

WANT CITY LIMITS SURELY DEFINED

SUBURBS IN DOUBT

RESOLUTION BY COUNCIL BRINGS UP MUCH SAME ISSUE AS IS INVOLVED IN LONG LAKE LUMBER SUIT

At council meeting last night Councilman G. W. White presented the following resolution, which was adopted:

"Whereas, the boundaries as defined by the present charter are indefinite and uncertain insofar as it is concerned the new territory that was annexed at a special election on December 31, 1909; therefore, be it resolved, that the city attorney be requested to examine into the proceeding and submit a written opinion as to whether said new territory is legally a part of the city of Klamath Falls."

This question is already before the circuit court in the issue of the Long Lake Lumber company vs. the City of Klamath Falls, which is to decide whether the city limits are enlarged to embrace Shippington are valid. The resolution above quoted involves not only Shippington, but the Hot Springs and Mills additions. In the Long Lake Lumber case the plaintiff contends that there is a gap in the enlarged boundary line which makes it illegal.

Councilman White said today that he was surprised to learn that the matter was involved in the Long Lake Lumber company's suit.

"I do not remember the matter ever having been brought before the council," said he. "Whenever the city is sued it is the business of the mayor to bring the matter before the council in order to get its will in the matter. The councilmen should have an opportunity to vote as to whether the city should defend the case, let it go by default, settle it, or handle it in any other possible manner. If that had been done in the Masten case as it should have been, the city might have saved some money."

This case of the Long Lake Lumber company has not been set because Mayor Fred T. Sanderson has kept City Attorney Horace M. Manning busy working on a new charter, but it is possible that the case will be set within a couple of weeks. It is understood that Attorney J. C. Rutledge, representing the Long Lake Lumber company, is anxious to get the issue tried out at the present term of court.

FRANCE BARS BLACK PUGS, SAYING THEY ALL LAY DOWN

Last McVey-Jeanette Bout, When Spectators Were Disappointed at Tameness of Proceedings, Clinched Growing Disfavor Toward Negroes

PARIS, Jan. 30.—Declaration by Parisian sportsmen that negro fighters not wanted in Paris is said to be responsible for the sudden switch of the Johnson-McVey fight to Australia. "Fights between black men are

dead and done for in Paris," says one sporting pun. "The negroes are out for the coin, caring nothing about their reputations. One negro will always lie down to the other. White pugilists are welcome, and the sporting public will spend good money to see them in action, but never again for the blacks."

It is believed in Paris sporting circles that Hugh McIntosh would have lost \$50,000 had he attempted to stage the bout here. But McIntosh got wise to prevailing sentiment, and quietly announced that he would stage the bout in Sydney instead of Paris.

Sam McVey and Joe Jeanette fought here three times, neither contest giving the audience satisfaction. The climax was reached in the last McVey-Langford fight, which ended in disorder and confusion. The spectators claimed that the negroes laid down cold, even the referee declaring that neither man did his best. He was severely lampooned by the press for not disqualifying the two men, and McIntosh, who promoted the scrap, got his share of the knock.

KLATAWA CLUB'S SECOND DANCE

TO BE HELD TOMORROW NIGHT AT WHITE PELICAN HOTEL, AND THIRD ONE COMES WASHINGTON'S BIRTHDAY

Another one of the Klatawa Club's pleasant social functions will be given tomorrow night at the White Pelican hotel. The occasion will be the second of the trio of dances which the club has arranged, and which have aroused much interest in social circles. The plan of the organization provides for a limited number of invitations, each one of which is to the three dances, thus confining the social circle for the series to the same congenial crowd. The third dance will be given February 22, Washington's birthday.

The club consists of fourteen members, who are J. P. Brett, Lawrence McShaffey, Harry Benson, A. Oehler, Frank Sargent, Claude Coeshoom, Harry Goeller, Albert Loewe, Hugo Loewe, J. C. Cloughan, Junior Daggett, Garrett Van Ripper, Ed Gowan, Phillip Sinaot and Perry De Lap.

UMATILLA WATER USERS' GRADUATED PLAN DENIED

LA GRANDE, Ore., Jan. 30.—The prayer for graduated payments of water right charges upon the Umatilla project seems to have availed nothing, inasmuch as the commissioner of the general land office has directed the local land office to notify every water user within the project known to be owing any part of the water right charges to December 1, 1910, that payment must be made March 1, 1912, or appropriate action looking to the

collection of the charges under the water right contract will be taken.

Register Bramwell and Receiver Eberhard have sent notices by registered mail to all such persons. There were 350 registered letters, and the amount shown as due totals \$41,754.32.

In former years the notices have been conditioned so that water right claimants were not delinquent until March 31, and payments made at Hermiton on or before that date have been recognized, even if received at the land office after the date. While it is not announced that a different rule will be followed this year, yet the officials of the land office desire to attract the attention of all water users having payments to make that the dates used in connection with payments refer to the time the payments should be made at the local land office and not to the date mailed or otherwise.

DIVORCE SOUGHT BY MRS. RATLIFF

OCCASIONAL DRUNKENNESS OF HUSBAND ALLEGED BY WIFE AS GROUND IN THE COMPLAINT FILED

Mrs. Ann Ratliff, through Attorney Horace M. Manning, has instituted a suit for divorce from John Ratliff the complaint having been filed in the office of County Clerk Charles R. De Lap. Mrs. Ratliff, who conducts the Riverside hotel at Merrill, alleges occasional drunkenness as a ground for separation. The couple have four children, three of whom are adults. The Ratliffs have lived in and about this part of the country for a score of years.

THIRD BIG JEWEL ROBBERY WITHIN LESS THAN MONTH

AT SEATTLE, Man Entering Second Store by Ladder and Taking Diamonds and Other Gems Valued at Over Thousand Dollars

SEATTLE, Jan. 30.—Diamonds and other jewelry worth more than \$1,300 were stolen from the home of Mrs. Charles Whittlesey by a burglar who left his ladder standing against the house as evidence of how he had entered the second story window.

This is the third big jewel robbery reported within the last three weeks in Seattle.

MORGAN'S ART TREASURES WILL BE CENTRALIZED

London Museum Director Chasing Pierpont to Egypt to Get Wealthy Connoisseur to Reconsider Removing His Notable Possessions

NEW YORK, Jan. 30.—J. P. Morgan's collection of art treasures will be brought to New York from Victoria and Albert museum in London. He wishes to centralize his collection, and for that reason alone is withdrawing them from England.

Reports from London state that Sir Cecil H. Smith, director of the museum, has gone to Egypt to attempt to persuade Morgan to reconsider his intention.

BOYS DO DAMAGE HUNTING BIRDS

USE SLING AND SOME OF THE MISSILES GO PAST MARK AND DEMOLISH WINDOWS IN THE STEAMER KWAUNA

Councilman M. G. Wilkins has called the attention of Chief of Police Samuel L. Walker to the need of child-some boys who play about Link River. Yesterday afternoon the juveniles were out with slings trying to put some birds on the river, and some of their missiles failed to hit the mark, breaking, instead, a pane of glass in the steamer Kwauna.

BILLS ALLOWED AT COUNCIL MEET

VERY PETITE AND DECOROUS LITTLE GROUP OF INDEBTEDNESS PASS OFFICIAL INSPECTION LAST NIGHT

Bills were allowed by the city council last night as follows: Jack Michael, street work \$3.75; L. W. Weaver, street work 1.25; August Bean, street work 1.25; Paul Bogardus, three days assisting survey on water reservoir and water supply 7.50; J. H. Coleman, witness Masten case 2.20; A. Newbanks, witness Masten case 2.20

PROFANITY LEAGUE WILL TRY TO PURIFY VILLAGE

Suburb of Chicago Has New Club With Twenty-Five Members, Banded Together for Suppressing Vulgar and Obscene Language

CHICAGO, Jan. 29.—The air in Evanston is blue with profanity. "Cuss words" are said to flow so freely that even the sensibilities of a sign painter have been shocked.

Vernor Wilkins was elected president of the Anti-Profanity League of Evanston, a society recently formed for the suppression of "vile and obscene language." Each of the twenty-five members has promised to abstain from cursing and using coarse language. Even the word "damn" has been tabooed.

CLARKE WINNER IN AMBROGETTI

SUIT TO RECOVER BALANCE DUE ON STONE WALL BUILT FOR THE FORMER BY THE ITALIAN STONEMASON

In the case of Tomaso Ambrogetti vs. W. I. Clarke, in which the plaintiff asked \$476 for balance alleged to be due on a stone wall which he had built for the plaintiff, the jury today brought in a verdict for \$155, the balance due on the original contract, and which amount had by Clarke been tendered Ambrogetti prior to the bringing of the suit.

MILLMEN BEGIN SUIT FOR MONEY

FOR SUPPLIES ALLEGED TO HAVE BEEN SOLD TO DEFENDANT DURING THE FOUR LAST MONTHS OF 1911

In the office of County Clerk Chas. R. De Lap has been filed by C. M. O'Neill, attorney for Martin Bros., a suit against W. H. Mason, for \$1,437.55. This is alleged to be a balance due on a bill of \$2,678.85 for grain, feed and millstuffs sold to defendant between September 1 and December 30, 1911. Interest is asked from the later date.

TROMBONE GOOSE NOTES BLOWN BY GLAD MUSICIAN

Good News of Fortune Left to His Father Causes Set-Up Slip-Horn Player to Spoil Soprano's Love Passage

MADRID, Jan. 30.—Fortune has smiled upon a humble performer in a theatrical orchestra in Madrid. His name is Juan Antonio Bayona, and the trombone is the instrument of his choice. This week he created a tremendous scandal in the Teatro Martin by uttering discordant notes while the soprano was singing a love passage. At the close of the performance the

conductor invited the trombonist to explain his extraordinary conduct. The humble artist then hand his musical director a cutting from an illustrated paper, reading as follows:

"A rich Spanish merchant has just died in California, leaving a large fortune. In his will he appoints his brother, Juan Antonio Bayona, sole executor. Inquiries made by the consulate only prove that Juan Antonio Bayona lived in Valencia until 1882, and married in Madrid in 1884, where he died in 1901."

The modest orchestral artist is the son of the person mentioned, bearing the same name. Bayona found the newspaper cutting by the merest accident. On entering the theater his cigar fell out of the holder. Stooping to pick it up his eyes fell upon the cutting. He says he will not give up playing the trombone until he is perfectly sure of his enormous legacy.

ASSESSED TWICE ON SAME GROUND

LOT OWNER WANTS TO KNOW ABOUT TAX AGAINST LOT THAT WAS ASSESSED LAST YEAR, WHEN HE PAID

Fred Noel appeared before council last night to ask in relation to an assessment this year on lot 5, block 2, Hot Springs addition, on which he says he was assessed last year. He says he paid last year's assessment and has sold the lot. City Engineer Don J. Zurewalt took the communication which had been sent to Noel, and will endeavor to get the matter straightened out.

PERSIANS THREATENED IF THEY HOLD ONTO ARMS

Russia Demands of Them and of the Armenians That Their Arms Be Surrendered Within Ten Days or Submit to Execution

TABRIZ, Persia, Jan. 30.—Notices have been posted here that the Persians and Armenians must surrender their arms within ten days or be executed by the Russians.

DYNAMITE IN SUITCASE GIVES DETECTIVES WORK

Salt Lake City's Gumshoe Men Get Busy to Locate Owner of Grip Containing Fifteen Pounds of Explosive Which Was Left in Store Room

SALT LAKE, Jan. 30.—Detectives here are investigating the finding of a suitcase containing fifteen pounds of dynamite, a box of caps and 150 feet of fuse. The suitcase was discovered in a storage room, where it was left last October by H. G. Botta.

LORIMER PROBE RESUMES BUSINESS AT OLD STAND

Ancient and Honorable Inquiry, One of Historic Institutions of Glorious Republic, Restored to Activity at the Capital

WASHINGTON, D. C., Jan. 29.—Senator Lorimer was cross-examined today following a ten days' recess of the probes of the Illinois senator's election methods.

EVANS vs. LEWIS TRIAL COMES UP

ELEVEN MEN APPARENTLY SATISFACTORY, BUT FOR THE TWELFTH SPECIAL VENIRE HAS TO BE DRAWN

In the circuit court this afternoon the case of Evans vs. Lewis was taken up before Judge Henry L. Benson. The regular panel was exhausted before the Herald went to press, so the court ordered Deputy Clerk George Chastain to instruct the sheriff to summon a special venire of three men, in the hope of getting the twelfth juror, eleven having been accepted. A. D. Addison and W. O. Smith were

CHARTER NOW UP TO MUNICIPAL DADS

COMMISSION PLAN UNDER ADVISMENT BY ADMINISTRATION BEFORE BEING SUBMITTED TO VOTE OF PEOPLE OF THE CITY

I desire to call the attention of all owning or occupying land upon which fruit or shade trees are growing that it is best to attend to having them thoroughly pruned, that they may be in readiness for early spraying, as indications now are that such work will need to be done much earlier than usual. In this connection, I would recommend the work of a man who has had scientific training along these lines. Examples may be seen in the orchards of Messrs. Horton, Carlson, Goeller and others of West Klamath Falls. Now, while the sap is dormant, is the time to have your pruning done. O. A. STEARNS, Fruit Inspector for Klamath County.

A Los Angeles wire says it is expected Attorney Clarence Darrow will be indicted late this afternoon.

GUTHRIDGE DIES UNEXPECTEDLY

FATHER OF DEPUTY SHERIFF SUCCEEDS TO SUDDEN ATTACK AFTER HAVING SUFFERED LONG TIME

About 8:30 o'clock last night Benjamin Guthridge, father of Deputy Sheriff Richard E. Guthridge, passed away suddenly at the home of the latter, from a combination of heart and stomach ailments. He had been suffering for some time, although the last attack which proved fatal had come on but about an hour before the end. Dr. George H. Merryman was summoned, but the situation was such that his ministrations were unavailing.

The deceased was in his 68th year, and was a native of Missouri. He came from that state to the Pacific coast in 1887, settling in Curry county, where he lived for a number of years, conducting a hotel at Weddenburn.

Later the family resided in Grants Pass, where Mrs. Guthridge Sr. passed away in December, 1910, being buried in the I. O. O. F. cemetery there. Since that time Mr. Guthridge has spent his time partly with friends in Grants Pass and partly with his son in this city. He came to Klamath Falls last November, since which time he had visited Deputy Sheriff Guthridge, who will leave tomorrow with the remains for Grants Pass, where they will be interred in the I. O. O. F. cemetery beside those of the wife of the deceased.

Who Also Cursed Pedagogue—Then Letter Is Arrived for Assault on Pupil, But Is Freed as Having Been Sufficiently Punished

CENTRALIA, Wash., Jan. 30.—E. W. Rose, teacher of the Turner District school, was acquitted in the court of Justice Brooks in Toledo on the charge of assaulting Arthur Peebles, one of the scholars. Rose was roundly cursed, whipped and given a black eye by his refractory scholar, and the jury decided that any punishment given Peebles by the teacher was deserved.

There will be a da cnequin at the Hotel Baldwin tomorrow evening by Mrs. E. B. Hall to some of her friends.

Codification Of Ordinances Once More Urged On Council By Mayor

Mayor Fred T. Sanderson at last night's meeting of the city council brought up the question of the codifying of the ordinances. Chairman G. W. White of the finance committee said he had endeavored to get satisfactory figures from printers, but owing to the need of the trade knowing about the amount of printing that would be necessary, it was a difficult job.

"I tried to get some figures, too, and think I have 'em here somewhere," said his honor, as he proceeded to finger through a small note book. He was unable to produce any figures.

"I don't see that we need to be in a great hurry about codifying the ordinances," was the comment of Mr. White. "They've been lying now for several years without being codified,

and the matter has not proved to be serious." No action was taken.

OPENS DOOR, IS FATALLY SHOT BY WIFE'S EX-HUSBAND

Couple Were Living Alone on Farm When Former Husband Learned of Their Whereabouts and Hunted Them, Bent on Blood

GALESBURG, Ill., Jan. 30.—Answering a knock at the door of his house, Charles Taylor was shot twice in the head by Herman Checkley. Taylor was instantly killed. Taylor and his wife, who is the divorced wife of Checkley, were living alone on the farm, and Checkley recently learned of their whereabouts.

E. D. Ward has returned from a visit to Everett, Wash.

Council Violates Own Resolution Against Fire Limits Transgression

It was coincidental that the council last night approved of a building permit which did not comply with the ordinance, and that later reading of old minutes included recital of a resolution in which the council gave special notice to the city residents that in future all permits would positively have to be within the terms of the ordinance.

C. L. Kelsey asked for permission to put an extension 40 feet wide, 36 feet deep and 28 feet high on parts of lots 1 and 2, block 15, Main street, opposite the American house, to be of lumber and brick veneer. The ordinance putting this location in the fire limits requires material to be of brick or concrete. When it came to voting on the proposition the council was not unanimous. The mayor declared the vote a tie, and apparently allied himself with the side favoring violation

of the ordinance, for he voted to grant the permit, casting the decisive "aye."

Other building permits granted were:

J. J. Davis, one-story chicken house, 8x10 feet, with fireproof floor, lot 5, block 20, Fairview addition.

C. B. Reeter, woodshed, 16x20 feet, on lot 5, block 54, Second Hot Springs addition.

Mrs. Elisa Hawkins, two-story frame house, 28x38 feet, to cost about \$2,800, on lot 310, block 100, Mills addition.

Bon S. Owens, addition to house, to cost \$215, on lot 5, block 216, Mills addition.

Mrs. A. Westfall, one-story bungalow of 5 rooms, probable cost \$700, on lot 523, block 108, Mills First addition.