

FATE OF LISKEY NOW WITH JURY

Immense Throng Listen to the Masterful Arguments of Attorneys for State and Defense During Entire Day

Throughout the entire day there was not a vacant seat in the court room and part of the time it was impossible for many of the spectators to get to the top of the stairway. Men from all parts of the county were in attendance, all showing deep interest in the outcome of the trial of Chas. Liskey, whose fate now rests with twelve Klamath County residents.

During the arguments by the attorneys all eyes were in the room and every one of the many spectators and interested parties seemed to be anxious to catch every word uttered by counsel for both the state and the prosecution. Long before the morning session began a crowd gathered at the court house and at 9 o'clock, when prosecuting attorney Kuykendall began the opening argument for the state there was not a vacant seat in the room. Mr. Kuykendall consumed about an hour and a half in presenting the state's case. He went over all the evidence, connecting one link with another. During the entire time that he was talking he held the closest attention of the jury as well as all of the spectators.

Attorney Mills for the defense, after a brief intermission, began his argument which he concluded after taking more than two and one-half hours. He went over the evidence in a thorough manner and made an able plea. He strongly denounced the witness Welch and laid particular stress upon the fact that the defense had introduced uncontradicted evidence showing conclusively that Chas. Liskey was at the home of his mother at the time that Welch and his assistant drove the horses in question out of the country.

It was noticeable that the argument of Attorney Mills was impressing the jurors, all of whom gave the closest possible attention to his review of the evidence. His argument was to the effect that Liskey was not the man who accompanied Welch to Mt. Hebron and also that the state had failed to support the testimony of Welch, upon whose evidence alone it would be impossible to convict the defendant.

At the conclusion of the argument by the counsel for the defense a recess was declared by the Court for twenty minutes, at the conclusion of which Judge Thos. Drake began his argument for the state.

During the entire day the mother of the defendant sat by his side and both appeared to be confident that

the outcome would be favorable to them. All of the other members of the Liskey family were in the court room and gave the closest attention to the proceedings. Walter Welch, whose confession implicated Liskey in the stock rustling and without whose evidence the state had no case attended the sessions of the Court during the day and manifested deep concern in the arguments by the attorneys.

Liskey maintained a nonchalant air during the entire day the same as he has done since the beginning of the case. If he feels that the verdict is apt to be adverse to him he has not shown it in his demeanor while the trial has been in progress. He seems to feel that the ultimate outcome will restore to him his liberty and exonerate him from the onerous crime with which he is charged.

When Judge Drake began his argument the crowd was larger than at any time since Welch took the stand and made his confession. The standing room was all utilized and dozens of spectators were forced to leave without gaining entrance to the court room. Mr. Drake made a thorough review of the case, going over all of the evidence and indulging in many flights of wit and sarcasm. His address lasted through nearly two hours during which time he held the attention of the jurors who followed him closely as he went from one bit of testimony to another, weaving a net of guilt and at the same time unraveling the alibi of the defense.

Judge Noland will instruct the jury following the close of the case by Judge Drake for the state, and the case will go to the jury this evening.

NEW SHOE STORE.

J. R. Ritter & Company have added a new stock of shoes to their shoe repairing business, and hereafter will handle a first class line of quality goods. They will handle shoes that will wear and give satisfaction, which are made only of the best material. No cheap quality goods that are made only to sell. They can fit you with high top boots or low shoes. If you want to get your money's worth try Ritter's exclusive shoe store.

Display your ambition with an I. C. S. course. See window display at the new Portland Store. For a few days only.

PROVISIONS OF NEW GAME LAW.

Senator Abraham's law for the protection of game in Oregon contains the following provisions as to the hunting and fishing seasons:

Beaver—Closed until 1929.
Buck deer—Open July 15 to November 1. Limit three deer during season. Coos and Curry Counties open July 15 to October 15. Sale prohibited. No hunting with dogs.
Elk—Closed until September 14, 1913.

Spotted fawn, antelope and mountain sheep—Closed perpetually.

Ducks—Open September 1 to March 1 of following year. Limit 50 birds a week. Coos and Curry Counties August 1 to February 1, and Klamath and Lake August 1 to April 1.

Geese and swan—Open season from October 1 to March 1.

Chinese pheasant—Closed until October 1, 1911.

Grouse, native pheasant, ruffed grouse or partridge—Open October 1 to December 1. Limit 10 birds per day or 20 per week.

Prairie chicken—Open September 15 to November 15. Limit 10 birds a day or 20 a week.

Quail—Open from October 1 to December 1. Limit 10 a day or 20 a week. In Grant, Harney, Wheeler, Gilliam and Umatilla Counties, closed until 1912.

Trout—Open for hook and line fishing only, April 1 to November 1. Sale prohibited. Limit 75 trout in one day.

Wasa—Unlawful to catch with other than hook and line.

REV. A. MURRMON, THE EVANGELIST.

The evangelistic services which are to begin in this city on March 7 will be in the hands of Rev. A. Murrmon, who comes all the way from Chicago to hold these meetings. Rev. Murrmon is a graduate of the Moody Bible Institute and is recognized in the middle west as a Bible student of the highest rank. He was at one time offered the chair of English Bible in Moody's Northfield School, but refused the offer, preferring to remain in the ministerial service. In his evangelistic work, Rev. Murrmon appeals to the head as well as to the heart. His addresses will prove an intellectual stimulus as well as a spiritual inspiration.

COLLECT OVER \$17,000 TAXES IN THREE DAYS.

The collection of taxes for the year 1908 began Thursday morning, and a total of \$17,700 was collected last week during the first three days in which the books were in the hands of the sheriff. A great many of the farmers who were anxious to attend the Liskey trial have an excuse to pay their taxes.

AT THE OPERA HOUSE TONIGHT

"Sherlock Holmes," "Little Mother," new songs and Dallow on the trapeze.

LOW EXCURSION RATES.

The Southern Pacific during the season of 1909, will sell special round trip tickets to Council Bluffs, Kansas City, Chicago, St. Paul, New Orleans, New York and Boston. Tickets will be on sale May 15, 16, 20, 21, 22 and 31. June 1 to 4, 14 to 19, 25 to 27. July 1 to 7. Aug. 9 to 13. Sept. 7 to 10, 13 to 15.

Tickets sold at these rates will have a limit of ten days on the going trip and an extreme limit of 90 days in which to return. No limit will extend beyond October 31.

The rates will be one full regular first class fare for round trip from all terminal points. The exact rates from Klamath Falls will be announced later.

NOW HAS TELEPHONE.

A telephone has been installed in the A. O. U. W. Hall for the benefit of the members of the lodges which hold their meetings there. The ladies can find out now whether their husbands are at lodge or not. It is believed that the establishment of the telephone will have a tendency to increase the attendance at the lodges.

NEWS NOTES FROM THE MERRILL VALLEY.

A Washington and Lincoln program was given by the Merrill school last Friday afternoon. The program was as follows:

Song, by school.
Instrumental solo, Alla Balls.
Life of Washington, David Fitch.
Recitation, "Washington," Eleanor Graybael.

Things that Lincoln said and was, by 12 pupils of intermediate room.
Life of Lincoln, Essa Ratliff.

Reading of Lincoln, Mary Barrows.
Story of Washington, Elda Offield.
Recitation, Alex. TenBrook.

Song, "Mt. Vernon Bells," Iva Barrows.
Yatta Turner, Gussie Burr, Janette Harter.

Recitation, Joannie Tombrook.
Recitations about Washington, by first grade.

Reading, "Lincoln," Lester Offield.
Recitation, "Washington," Floyd Howell.

Washington exercise, by Viola Howell, Edna Merritt, Clara Hartman, Elsie Cox, Josephine Lee, Elda Offield, Itha Turmbull.

Speech, by G. R. Carlock.
Among the visitors of Merrill to the school program were Mrs. Brown Mrs. Demorest, Mrs. TenBrook, Mrs. Myers, Mrs. Hartman, Miss Nellie Garrison, Miss Lucy Turner, Miss Gypsy Johnston, Mrs. Lee, T. A. Balls, G. R. Carlock.

Miss Blanche Robinson, of Gale, was in town Saturday.

The Epworth League gave a party at Mr. Henry Turner's last Thursday evening. Everyone had a most enjoyable time.

E. E. Fitch was in Klamath Falls one day last week.

The moving picture show given last Saturday night was good.

Mrs. Verietta Bunting and children Marvin and Zelma, have gone to visit with her mother, Mrs. Marks, and friends in Poe Valley.

C. A. Bunting has gone to Reno on business.

Bert Barrows and Gene Hammond are home from the jury business to visit with their wives and children for a few days.

Boulah Rhodes returned to school Monday after a long siege of absence. We were all glad to have our little friend return.

The Ladies club meets every Saturday in the library room over the bank.

T. M. Durham went to the Falls on business Thursday, returning the following day.

Mrs. Myrtle Martin and daughters, Veva and Dorothy, returned home from the Falls Friday, where they have been visiting.

A Washington dance was given in the Houston Opera House Monday night.

Mr. and Mrs. Grover Slate were in town trading Saturday.

Mrs. Ivan Young and son, Raymond, were guests of Mrs. M. E. Rhoads Wednesday.

Little Donna Davis had to have her toes amputated on account of too much mal-nutrition.

WILL KILL OFF CURB BROKERS

Real Estate Dealers Must Contract of Sale Before They Can Collect Their Commission is New

The Legislature passed one good bill at least. This is the bill providing that all brokerage contracts for the sale of real estate must be in writing. The effect of this law will be to cut out the vocation of the curbstone broker. Klamath Falls as well as other cities in the state, has been sorely afflicted with this class, and what is known as the real estate shark has greatly hindered the development of the country.

The business of the legitimate real estate dealer has been seriously handicapped by those would be brokers whose offices are usually on the street corners and whose chief reliance for a living is in being able to connect themselves with a negotiation in such a way as to force a division of the commission.

The following is a copy of the bill as it was passed by both houses of the Legislature and signed by the Governor:

"Section 1. That section 797 of Belling and Cotton's Annotated Codes and Statutes of the state of Oregon, be and the same is hereby amended to read as follows:

Sec. 797. Agreement not in writing, when void. In the following cases the agreement is void, unless the same or some note or memorandum thereof, expressing the consideration, be in writing and subscribed by the party to be charged, or by his lawfully authorized agent; evidence, therefore, of the agreement shall not be received other than the writing, or secondary evidence of its contents, in the cases prescribed by law:

1. An agreement that by its terms is not to be performed within a year from the making thereof.
2. An agreement to answer for the debt, default, or miscarriage of another.
3. An agreement by an executor or administrator to pay the debts of his testator or intestate out of his own estate.
4. An agreement made upon consideration of marriage, other than a mutual promise to marry.
5. An agreement for the sale of personal property at a price not less than \$50 unless the buyer accept and receive some part of such personal property, or pay at the time some part of the purchase money; but when the sale is made by auction, an entry by the auctioneer, in his sale book, at the time of the sale, of the kind of property sold, the terms of the sale, the price, and the names of the purchaser and person on whose

account the sale is made, shall be sufficient memorandum.

"6. An agreement for a longer period than for the sale of real property of any interest therein.

"7. An agreement concerning property, made by an agent of the party sought to be charged, unless the authority of the agent be in writing.

"8. An agreement authorizing or empowering an agent or broker to purchase real estate for compensation or a commission."

As amended the law now says that an agent or broker employed to sell or buy real estate for compensation or a commission must have a written contract signed by the party chargeable with the commission. In other words an agent or broker having only a verbal contract with the owner authorizing the sale of the realty, and who makes the sale cannot enforce in the courts payment of his commission. The probable effect of this statute will be to concentrate the realty brokerage business into the hands of a smaller number of operators and at the same time stop practically all litigation for the collection of commissions.

TAFT PLANS TO VISIT OREGON AND COAST.

WASHINGTON.— President-elect Taft is planning to visit Portland, Los Angeles, San Francisco, Seattle and Alaska next summer. If he carries out his intention, he will visit Denver, and attend there a meeting of the Trans-Mississippi Congress; go to the Alaska-Yukon-Pacific Exposition in Seattle and then proceed to Alaska.

In order to carry out other plans he will have to do his Pacific Coast and Alaska traveling during the last week of July and all of August, and start South in September.

While he is on the Pacific Coast he will in all probability take in all the towns and cities possible. The Pacific Coast is the only section of the country which he has not already toured pretty thoroughly.

Taft believes it to be the duty of the President to travel as much as possible and gain a personal knowledge of conditions in various parts of the country.

These winter evenings are just the time for study. See the I. C. S. man at the new Portland store. For a few days only.




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Dr. David Roberts
DR. DAVID ROBERTS, Wisconsin State Veterinarian, 1906-7-8

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