

MUST RETURN BY FIFTEENTH Or City Will Be Without a Mayor

MR. STILTS HAS THIRTY DAYS ADDITIONAL TO LEAVE OF ABSENCE.

The sixty days leave of absence of Mayor Stiltz was up on Monday, and the opinion of the City Attorney was asked in regard to whether the Council would extend the time. Mr. Benson stated that the Council had no voice in the matter. The charter provides that an officer being absent from the city for thirty days, his office shall become vacant, but the Council could grant a leave of absence not to exceed sixty days. Mr. Benson stated that he had not looked into the matter but that it was his opinion that the office would not become vacant until the additional thirty days had expired, at least he believed that it would be safe for the Council to accept that view of the matter. At the expiration of the thirty days, however, the office would become vacant without any action on the part of the Council.

In this case Mayor Stiltz will have to be in Klamath Falls before the fifteenth of March in order to hold his position. Mr. Stiltz expects to attend the inauguration of W. H. Taft as President on March 4. This will give him ten days to return home, which will be plenty of time.

IMPORTANT LAND DECISION RECEIVED

COMMISSIONER REFUSES TO ALLOW CONTEST TO BE BROUGHT.

C. C. Brower, attorney for E. L. Forker, has just received notice of the decision of the Secretary of the Interior in the case in which R. C. Foster, of Lake County, tried to bring a contest against the homestead of Mr. Forker, near Iby.

The Secretary confirms the decision of the Acting Commissioner, denying Foster the privilege of bringing such contest.

This decision will be good news to the friends of Mr. Forker and is also of general interest as it appears to be along unusual lines in protecting homesteaders from useless expense and annoyance of contests.

Mr. Forker made final five year proof upon his homestead in the fall

of 1907 and received his final certificate for the same.

In the spring of 1908 Mr. Foster made an ordinary contest affidavit, which was forwarded by the land office to the Commissioner, as is required in such cases, for an order allowing the contest to be brought.

Mr. Forker learned of this and through his attorney, Mr. Brower, made objections and argument of the law effect, to the Commissioner to prevent the contest being brought.

Mr. Foster's counsel contended, and others agreed with his view, that objections could not be heard before the Commissioner, but only upon trial of a contest in the usual way.

But the Acting Commissioner ruled otherwise and refused to allow a contest to be brought, upon the ground that the affidavit of Mr. Foster did not set forth facts sufficient to overcome the evidence produced by Forker upon his final proof, or to justify a contest after final proof had been made.

Foster appealed to the Secretary and also put in further affidavits, but the Department sustained the decision of the Acting Commissioner and dismissed the case.

EDITORS ARE INDICTED.

Pulitzer and Smith Charged With Libel Against Roosevelt and Others.

WASHINGTON, Feb. 17.—The Federal Grand Jury today returned indictments against the Press Publishing Company, of New York, and Joseph Pulitzer, Caleb Van Hamme and Robert H. Lyman, editors of the New York World, and the owners of the Indianapolis News, Delavan Smith and Charles R. Williams, charging libel in publications in connection with the purchase of the Panama Canal.

The indictment against the publishers of the Indianapolis News, Delavan Smith and Charles R. Williams, charges them with the crime of libel on seven counts and that directed against the World charges Joseph Pulitzer, Caleb M. Van Hamme, Robert H. Lyman and the Press Publishing Company with libel in five counts.

The persons alleged to have been libeled are President Roosevelt, J. Pierpont Morgan, Charles P. Taft, Elihu Root, Douglas Robinson and William Nelson Cromwell.

The indictments were filed before Judge Gould in Criminal Court No. 1. The Court directed the issuance of a summons for the Press Publishing Company and bench warrants for the defendants.

FAIRBANKS TO TOUR WORLD.

WASHINGTON, Feb. 17.—Vice President and Mrs. Fairbanks are contemplating taking a trip around the world shortly after the adjournment of Congress. They probably will take a steamer at San Francisco visit Hawaii and the Philippines, then China and Japan and return via Europe.

Oregon Harness Co. for Larness. 2-9-3-1

JURY FOR LISKEY CASE COMPLETED

Opening Statements Made By Kuykendall and Mills--Taking of Testimony Will Commence in the Morning

Proceedings in the Liskey case were not resumed until this afternoon. The special venire summoned from the vicinity of Keno did not arrive until late and it was almost 2 o'clock before the examination of jurors was begun. J. D. Jones, blacksmith of Keno, was the first one called. He was acceptable to the defense, but was excused by the prosecution. Ellsworth Moore, of Poe Valley, was examined and accepted. J. H. Barnes of Keno, qualified, while G. G. Kerns, a rancher residing midway between this city and Keno, was thoroughly examined and was finally excused by the defense, which exercised its last preemptory challenge in so doing.

B. W. McCormick, a hardware merchant of Keno, was acceptable to the defense, but was excused by the prosecution, it using its last preemptory challenge on him. Chas. Snowgoose, also of Keno, was very uncertain in all of his replies. He was finally examined by the Court

and excused by Judge Noland as being unqualified. G. F. Sevits and David Ford, residents of the Keno section, were acceptable to both the defense and the prosecution, completing the jury, which is made up of the following:

A. E. Pointer, E. W. Smith, J. W. Siemens, F. M. Bennett, W. P. Rhoads, Jas. Cole, W. T. Shive, C. W. Lewis, Ellsworth Moore, J. H. Barnes, G. F. Sevits and David Ford.

Immediately after the completion of the jury Prosecuting Attorney Kuykendall read the indictment and made the opening statement in the case.

Attorney F. H. Mills made the statement for the defense after which an adjournment was taken until tomorrow.

During the entire afternoon every seat in the Court Room was occupied and it is apparent that much interest will be manifested throughout the entire trial.

BUSINESS BEFORE THE CITY COUNCIL

MANY NEW ORDINANCES WERE INTRODUCED LAST NIGHT.

An ordinance was introduced in the City Council last evening, on request of D. W. Murphy, of the Reclamation Service, asking for a franchise for a telephone, telegraph, electrical transmission lines and other necessary works. The line to begin at the main irrigation canal and run along High street to Conger avenue and up Conger avenue to California street. The ordinance provided for a perpetual franchise. Action will be taken on the ordinance at the next regular meeting.

An ordinance, which had been prepared by City Attorney Benson, was introduced converting all fines, penalties, and licenses received from all shows, street exhibitions, dog taxes, etc., to the street fund to be used for the improvement of the streets of

the city. On motion the ordinance was passed to its second reading and read by title only.

The ordinance, which was prepared some time since, making unlawful the selling or giving away of intoxicating liquors, gambling, opium joints, and bawdy houses, within the corporate limits, was introduced by Crisler and on motion was laid on the table. The ordinance provides that it be unlawful to keep for sale to give away or dispose of, any vicious, malt or intoxicating liquors, and provides for the issuance of a warrant by the Police Judge for the searching of any place suspected. An internal revenue license is made proper evidence of intention to sell.

The City attorney was instructed to prepare the necessary papers so that the Council could take steps to declare a special election at which to vote on extending the city limits.

The street committee was ordered to have the street leading to the dock improved. At the present time it is impossible to get to Main street from the wharf with anything but a small load, and as all of the freight for the merchants of the city has to be delivered over this street, it was considered necessary to take immediate steps.

A TRAMP MAKES A HIT.

It is seldom that a tramp is well received in any community but last night proved an exception for Clark Burroughs in the character of a tramp made a large theater full of people laugh and cry at will. The Clark Burroughs Company seem to improve every time they are seen and the fact that the size of the audience steadily increases proves that the people of Klamath Falls appreciate a really good theatrical company. Last night "A Good Fellow" was all kinds of a hit. Every member of the company was at their best. Mr. Burroughs was at his very best and showed that even a happy-go-lucky tramp has his heart aches. Mr. Paul in the part of the villain made himself thoroughly disliked. Mr. Lewis in the part of a Southern gentleman gave an excellent portrayal of a difficult part and James Conway was a very handsome and convincing lover. The ladies held down their end of the performance in a most satisfactory manner. Miss Francis looked very chic and portrayed her part in a manner that aroused the sympathy of the entire audience. Miss Howard

and Miss Henry were up to their usual standard which means above reproach.

Tonight the company presents "The Deserter," a military comedy drama which is claimed, by the management, to be one of their very strongest plays.

UPPER PROJECT NEWS.

Happening in Langell Valley and the Eastern Portion of Klamath County.

Florence Boggs is recovering from the measles.

The stock raisers of this valley have been riding for horses lately.

Douglas Bussey, who has been out of school for several days on account of sickness, started again Tuesday.

Clarence Walker is working for George Noble.

Horace Shidier has been forced to quit school on account of the illness of his mother.

Geo. Noble is building a blacksmith shop on his place.

Mr. Miller returned to Klamath Falls last week after a few days' visit with C. G. Hunt.

George T. Cline was up from the Falls doing some surveying last week.

Mrs. Jeff. Wilson has returned from Central Point where she has been visiting her mother.

Mrs. Allie Vinson has been called to Bonanza by the illness of her father, Mr. Davis.

C. N. Snow and Geo. T. Cline went to Klamath Falls Thursday. They report the roads in a bad condition. John Alexander was through the valley the first of the week buying hides.

The little Wilkerson baby is sick with the "measles," as it is called.

Mrs. Frank Boggs has been sick with the measles.

Mr. and Mrs. David Campbell were visitors at the home of Mr. and Mrs. E. R. C. Williams last Sunday.

Hazel Burnham, of the Vinson district, is visiting at the home of Mrs. R. C. Cowley.

Mrs. H. G. Bussey is in Dairy visiting her daughter, Mrs. Emma Burdord.

Mrs. Ed. Duncan has been very ill the past week, but is now improving.

NEW QUARTERS FOR WATER USERS ASSOCIATION.

The office equipment and records of the Klamath Water Users Association were moved this afternoon to the new office in the Murdoch building over the post office. The new quarters are the rooms formerly occupied by Attorney C. F. Stone.

J. W. DePries, representing Fairbanks-Morse Company, will be found at the Baldwin Hardware Store the remainder of this week, where he will be glad to meet those who contemplate the purchase of gasoline engines, windmills, pumps, dynamos, motors, steam engines, boilers, or desire estimates on any engineering plans for irrigation or other works.

FIRST STEPS ARE TAKEN

To Improve Condition of Main Street

UNUSED CAR RAILS ARE DECLARED NUISANCE AND ORDERED REMOVED.

The first steps were taken last evening by the City Council for the improvement of Main street. A resolution was passed declaring the unused portions of the street railway track as a public nuisance and the Company is to be ordered to remove same forthwith, or they will be removed by the city at the expense of the Company. E. R. Reames, the resident manager of the Company, is expected back from California within a week, and a copy of the resolution will be served on him on his return. Some of the members of the Council expressed the opinion that the whole track ought to be declared a public nuisance.

City Attorney Benson stated that the new charter would provide for the paving of Main street, and if that was done the street car company would be compelled to pave the center and on each side of the track with the same material.

A CORRECTION.

In announcing the turning over of the tax roll to the sheriff, the statement was made that this was the earliest it had been turned over to the sheriff in a number of years. The facts are that, though the roll this year was only one day over time, it was the latest that it has been received by the sheriff for four years. The sheriff received the roll in 1906 on Feb. 3, in 1906 on Feb. 12, and in 1907 on Feb. 10.

WOULD REGULATE LIQUOR SHIPMENTS.

WASHINGTON, Feb. 17.—One of the most important questions agreed to by the House in years was incorporated today in the Penal Code bill, which has been under consideration. The legislation seeks to regulate the interstate shipment of intoxicating liquors. Speaker Cannon took the floor and spoke for the legislation.

Col. C. M. Allison arrived in the city last evening from San Francisco. Mr. Allison is on his return to his home at Portland and came in to Klamath Falls to make arrangements for the improvement of his ranch below town.



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made to your exact individual requirements.

You have 1000 Newest Spring Patterns from which to make a selection.

You are getting your clothes from the BEST TAILORING HOUSE in the U. S. through a firm that guarantees satisfaction in every respect. TRY US.

K K K STORE

Bargains This Week

A NICE LINE OF FRAMED PICTURES, WHICH WE WISH TO CLOSE OUT. THIS WEEK WE WILL SELL THESE AT ONE-HALF MARKED PRICE.
PYROGRAPHIC WOOD PLAQUES, SUPPLIES, ETC., AT 40 PER CENT OFF.
GENUINE JAPANESE BASKETS AT GREATLY REDUCED PRICES. BE SURE TO SEE THESE JAPANESE VASES AT ONE-HALF MARKED PRICE.
ROYAL DOULTON CHINA, VERY CHOICE WARE, AT ONE-HALF MARKED PRICE.
GOLD, SILVER, AND GUN METAL PICTURE FRAMES, OVAL AND SQUARE, CABINET SIZE, ONE-HALF PRICE FOR THIS WEEK.
ART CALENDARS, AND MOTTOES BELOW COST. BE SURE TO SEE THESE LINES THIS WEEK.

Star Drug Store

"They Have It"