the dance at Rosland, on Thanksgiving night.

J. N. Masten and W. J. Hightower made a business trip to Bend, starting Thanksgiving day.

Charles Graves has sown a patch of timothy by way of experiment. He will irrigate it and see what it will do on upland. He has been successful in raising clover three feet or more high at an altitude of 4452 feet. A few more people who will experiment would be acceptable in this part of the country.

The new sawmill at Masten's ranch has a hard time keeping lumber enough sawed to supply the demand. It is very hard to get and they have to run with a short crew. Mr. Hightower is an experienced sawmill man and Mr. Masten has spent the greater part of his life in the woods.

Farmer Green, the clothing drummer, laid over at Crescent this week, and went fishing on the Deschutes River on Thanksgiving day.

**A RILEY EVENING.**

On next Thursday evening, December 10, a literary and musical program will be given at the Baptist church. The poems of Whitcomb Riley will be read by G. LeRoy Hall, who is holding meetings at the Baptist church. The program will be held under the auspices of the Sunday School.

Mr. Hall has read the poet many times and the public is assured of a splendid evening of music and poetry.

**ELKS NOTICE.**

All members of the B. P. O. Elks are requested to assemble at the store of G. Heltkemper, Jr., on Sunday afternoon, Dec. 6th, 1908, at 2:30 to attend Memorial Service. Memorial Committee.

**NOTICE.**

All stock in our pasture not settled for will be turned out on the 8th inst. or held for charges. 4-2t Hot Springs Improvement Co.

## NOW LOOKING FOR A WIFE

### MacDonough Must Marry in California in Order to Win Wager of \$21,000

Mack MacDonough, who is traveling around the world on a wager, arrived in the city last evening from Fort Klamath. He spent the day in the city and left this evening on his way to San Francisco. He left Portland on November 15. He has visited every country in the world and been received by every crowned head and ruler from each of whom he received letters acknowledging his visit. He also has to secure letters from each governor and mayors of cities or some official.

He has to bum his way and while he is allowed to receive money to pay his expenses, he cannot take any of it with him, but when he leaves a city or town he must be broke. He gave an interesting account of meeting the rulers of several countries. He was warmly received by President Roosevelt, who gave him \$10 as did also Mr. Taft and Mr. Bryan. \$10 is all he is allowed to accept from any President of a country, although he can take all that any of the crowned rulers are willing to give him. He gave a lecture in Chicago, for which he received \$450. He had quite a time spending it all before he left the city.

As soon as he reaches San Francisco he is to go to England and then home to South Africa. One of the stipulations of the wager is that he shall get married in California, and after he crosses the state line he will be on the lookout for a girl. He feels confident that he will be able to carry out this part of the contract as he has the rest. Before returning home he must present his wife to King Edward, of England. If he wins the wager he will receive \$21,000 and the right to publish his story in book form.

Mr. MacDonough is a young man of good education, quiet and well behaved, although a fluent talker. He speaks nearly all the languages but is not allowed to use any but the English. In China and South America he experienced the greatest difficulty, and states that had it not been for the English Consul, he would have starved to death. He must wear a white sweater and a soft slouch hat, but even with his rough clothing he has been successful in being received with respect and consideration wherever he has traveled. He is of Scotch descent although born in South Africa. His father is quite a wealthy man.

**AT THE OPERA HOUSE.**

New tonight: The Pilot's Daughter, Dramatic. The Pillory Comic. Mrs. Smith's Boarding House, comic. New Songs.

# K K K STORE

**Do Your Shopping at this Store.**

**Largest stock of Toys and Dolls. Xmas Goods. Appropriate Gifts for all.**

**Here are a Few Suggestions for**

# K K K STORE

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| <p><b>LADIES</b></p> <p>FINE UMBRELLAS<br/>SHOPPING BAGS<br/>PURSES<br/>FANCY JULIETS<br/>FUR TRIMMED (All Colors)<br/>FASCINATORS<br/>AND SHAWLS<br/>NEWEST STYLES<br/>DRESS SHOES<br/>FINE WINTER WAISTS<br/>LACE CURTAINS<br/>TABLE SETS<br/>CLOTHS AND<br/>NAPKINS TO MATCH<br/>FANCY HANDKERCHIEFS<br/>AND COLLARS<br/>HDKF. BOXES<br/>WORK BOXES<br/>MANICURE SETS<br/>TOILET SETS<br/>RUBBER BOOTS<br/>RUGS<br/>COATS AND<br/>PONY JACKETS<br/>SWEATER COATS<br/>INDIAN BASKETS, ETC., ETC.</p> | <p><b>MEN</b></p> <p>SUSPENDERS AND<br/>NECKTIES (one in a box)<br/>FANCY SOX IN<br/>XMAS BOXES<br/>XMAS HANDKERCHIEFS<br/>SUIT CASES<br/>KID GLOVES<br/>SUEDK SILK LINED GLOVES<br/>WOOL MITTENS<br/>AND GLOVES<br/>FANCY WAIST COATS<br/>SLIPPERS, ALL STYLES<br/>WALK-OVER DRESS SHOES<br/>WINTER CAPS<br/>COLLAR AND CUFF BOXES<br/>NECKTIE BOXES<br/>PAJAMAS, NIGHT GOWNS<br/>FINE UMBRELLAS<br/>A STETSON HAT<br/>WOOL SOX<br/>OVERCOATS<br/>FINE SILK SHIRTS<br/>SWEATER COATS<br/>FINE DRESS SHIRTS<br/>FANCY WOOL UNDERWEAR<br/>RUBBER BOOTS AND SHOES<br/>ETC., ETC.</p> | <p><b>CHILDREN</b></p> <p>TOYS OF ALL KINDS<br/>DOLLS DOLLS<br/>BOOKS GAMES<br/>BALLS GUNS<br/>TOOL CHESTS<br/>TRAINS GUNS<br/>MECHANICAL TOYS<br/>RUBBER BOOTS<br/>COATS CAPS<br/>MITTENS<br/>KNICKERBOCKER SUITS<br/>FINE DRESS SHOES<br/>AND SCUFFERS<br/>HOODS TONES<br/>ETC., ETC.</p> |
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Fine Doll and Automobile to be given away Xmas.

# K. K. K. STORE

THE SANTA CLAUS STORE

## Takes Good Taste

To decorate a home properly. First you must have beautiful wall paper. It must be well put on. It must be durable as well as beautiful. We handle all the latest patterns, the most beautiful shades and the lowest prices. The price we recommend them.

## ROBERT & HANKS

HARDWARE MERCHANTS