

# The Evening Herald.

Our Advertisers Get The Best Results.

FOURTH YEAR, No. 1,004

KLAMATH FALLS, OREGON, TUESDAY, NOVEMBER 9, 1909.

PRICE 5 CENTS

## SENATORS

### ARRIVE

COMBINATION TO WORK TO GET THE FACTS

HOLD A PUBLIC MEETING

Read All Complaints and Charges and Examine Closely Those Making Them

This morning at 8 o'clock the senate committee on irrigation arrived on a special train. After taking breakfast at the Lakeside Inn they drove to the Upper lake and down around the Lower lake several miles, inspecting the ditches and land. Later they returned to the Lakeside, where they had dinner, thence going to the courthouse, where they held a public meeting with the directors of the Water Users' association.

At 1 o'clock the senators repaired to the courthouse, where a public meeting was held for the purpose, as stated by Senator Carter, of affording the landowners to make known to the committee any charge or complaint they had to make. In closing his remarks Senator Carter said:

"It will fall to you to pay the last furrow for the reclamation of this land. The government expects you to pay, and I do not think that you expect to do otherwise."

He then called upon the secretary of the association to read the answers to the questions submitted by the committee to the association. Following are the questions and answers as prepared by the association:

Question 1.—Is the existing reclamation law satisfactory, and if not, in what respect should it be amended?

Answer 1.—If fairly interpreted, the present law is satisfactory. If we understand Section 4 of the reclamation act, the estimated cost of construction should be announced and considered as official announcement when the Secretary deems a project practical. And no private lands should be asked to subscribe for stock until given a definite price power for irrigation. As we understand Section 4 of the said act, the estimated cost mentioned in Section 4 should include operation and maintenance, and it should not be separated as is done by the U. S. B. E. into two charges and the cost deferred until completion of project, because the act distinctly says in Section 4 "the charges shall be determined with a view of returning to the reclamation fund the estimated cost of construction."

Question 2.—Are your local laws governing the appropriation and use of water for irrigation satisfactory in their application to lands being reclaimed by the government or through private enterprise; and if not, what amendments are required?

Answer 2.—As far as ascertainable

at the present time the local laws are fairly satisfactory.

Question 3.—Is the administration of the law by the reclamation service satisfactory; and if not, what are the objections, and what remedy is proposed?

Answer 3.—As to the first clause, we answer "No." Our objections, in the main, are these: It has often been unsatisfactory and unfair, as the facts will show. When the first survey was made and landholders were urged to sign up their lands, officials stated publicly that their estimates showed a cost of \$18.60 per acre; and we were assured that the average cost would not exceed \$20.00 an acre, and it was with this understanding that we signed up our lands. Some years later other estimates were made, when it was announced that the cost would not be less than \$30.00 an acre. And, it is now urged, that shareholders will be compelled to pay this added 50 per cent. This seems unjust, and we solemnly protest against it. As one remedy to meet unsatisfactory conditions, we affirm

(Continued on Page 2)

### FAVOR BOND ISSUE

Senator Jones of Washington, when interviewed this noon, stated that the committee favored the \$10,000,000 bond issue, and that it was their wish to have as much money as possible appropriated for the projects now under development in order that they might be completed at the earliest possible time. He further stated that the Klamath project compared favorably with other government projects, and that the land so far developed seemed to be giving excellent results.

### DIDN'T ALL COME

Owing to different reasons several of the senators who are on the committee on irrigation were unable to be present at their visit to Klamath Falls. Senator Carter of Montana, chairman of the committee, Senator Warren of Wyoming and Senator Jones of Washington, however, are here. Senator Chamberlain, who was unable to come on account of the critical condition of his mother's health, is represented by his secretary, R. A. Caples. Senator Newlands of Nevada and Senator Sutherland of Colorado were with the committee for part of the trip, and Senator Newlands will in all probability join them again in San Francisco Thursday. Other members of the party include Mr. Vosberg, general passenger agent for the Southern Pacific; H. W. Smith, official reporter for the committee, and S. J. Murphy, sergeant-at-arms of the committee. The reclamation service is represented by F. H. Newell, one of the directors, and A. P. Davis, the chief engineer of the reclamation service, whose headquarters are at Washington.

Call and hear the November Edison records at Muller's.

## CHAMBERLAIN IS NOT HERE

CALLED TO THE BEDSIDE OF HIS AGED MOTHER

HAD COUNTED MUCH ON VISIT

Expected Fully to Make the Trip With Senate Committee Until Called to Mississippi

Senator Chamberlain's mother, who is 85 years old, is very seriously ill at her home in Natchez, Miss., and the senator was called to her bedside two weeks ago, and so was unable to be with the senate committee on their visit here, much as he wished.

R. A. Caples, private secretary to Senator Chamberlain, when interviewed by a representative of this paper this morning, said in part:

"Senator Chamberlain was very anxious to be with the senate committee on irrigation on this trip, and especially during their visit to Klamath Falls. He is very anxious to have the project here pushed to as early a completion as possible. He wants to avoid as much as possible all the delay in order that the settlers may get water on their lands at the earliest possible time. He also wants and will insist that the department of irrigation furnish a written statement of the expense or cost of this project—why and on what the money has been spent, etc.—in order that the settlers may have a voice in the matter and know whether the money invested has been economically administered or not, because upon the fact of the cost of the project depends the cost of the water per acre to the farmers and ranchers."

### NEW PICTURES AT THE IRIS TONIGHT

The program to be shown at the Iris tonight is probably one of the finest ever shown in Klamath Falls. Every picture is of the highest quality and interesting from start to finish. Exceptionally good is the Biograph film, "The Indian Runner." This is one of the finest pictures that that popular company has ever made. Special violin and piano music tonight.

The Woman's Guild of the Episcopal church will hold a special meeting at which Bishop Paddock will be present tomorrow, afternoon at 3 o'clock, at the home of Mrs. George D. Baldwin.

## ONE DEMAND DEFEATED

INCREASE OF PAR VALUE OF STOCK IS DEFEATED

UGLY CHARGES ARE MADE

Alleged That Ballots Were Juggled to Meet the Desires of Those Interested.

When the secretary reported to the meeting in the afternoon that there was a sufficient number of shares represented to constitute a quorum, the resolutions providing for the increase of the capital stock and the par value of the shares were introduced. In accordance with the program of the opponents of the wishes of the government a motion was made to segregate the resolutions, the vote thereon to be taken separately. This was done, with the following result:

In favor of increasing the capital stock: Yes, 59,498; no, 3,937. The vote on this question by those holding stock in excess of the original capitalization was as follows: Yes, 28,318; no, 2,212.

In favor of increasing the par value of the shares from \$20 to \$30 the vote stood: Yes, 47,991; no, 7,825. The vote of those holding stock in excess of the original 100,000 was as follows: Yes, 22,647; no, 3,857.

In the counting of the vote on the last proposition, which on the face of the returns was defeated, some serious charges have been made, and it may be a matter of investigation. It was the overwhelming sentiment of those present that both propositions be passed, and it is alleged that when an effort was made by those in favor of the increase of the capital stock and the par value of the shares to have representatives present at the counting of the ballots the doors were locked and admission denied them.

That the matter is not going to be dropped is indicated by the statements made on the streets today, and it is possible that a canvass of the votes will be demanded and the entire vote rechecked. If this plan is followed it will be several weeks before the actual result will be ascertained, as it will be necessary to communicate with everyone who was present and voted.

W. P. Rhoads and W. C. Dalton of Merrill are in the city today.

Get your carpets, rugs, curtains, etc., cleaned by Mongold's vacuum cleaner; rates reasonable.

## WORD FROM BALLINGER

HE SAYS THAT HE WILL FOLLOW THE LAW

HE MAKES NO THREATS

Will Be Governed Entirely by the Law and Conditions on Question of Increase

### WORD FROM BALLINGER

The insincerity of the head of the Water Users' association, J. G. Stevenson, and the vice president of the association, John Irwin, is shown in the following communications that have passed between these gentlemen and Messrs. Hopson, Newell and Ballinger. It is evident on the face of it that if it dared be done these gentlemen would endeavor to so influence the stockholders as to prevent the plain compliance with the by-laws of the association. It will be found out when it is too late that Mr. Ballinger is not going around with a stuffed club seeking an opportunity to use it on the head of Mr. Newell. It will be found that he will support that gentleman whenever he is right, and do it just as effectually as he has overruled him when he found him to be wrong.

Mr. Ballinger's telegram plainly states that he "will do what the law and conditions dictate." The law is very plain on the question of the increasing of the capital stock and the par value of the shares, and it will be found that Stevenson and his supporters have gone a step too far in the manner in which they juggled the vote of yesterday on the increase of the par value. The letter and telegram follows:

Klamath Falls, Ore., Oct. 24, 1909. Hon. Richard Ballinger, Secretary of Interior, Washington, D. C.

Dear Sir: Mr. E. G. Hopson, supervising engineer of the Pacific division U. S. R. S., Portland, Ore., during his visit to the Klamath project in the latter part of July, 1909, informed the board of directors of the Klamath Water Users' association, through a committee appointed by said association for the purpose of meeting Mr. Hopson relative to matters pertaining to the Klamath project, that if the capital stock of the Klamath Water Users' association was not increased from its present capitalization of \$2,000,000 to \$6,000,000, and its par value likewise increased from \$20.00 to \$30.00, that the appropriation for this coming year, which he said was a tentative one, depending entirely upon the action of the stockholders of said association relative to increasing the capital stock of said association, as well as the par value, would be diverted elsewhere, and that the Klamath project would lose its appropriation for 1910, and that the operations would be at a standstill. Mr. Hopson insisted very strongly that the board of directors at once call a meeting of the stockholders for the purpose of voting to increase the capital and par value of the shares. Before calling the stockholders together, the board asked that it might have the estimates of cost per acre of what is called the Upper Klamath project, and which is under the Clear Lake dam, the same now being under construction, and which he assured us we could have in from two to three months, but before leaving insisted that we call a stockholders' meeting, stating that it would be impossible to get the estimates of costs on the Upper project, and it would take about six months for said estimates to be ready for our consideration.

We called the meeting of the stockholders for October 22d, and there we being a majority of the stock subscribed within the one hundred thousand present—the same being the amount for which our association is incorporated—the meeting adjourned until November 8th, at which time another meeting will be held. Before the meeting of October 22d we had no definite information to submit to the stockholders as to diversion of funds in case vote unfavorable in view of which fact we forwarded Mr. Hopson a telegram of which the following is a copy:

"Klamath Falls, Oct. 20, 1909. Mr. E. G. Hopson, Reclamation, Portland, Ore., Beck Bldg. Will 1910 appropriation for Klamath project be diverted in case of adverse vote to increase capital stock? Will such appropriation be diverted in case of adverse vote to increase par value of shares of stock. Answer 'yes' or 'no' to each. (Signed) J. G. STEVENSON, Pres. ALBERT E. ELDER, Sec."

The following reply was received from Mr. Hopson under date Portland, Ore., October 29, 1909:

"Advise Stevenson, Water Users' association, immediately, I recommend diversion of 1910 appropriation to another project if capitalization not increased, both in number of shares and par value. (Signed) HOPSON."

After receipt of the above telegram from Mr. Hopson, we then forwarded the following telegram to Mr. Newell and received an answer thereto, as given below:

"Klamath Falls, Oct. 21, 1909. F. H. Newell, Director U. S. R. S., Washington, D. C. Hopson wired us that he recommended diversion of funds from Klamath project unless capital and par value of shares of stock be increased. Will the appropriation be diverted if shareholders vote unfavorably? Wire 'Yes' or 'No' immediately. (Signed) J. G. STEVENSON, President."

"Washington, D. C., Oct. 23, 1909. Pres. Klamath Water Users' Association, J. G. Stevenson, Klamath Falls, Ore.

Failure to increase capital stock and par value of shares would be breach of specific terms of contract water users with association and contract of association with United States. Hopson's recommendation to divert funds as far as possible in case of such failure will be approved. (Signed) NEWELL, Director."

We, therefore, submit to you the same questions which we have submitted to Mr. Hopson and to Mr. Newell, and want a direct reply from you, not under the signature of Mr. Newell, but under your own signature. We would ask that, if possible, you forward us telegram to inquiry, so that we may submit it to the stockholders at the meeting to be held November 8th, and any further explanation you may have we would be glad to receive by correspondence.

Yours very truly, JOHN IRWIN, Vice-Pres. Reply of Secretary Ballinger by telegram was as follows:

"Answering yours Oct. 24th, will not make either promise or threat respecting diversion of funds to influence action of your association. Cooperation of land owners desired to secure best results. I will do what the law and conditions dictate. BALLINGER, Secretary."

### NOTICE

Check No. 154, issued by the Great Northern Box company and payable to the Southern Pacific company, has been lost in transit. The check was drawn for \$310.21, and signed by Chas. McGowan for the box company. The public is warned not to cash the check.

Wanted to buy from owner, on easy terms, 120 acres of land, with 50 acres under the ditch; wild or improved; must be good, deep soil. Address J. H. O., Herald-Office.

A program at the Iris that can't be beat, including violin and piano music.

Don't miss "The Indian Runner," the finest of Biograph films, at the Iris tonight.

We have fruits and vegetables for sale that you cannot get from the farmers here at this time of the year.

Hot chocolate, coffee, tea and hot soup. East End Kandy Kitchen.

## PIONEERS' BANQUET

OLD TIMES RECALLED AT LAST NIGHT'S MEETING

OVER A HUNDRED MEMBERS

Surprise at the Large Number of Old Settlers Who Were Present and Signed the Roll

Nothing lacked to make the social event of the Klamath Basin Pioneer Society a thorough success. President Stearns called the gathering to order in the courtroom and asked all eligible to membership to come forward to the desk of the secretary and sign the roll. This required the greater part of an hour, as fully 150 of the men and women who have for the past twenty years or more enjoyed the blessings of this country signed the roster.

President O. A. Stearns delivered a brief address of welcome, which was heartily applauded, as it strongly expressed the sentiments of the pioneers and their families. This was followed by several musical numbers. The Pioneer double male quartet was heartily applauded and responded to an encore. The ladies' quartet gave a musical number that added to the entertainment, but as usual the vocal solo and encore by Mrs. Don J. Sewall was the crowning event in the musical line.

The pioneer poem by Captain O. C. Applegate was heartily applauded. It recalled to the minds of the oldest settlers the stirring days when life was freely given as the cost of our present civilization and development.

Following the musical and literary numbers at the courthouse the gathering adjourned to Red Men's hall, where a banquet was served by the Pioneer ladies, assisted by the Native Daughters of Klamath Basin. Several after dinner speeches were made by the oldest settlers. Several hours were spent in conversation and in filling reminiscences of the days "when we were boys." The gathering was representative of the entire Klamath country, and all present were enthused with the bright prospects ahead of the organization that has been founded to perpetuate and keep sacred the memories of the long ago.

Don't wear out your back, broom and carpets when you can get the work done so quickly, thoroughly and cheaply by Mongold's vacuum cleaner.



**The Best "Buy" in America**

For the man who seeks clothes values is Stein-Bloch Smart Overcoats and Cravenetts

They have style and character that rank them second to none.

All you need to do is to try them on—look them over—and if you need a coat we can guess the rest.

**K'K'K STORE**

(Don't forget "Duchess" Trousers are guaranteed. Exclusive agency at this store.)

**Our Guarantee with these:**

When we say guarantee we mean just what we say. If you are not satisfied your money will be refunded at once without parley or question. Now that is the guarantee we give.

Any Household Remedy bearing a Red Star label or DEKEM SHIELD label is positively guaranteed to give entire and absolute satisfaction.

That's fair, isn't it?

**ROSE CREAM FOR CHAPS**

**Star Drug Store**

"They Have It"