

SUPPLIED BY THE UNITED PRESS NEWS SERVICE

The Evening Herald.

EVENING NEWSPAPER PRINT THE NEWS, NOT HISTORY

Sixth Year—No. 1,615

KLAMATH FALLS, OREGON, THURSDAY, NOVEMBER 28, 1911

Price, Five Cents

BUILD, GET PERMIT SOME TIME LATER

ODD LOCAL PROCESS

TWO INSTANCES WITHIN WEEK OF PEOPLE ERECTING STRUCTURES WITHOUT CONSENT, CAUSE REPEL.

It has become a not uncommon occurrence for residents who wish to build or make additions to their property to begin the structures and depend on the good humor of the council to give the necessary permit afterward.

The council brought the matter up with a round turn last night, declining to issue a permit to George H. Carlisle for a barn 16x16 on lot 2, block 34. First addition, which Chief of Police Samuel L. Walker reported practically completed, with a horse in it, and against the building of which a petition was received, declining a permit to Mrs. M. J. Beebe for a shed 10x16 on lot 8, block 6, original town, on Third street, which Chief Walker reported as partly up.

In her request for a permit Mrs. Beebe promised to keep the place clean and to remove it by March 19, 1911, evidently meaning 1912. Council also declined a permit to E. R. Pershin for an extension 17x41, at the rear of 429 Main street.

Before the fact that the Beebe structure was well under way the council was made known, Councilman Charles J. McGowan urged upon his fellow legislators not to deal harshly or arbitrarily with the applicants. He suggested that a committee be appointed to look over the Carlisle premises and the Beebe premises, to see what the conditions were.

But when Chief Walker revealed that the Carlisle barn was partly up, sheltering horses, and the Beebe shed was completed save for putting on two or three battens, Mr. McGowan withdrew his suggestion for a committee as well as any objections to the council sitting down hard on those who started work without getting the necessary authority from the council. He further moved not to allow the Beebe permit, Hanks seconding. The motion prevailed.

The Pershin request for a permit stated that the addition would be of sheet iron and brick. Councilman M. G. Wilkins said that his understanding from Mr. Pershin was that the addition would be corrugated iron, frame and one brick fire. Mr. Pershin, who was present, said the description on the request was inaccurate to that extent.

Colonel Wilkins moved that the Pershin request be granted. The motion was not seconded, and therefore the request failed.

"I wish to give due notice to the council that we must quit doing business the way we have been doing it," rising to his feet, Mr. Pershin said in a request, "I am disappointed in the council's action."

Indian Murder On The Reservation, Victim Being Shot Through Heart

Another murder, the third on the Klamath Indian reservation this year, was recorded yesterday when William Kolkomish killed Quimby Chickkaskane near Modoc Point, by shooting him through the heart. The slayer took to his horse and rode the entire distance to this city, where he was induced by Indian friends to give himself up. He is in jail. The horse which he rode was covered with foamy sweat from the hard traveling. The story of the murder could not be learned accurately today, but from what Sheriff William B. Barnes learned from the prisoner, Kolkomish was quarreling with his wife for some cause which is not plain, when Quimby interfered, leading to the mediator being quickly dispatched to death by a bullet from the angry husband's gun. Only one shot was fired. One assertion made is that the deceased Indian had been too friendly with the wife of the slayer, who was enraged over the situation.

ages by this body that have been refused to other men. There has been granted to a property on Main street a building permit, and to the other man who comes along and asks a like permit it is refused. There is no foot between the two places in fact, they are next door to another. "Doc" Powell was given a permit for alterations, and Mr. Pershin, at the place adjoining, cannot get a right to make a change to conform exactly with those made by "Doc" Powell.

"Make it part of council, not all of me," Colonel," asked President Hanks. "It was allowed by the council, brought before the body and was granted, although I am not saying that every man here was for it," said the Colonel.

"We allowed Guthridge to do it," added Mr. Hanks.

"I brought a matter before the council a year ago, petitioning the council through the business men on Main street for a fire ordinance which would give everybody the same privileges or bar them alike," said Councilman White. "but it was place-holed and has been in the pigeonhole ever since, I guess. I've not voted on a lot of these things because they're a farce."

"Colonel, didn't you vote to allow the court house to put up a frame addition in the city limits?" asked Councilman McGowan.

"I do not remember," replied Colonel Wilkins. "At any rate the records will show if I did. I will not say it, at any rate."

It was the sense of the council that a fire and building ordinance should be had which would be binding. Colonel Wilkins suggested that there might be a hole in the present ordinance which led people to go ahead and do their building, and expect the courtesy of a permit from the council afterwards. Finally the mayor appointed a committee to consist of Councilmen G. W. White, Marion Hanks and Russell A. Alford to take up the matter of establishing a fire and building ordinance.

One of the earlier instances of abuse of a permit to build, granted by the council, was that issued some time ago to the Klamath house, which was to build of certain materials of a high grade, according to the request for the permit. Councilman C. B. Crisler reported to the council afterward that the kind of material the grantees had agreed to use was not used at all. The council passed the matter over without censure, however.

The remonstrance against the Carlisle barn was signed by Thomas Conner, O. M. Hector, O. W. Robertson and Nelson Rousevell.

THANKSGIVING BALL.

The Klamath Falls Military band will give a ball on Thursday evening, November 30th, at Houston's opera house, which will be the first appearance of the complete organization since the close of the summer concert season. The instrumentation of the band has been greatly improved by the addition of two excellent clarinet-

ists, Mr. Knapp of San Francisco and Mr. Mitchell of Spokane, and the organization is now in better shape to render good music in an artistic manner than ever before.

It is the intention to play a series of concerts during the winter season, and the decision to make the first appearance a ball instead of a concert is due to lack of proper facilities for rehearsals of the sort necessary for concert preparation. This drawback is now about to be remedied, as Dick Guthridge of "The Palms" billiard hall is fitting up a room for the band which will be used as permanent headquarters, the band having secured a year's lease.

The music for the ball will be played by the full band during the early part of the evening, and the remainder by an orchestra of eight pieces, a consolidation of Knapp's and the White Pelican orchestras.

From a musical point of view this dance will certainly be the biggest event of the season, and if the friends of the band are as staunch in their support as they have always been in the past the event will be a great success.

PRIVATE WATCH PAID BY CITY

BILLS FOR FURNISHING TWO GUARD AT THOMPSON BARN NIGHT OF FIRE GOES THROUGH AS THOUGH GREASED

These bills were paid by council last night: Sam Woodard, street work, \$17.50; Carl Budeon, street work, \$10; J. C. Adams, street work, \$27.50; L. C. Shaw, night watch at Thompson barn at time of fire, and Albert Pool, same, \$2 each; Dolbeer & McMillan, three pairs of blankets and four shades for fire hall, labor and material on fire hall flag pole, \$19.20.

There was nothing to show why the city should pay for a watchman for private property, nor why two watchmen were necessary for the same property, but the bill slid gently and gracefully through.

FOR SALE OR TRADE

Owner has two black horses, weighing about 1,400 pounds each, and one black mare, weighing about 1,000 pounds, for sale, or will trade for good real estate. McCabe's Grocery, Mills addition. 23-6t

OVERDRAW FUND FOR STREET WORK

GENERAL FUND, WHICH WAS SUPPOSED TO BE A VACUUM, REPORTED TO HAVE LOANED TO STREET FUND

SKATE SPEEDERS WILL HAVE RACE

QUARTET OF FAST MEN ON ROLLERS WILL COMPETE FOR PRIZE ON HARDWOOD AREA OF PAVILION RINK

Tomorrow evening at the Pavilion skating rink there will be a one-mile skating race for a valuable prize, scheduled to take place at 9 p. m., after the regular habitude of the floor have had a chance to take a few turns.

The contestants will be Ord Arnold, ex-champion of the Pacific coast, a former resident of Oakland, Calif., but now a Klamath Falls resident and employed on the Chronicle; Lester Allen, "Shrimp" Minor (who does not skate like one, by the way), and Clair Arnold. All four of the men have plenty of speed and staying qualities for a fast race, according to information given the Herald, and the event promises to be one of the most exciting sporting items of the season.

The speeders are practicing daily to be in shape for the contest, and tomorrow night's meet is expected to warm up the hardwood floor as well as the interest of the spectators in rare style.

him, at once advised him to give himself up, and on their earnest solicitation went to the court house with them and placed himself in the custody of Deputy Sheriff John Schalllock. Both Jack and Chalouquin, who are the sons of Klamath chiefs who were strong supporters of the government's authority in their day, are deserving of credit for their action in promptly seeing that Kolkomish was surrendered to the authorities.

Captain O. C. Applegate says that information from the Agency is to the effect that Agent Watson and the Agency physician went to the scene of the homicide today, and that they will probably leave no stone unturned to ascertain the facts relative to the killing.

Quimby Chickkaskane was one of the most prominent young Indians on the reservation, son of a well-known scout who belonged to Captain Applegate's company in the Modoc War, and was fairly well educated and very intelligent. William Kolkomish, son of Brick Jim, was also well known as being bright and progressive, though of rather a volatile and uncertain temper, and is the Indian who has repeatedly done expert broncho riding at fairs and on other occasions at Klamath Falls.

PRIVATE WATCH PAID BY CITY

BILLS FOR FURNISHING TWO GUARD AT THOMPSON BARN NIGHT OF FIRE GOES THROUGH AS THOUGH GREASED

These bills were paid by council last night: Sam Woodard, street work, \$17.50; Carl Budeon, street work, \$10; J. C. Adams, street work, \$27.50; L. C. Shaw, night watch at Thompson barn at time of fire, and Albert Pool, same, \$2 each; Dolbeer & McMillan, three pairs of blankets and four shades for fire hall, labor and material on fire hall flag pole, \$19.20.

There was nothing to show why the city should pay for a watchman for private property, nor why two watchmen were necessary for the same property, but the bill slid gently and gracefully through.

FOR SALE OR TRADE

Owner has two black horses, weighing about 1,400 pounds each, and one black mare, weighing about 1,000 pounds, for sale, or will trade for good real estate. McCabe's Grocery, Mills addition. 23-6t

OVERDRAW FUND FOR STREET WORK

GENERAL FUND, WHICH WAS SUPPOSED TO BE A VACUUM, REPORTED TO HAVE LOANED TO STREET FUND

SKATE SPEEDERS WILL HAVE RACE

QUARTET OF FAST MEN ON ROLLERS WILL COMPETE FOR PRIZE ON HARDWOOD AREA OF PAVILION RINK

Tomorrow evening at the Pavilion skating rink there will be a one-mile skating race for a valuable prize, scheduled to take place at 9 p. m., after the regular habitude of the floor have had a chance to take a few turns.

The contestants will be Ord Arnold, ex-champion of the Pacific coast, a former resident of Oakland, Calif., but now a Klamath Falls resident and employed on the Chronicle; Lester Allen, "Shrimp" Minor (who does not skate like one, by the way), and Clair Arnold. All four of the men have plenty of speed and staying qualities for a fast race, according to information given the Herald, and the event promises to be one of the most exciting sporting items of the season.

The speeders are practicing daily to be in shape for the contest, and tomorrow night's meet is expected to warm up the hardwood floor as well as the interest of the spectators in rare style.

him, at once advised him to give himself up, and on their earnest solicitation went to the court house with them and placed himself in the custody of Deputy Sheriff John Schalllock. Both Jack and Chalouquin, who are the sons of Klamath chiefs who were strong supporters of the government's authority in their day, are deserving of credit for their action in promptly seeing that Kolkomish was surrendered to the authorities.

Captain O. C. Applegate says that information from the Agency is to the effect that Agent Watson and the Agency physician went to the scene of the homicide today, and that they will probably leave no stone unturned to ascertain the facts relative to the killing.

Quimby Chickkaskane was one of the most prominent young Indians on the reservation, son of a well-known scout who belonged to Captain Applegate's company in the Modoc War, and was fairly well educated and very intelligent. William Kolkomish, son of Brick Jim, was also well known as being bright and progressive, though of rather a volatile and uncertain temper, and is the Indian who has repeatedly done expert broncho riding at fairs and on other occasions at Klamath Falls.

PRIVATE WATCH PAID BY CITY

BILLS FOR FURNISHING TWO GUARD AT THOMPSON BARN NIGHT OF FIRE GOES THROUGH AS THOUGH GREASED

These bills were paid by council last night: Sam Woodard, street work, \$17.50; Carl Budeon, street work, \$10; J. C. Adams, street work, \$27.50; L. C. Shaw, night watch at Thompson barn at time of fire, and Albert Pool, same, \$2 each; Dolbeer & McMillan, three pairs of blankets and four shades for fire hall, labor and material on fire hall flag pole, \$19.20.

There was nothing to show why the city should pay for a watchman for private property, nor why two watchmen were necessary for the same property, but the bill slid gently and gracefully through.

FOR SALE OR TRADE

Owner has two black horses, weighing about 1,400 pounds each, and one black mare, weighing about 1,000 pounds, for sale, or will trade for good real estate. McCabe's Grocery, Mills addition. 23-6t

OVERDRAW FUND FOR STREET WORK

GENERAL FUND, WHICH WAS SUPPOSED TO BE A VACUUM, REPORTED TO HAVE LOANED TO STREET FUND

SKATE SPEEDERS WILL HAVE RACE

QUARTET OF FAST MEN ON ROLLERS WILL COMPETE FOR PRIZE ON HARDWOOD AREA OF PAVILION RINK

Tomorrow evening at the Pavilion skating rink there will be a one-mile skating race for a valuable prize, scheduled to take place at 9 p. m., after the regular habitude of the floor have had a chance to take a few turns.

The contestants will be Ord Arnold, ex-champion of the Pacific coast, a former resident of Oakland, Calif., but now a Klamath Falls resident and employed on the Chronicle; Lester Allen, "Shrimp" Minor (who does not skate like one, by the way), and Clair Arnold. All four of the men have plenty of speed and staying qualities for a fast race, according to information given the Herald, and the event promises to be one of the most exciting sporting items of the season.

The speeders are practicing daily to be in shape for the contest, and tomorrow night's meet is expected to warm up the hardwood floor as well as the interest of the spectators in rare style.

him, at once advised him to give himself up, and on their earnest solicitation went to the court house with them and placed himself in the custody of Deputy Sheriff John Schalllock. Both Jack and Chalouquin, who are the sons of Klamath chiefs who were strong supporters of the government's authority in their day, are deserving of credit for their action in promptly seeing that Kolkomish was surrendered to the authorities.

Captain O. C. Applegate says that information from the Agency is to the effect that Agent Watson and the Agency physician went to the scene of the homicide today, and that they will probably leave no stone unturned to ascertain the facts relative to the killing.

Quimby Chickkaskane was one of the most prominent young Indians on the reservation, son of a well-known scout who belonged to Captain Applegate's company in the Modoc War, and was fairly well educated and very intelligent. William Kolkomish, son of Brick Jim, was also well known as being bright and progressive, though of rather a volatile and uncertain temper, and is the Indian who has repeatedly done expert broncho riding at fairs and on other occasions at Klamath Falls.

VIRGIL NOLAND IS VICTIM OF SHOCK

ELECTRICITY KILLS

SON OF EX-JUDGE GEORGE NOLAND DIES UNDER TREATMENT TO WORK OUT SORENESS FROM FOOTBALL

Virgil Noland, aged 21 years, a well known young man of Klamath Falls, and the only son of ex-Judge and Mrs. George Noland, was burned to death by electricity yesterday evening in his room in the Sigma Nu fraternity house at the University of Oregon, at Eugene.

He was a member of the football team of the university, and had played in the game with the Washington university team in Portland last Saturday, strenuous work in which had made his body quite sore. In order to relieve the condition he was taking treatment by the use of an electric bathrobe, which is a popular method for athletes to work out muscle soreness, having retired to his room in the afternoon to lie down.

About 4 o'clock some student friends called at his room, and he seemed to be all right, although he said he was very warm from the electricity. About 5:30 p. m. some more callers saw him, and conditions were about the same as they had been before.

About 7:30 p. m. inmates of the house were attracted to young Noland's room by the smell of burning rubber, and those who entered the room found the athlete dead. While at first it was stated that the severity of the electric current was responsible for the death, later word was to the effect that there was some uncertainty on this point, it being thought that possibly the weakened condition of the system made him a victim of the ordinary power of the agency.

Mrs. Noland had been with her son in Portland last Saturday, the day of the big game, and Sunday Virgil wished to remain with his mother another day, but her ambition for him in his college work led to deciding that he return to Eugene Sunday night. Mrs. Noland reached Klamath Falls last evening.

A telephone message today from Richard Shore Smith, the Eugene attorney, formerly of this city, stated that there were burns on the body of Virgil Noland which indicate practically beyond doubt that his death was due to the electric current, the bathrobe having been connected with the electric light socket. William Gitt, the electrician of this city, is understood to have said that the contact of such a garment with any metal on the bed, or even with the plaster on the wall, would cause a ground contact which would be fraught with danger.

Mr. Smith telephoned to Alexander Martin Jr., that the remains would start from Eugene at 12:30 o'clock at night, and would be due here tomorrow evening at 8:15 o'clock, while Mrs. Noland's brother, George Goodell,

from Portland, will be on the same train, taking it at the Rose City. R. S. Smith of Eugene, two members of the student body of the University of Oregon and one member of the Sigma Nu fraternity, of which Noland was a member, and in whose chapter house he made his home while at college, will be among the party escorting the remains from Eugene to this city, where they will find their last resting place. Word was today expected from James Noland of Crescent, brother of Judge Noland, as to whether he would be able to attend the funeral.

The funeral service will be held on Saturday afternoon at 3 o'clock from the family residence on Pine street, instead of Sunday, it being desired to give the students of the escort ample time to return to Eugene in time to resume their studies on Monday.

Rev. Dr. Henry C. Collins, rector of Grace Episcopal congregation, will preside at the funeral services. This afternoon the classes of the state university were suspended, and at 3 o'clock a service in memoriam of the deceased was held, at which the faculty and students were present.

Chief of Police Samuel L. Walker yesterday swapped down on the Houston opera house and collected \$10 as a license for the Nashville Students' minstrels to give two performances at \$5 per perform.

This was not calculated to add greatly to the peace and serenity of Manager John V. Houston, nor did it tend to calm the bosoms of the dusky ones who were holding the boards. In fact, all hands pronounced it simply—well, in brief, they pronounced it unexpected. They accented the term in words to show that the surprise was complete.

Chief Walker reported to the council last night that he had ascertained the coin in behalf of the municipality, whose funds are low, and asked that City Attorney Horace M. Manning give his opinion on the legality of the ordinance under which the whorwhil had been secured. The council was pretty busy at the time, and went along with other business, forgetting about the chief's request, so that the city is still in possession of the filthy lucre, but the police chief is not in possession of the desired opinion.

It appears that the ordinance is a venerable one, and has been more honored in the breach than in the observance. It is No. 3 of the ordinances of the town of Linkville, dated June 26, 1889, and signed by Charles S. Moore as president of the board of trustees and D. C. Brownell as recorder.

VIRGIL NOLAND IS VICTIM OF SHOCK

ELECTRICITY KILLS

SON OF EX-JUDGE GEORGE NOLAND DIES UNDER TREATMENT TO WORK OUT SORENESS FROM FOOTBALL

Virgil Noland, aged 21 years, a well known young man of Klamath Falls, and the only son of ex-Judge and Mrs. George Noland, was burned to death by electricity yesterday evening in his room in the Sigma Nu fraternity house at the University of Oregon, at Eugene.

He was a member of the football team of the university, and had played in the game with the Washington university team in Portland last Saturday, strenuous work in which had made his body quite sore. In order to relieve the condition he was taking treatment by the use of an electric bathrobe, which is a popular method for athletes to work out muscle soreness, having retired to his room in the afternoon to lie down.

About 4 o'clock some student friends called at his room, and he seemed to be all right, although he said he was very warm from the electricity. About 5:30 p. m. some more callers saw him, and conditions were about the same as they had been before.

About 7:30 p. m. inmates of the house were attracted to young Noland's room by the smell of burning rubber, and those who entered the room found the athlete dead. While at first it was stated that the severity of the electric current was responsible for the death, later word was to the effect that there was some uncertainty on this point, it being thought that possibly the weakened condition of the system made him a victim of the ordinary power of the agency.

Mrs. Noland had been with her son in Portland last Saturday, the day of the big game, and Sunday Virgil wished to remain with his mother another day, but her ambition for him in his college work led to deciding that he return to Eugene Sunday night. Mrs. Noland reached Klamath Falls last evening.

A telephone message today from Richard Shore Smith, the Eugene attorney, formerly of this city, stated that there were burns on the body of Virgil Noland which indicate practically beyond doubt that his death was due to the electric current, the bathrobe having been connected with the electric light socket. William Gitt, the electrician of this city, is understood to have said that the contact of such a garment with any metal on the bed, or even with the plaster on the wall, would cause a ground contact which would be fraught with danger.

Mr. Smith telephoned to Alexander Martin Jr., that the remains would start from Eugene at 12:30 o'clock at night, and would be due here tomorrow evening at 8:15 o'clock, while Mrs. Noland's brother, George Goodell,

from Portland, will be on the same train, taking it at the Rose City. R. S. Smith of Eugene, two members of the student body of the University of Oregon and one member of the Sigma Nu fraternity, of which Noland was a member, and in whose chapter house he made his home while at college, will be among the party escorting the remains from Eugene to this city, where they will find their last resting place. Word was today expected from James Noland of Crescent, brother of Judge Noland, as to whether he would be able to attend the funeral.

The funeral service will be held on Saturday afternoon at 3 o'clock from the family residence on Pine street, instead of Sunday, it being desired to give the students of the escort ample time to return to Eugene in time to resume their studies on Monday.

Rev. Dr. Henry C. Collins, rector of Grace Episcopal congregation, will preside at the funeral services. This afternoon the classes of the state university were suspended, and at 3 o'clock a service in memoriam of the deceased was held, at which the faculty and students were present.

Chief of Police Samuel L. Walker yesterday swapped down on the Houston opera house and collected \$10 as a license for the Nashville Students' minstrels to give two performances at \$5 per perform.

This was not calculated to add greatly to the peace and serenity of Manager John V. Houston, nor did it tend to calm the bosoms of the dusky ones who were holding the boards. In fact, all hands pronounced it simply—well, in brief, they pronounced it unexpected. They accented the term in words to show that the surprise was complete.

Chief Walker reported to the council last night that he had ascertained the coin in behalf of the municipality, whose funds are low, and asked that City Attorney Horace M. Manning give his opinion on the legality of the ordinance under which the whorwhil had been secured. The council was pretty busy at the time, and went along with other business, forgetting about the chief's request, so that the city is still in possession of the filthy lucre, but the police chief is not in possession of the desired opinion.

It appears that the ordinance is a venerable one, and has been more honored in the breach than in the observance. It is No. 3 of the ordinances of the town of Linkville, dated June 26, 1889, and signed by Charles S. Moore as president of the board of trustees and D. C. Brownell as recorder.

RECITAL OF SONG BY MRS. WAGNER

INTERESTING PROGRAM TO BE RENDERED THIS EVENING AT HOUSTON'S OPERA HOUSE BY LOCAL MUSICIAN

At Houston's opera house tonight Mrs. Wm. Wagner, who is a vocal pupil of Mrs. Don J. Zumwalt, will appear in an interesting program, including numbers by many well known composers, including Edward German, Johannes Brahms, Halfdan Kjerulf, Donizetti, Reichardt, Olej Speaks, Arensky and Del Aquia, as well as ballads of the British Isles.

A piano duet by Liszt and a solo by Leoschetzky, arranged for the left hand alone, will lend variety to the ample program. The invitation extended by Mrs. Zumwalt on behalf of Mrs. Wagner is general to such as may take an interest in the best in music, and no special invitations have been sent out.

New Capital Of First Is Approved, Bank's Quarters To Be Remodeled

The comptroller of the treasury has wired his approval of the increase in the capital stock of the First National Bank to \$100,000. All of the stock has already been subscribed and paid up, and will be issued within a few days. The increase in the capital stock was the first step necessary in the consolidation of the Klamath County and First National banks, and now that the approval of the comptroller has been secured it is believed that there is nothing further to interfere with the early completion of the consolidation.

After the consolidation the First National bank, which is the name which will be retained by the concern, will occupy the building on the north corner of Fourth and Main

now occupied and owned by the First National. This building is to be remodeled, and it is understood that the first floor is to be lowered to street grade. While the work is in progress the banking business will be conducted in the Withrow-Melrose building, the present location of the Klamath County bank. No announcement has yet been made as to the personnel of the officials of the new consolidation, but this matter will probably not be decided officially until the annual meeting of stockholders, the 1st of January.

With the increase in the First National the four banks in Klamath Falls have a combined capital of \$330,000, with combined deposits of approximately \$200,000.