

NOTICE OF SHERIFF'S SALE
In the Circuit Court of the State of Oregon, for the County of Klamath.

The American Bank and Trust Company, a Corporation, Plaintiff,
vs.
Marie L. Gifford and Walter S. Gifford, Wife and Husband, Defendants.

Notice is hereby given that, by virtue of an execution, duly issued out of the above-entitled court and cause, on the 13th day of January, 1912, upon a decree, made and entered of record in said cause on the 10th day of January, 1912, in favor of the above-named plaintiff, directing the sale of the premises therein and hereinafter described, to satisfy the sums respectively stated below.

Now, therefore, by virtue of said execution, and in compliance with said writ I have duly levied on each of said premises, and will, on Tuesday, the 13th day of February, 1912, at 10 o'clock a. m. of that day, at the front door of the county court house, in Klamath Falls, Klamath County, Oregon, sell, at public auction, to the highest bidder for cash, all the right, title and interest of the above-named defendants, and each of them, in and to each of said premises, hereinafter described, or so much thereof, in each case of suit, as may be necessary to satisfy the sums named in said execution, respectively, and hereinafter made to appear; together with the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

The said premises are to be sold, as aforesaid, in three causes of suit, and the amounts in payment of which the proceeds of each sale are to be applied in satisfaction of said judgment, appear respectively and immediately after the description of the premises in each cause of suit, as follows, to-wit:

1—Premises to be sold in first cause of suit:
Lots three (3) and four (4) in block thirty-seven (37), and lots one (1), two (2), three (3), four (4) and (5), in block twenty-one (21), of Second Addition to the city of Klamath Falls, Klamath County, Oregon; and
Proceeds from such sale to be applied to the payment of the principal sum of \$1,656.54 and interest thereon at the rate of 10 per cent per annum, from May 7, 1911; the sum of \$200, attorneys' fees; the sum of \$30.75, the proportionate part of the costs

and disbursements arising under this first cause of suit, and the accruing costs thereunder.

2—Premises to be sold in second cause of suit:
Lots five (5), six (6), seven (7) and eight (8), in block nineteen (19), of Second Addition to the city of Klamath Falls, Klamath County, Oregon; and
Proceeds of such sale to be applied to the payment of the principal sum of \$120 and interest thereon, at the rate of 10 per cent per annum, from February 10, 1911; the sum of \$25, attorneys' fees; for the sum of \$10, the proportionate part of the costs and disbursements arising under this second cause of suit, and the accruing costs thereunder; and

3—Premises to be sold in third cause of suit:
Lots 11 and 12, in block 19 of Second Addition to the city of Klamath Falls, Klamath County, Oregon; and
Proceeds of such sale to be applied to the payment of the principal sum of \$100 and interest thereon at the rate of 10 per cent per annum, from February 11, 1911; for the sum of \$25, attorneys' fees; for the sum of \$10, the proportionate part of the costs and disbursements arising under this third cause of suit, and the accruing costs thereunder;

And if there be any overplus, after the application of such proceeds to the satisfaction of said judgment, as aforesaid, in either of said causes of suit, the same shall be paid into said court to be further applied as by law directed.

Dated this 13th day of January, 1912.

W. B. BARNES,
Sheriff.

1-13-2-10 h

GUARDIAN'S FINAL ACCOUNT

Notice is hereby given that Altha Beach, guardian of the person and estate of John C. Beach, deceased, has filed in the county court of Klamath County, Oregon, her final account as such guardian, and that the court has fixed Thursday, the 15th day of February, 1912, at the hour of 10 a. m. of said day, at the court room of said court, in Klamath Falls, Oregon, as the time and place for hearing objections to said account and settlement thereof.

Given at Klamath Falls, Oregon, this 15th day of January, 1912.

ALTHA BEACH,
Guardian of the Estate of John C. Beach, Deceased. 1-16-2-6 h

WHITE SLAVE TRAFFICKER IS ARRESTED IN WINNEPEG

One of the Most Notorious Chiefs of Notorious Pursuit, Sought for by Police, Who Thought Him in Europe, is Caught in Canada.

WINNEPEG, Feb. 5.—"Arrest that man," said Chief Morality Officer Eddie to Sergeant of Detectives Smith in the police court, leaning over and tapping one of the audience on the shoulder.

The capture proved to be one of the most notorious white slave traffickers on the continent, sought for by police of every city from New York City, Vancouver and San Francisco, but supposed to have skipped for Europe.

Collins is his present alias, and Eddie recognized him from a Police Gazette photograph.

MURDERS HER SWEETHEART EXONERATES BROTHER

Woman Confesses to Crime of Slaying Her Beau With Revolver, Following Quarrel—Brother Alleged to Have Confessed, Too

NEW YORK, Feb. 5.—Mrs. Theresa Martin, 22, has brought the trial of her brother, James P. McDermott, accused of the murder of Charles Muldoon to a dramatic culmination by confessing that she drove a knife through Muldoon's heart.

Mrs. Martin said she quarreled with Muldoon, her former sweetheart, and that she went to her home for the breadknife, with which she killed him. Her brother, captured in Denver, is said to have confessed.

TAFT INVITES NATIONS TO EXHIBIT AT FRISCO

Proclamation Signed by President Which Extends to Foreign Countries Hospitality of Yonkeoland at Panama-Pacific Fair

United Press Service
WASHINGTON, D. C., Feb. 3.—President Taft has signed a proclamation inviting all nations to exhibit at the 1915 fair in San Francisco.

INDIANS LIKELY TO STARVE IF NOT RELIEVED SOON

Calispell Tribe Braves Have Been Ill, Without Sufficient Food, and Minus Medical Attendance, for Over a Month—They Know No Farming

SPOKANS, Feb. 5.—That nearly the whole Calispell Indian tribe is sick, destitute and on the verge of starvation, is the information brought here by Rev. Father Taelman, president of Gonzaga college, who has just returned.

The Indians spent 40 cents, representing the entire remaining funds of the tribe, to hire Father Taelman, summoning him to give the last rites to Marie Susanne, an Indian girl, aged 11, who was dying. The priest hurriedly left, but the girl was dead when he arrived. The Indians, according to the priest, had to borrow vegetables, meat and bread from white settlers for the "wake" over the dead body. He says they have been sick, without sufficient food and with no medical attendance since before the first of the year.

No schools have ever been built among the Calispells, and they have never been taught farming, consequently they have been practically destitute for years.

Stops earache in two minutes; tooth ache or pain of burn or scald in five minutes; hoarseness, one hour; muscle ache, two hours; sore throat, 12 hours—Dr. Thomas' Electric Oil, monarch over pain.

Silverware of Quality

We guarantee to every purchaser of Community Silver that it is the best that can be made by skilled workmen with the latest machinery and the best material, and this guarantee is based upon a reputation for excellence and integrity in manufacture now established for over half a century.

Special Guarantee
We guarantee all goods (except knives) bearing the stamp, Community Silver, Triple Plus, for fifty years in ordinary family use. For sale by
FRANK M. UPP,
Watchmaker, Jeweler and Engraver,
Willits Building.

TAKE NOTICE, REBEKASINS

All members of all committees in any way connected with the celebration of the anniversary of the dedication of Old Fellows' Temple are requested to meet at the hall at 7:30 this evening. This meeting will be one of great importance to the work attendant upon the celebration, and it is necessary to have a full attendance of the various committees.

Temple theater, Matinee daily, 2:30 p. m. Evening, first performance, 7:15, continuous.

THEY INJURE CHILDREN.

Cathartics and Pills and Harsh Physics May Cause Distressing Complaints.

You cannot be over-careful in the selection of medicine for children. Only the very gentlest bowel medicine should ever be given. Ordinary pills, cathartics, and purgatives are too apt to do more harm than good. They sometimes cause griping, nausea, and distressing after-effects, and may actually injure the health, thus establishing a life-lasting annoyance.

We personally recommend and guarantee Rexall Orderlies as a safe and dependable remedy for constipation and associate bowel disorders. We have such faith in the virtues of this remedy that we sell it on our guarantee-of-money-back in every instance where it fails to give entire satisfaction, and we urge all in need of such medicine to try it at our risk.

Rexall Orderlies are eaten just like candy, are particularly prompt and agreeable in action, may be taken at any time, day or night; do not cause diarrhea, nausea, griping, excessive looseness, or other undesirable effects. They have a very mild but positive action upon the organs with which they come in contact, apparently acting as a regulative tonic upon the relaxed muscular coat of the bowel, thus overcoming weakness, and aiding to restore the bowels to more vigorous and healthy activity.

Rexall Orderlies not only relieve constipation, but help to remove the cause of this ailment. They also frequently overcome the necessity of constantly taking laxatives to keep the bowels in normal condition.

There is really, in our opinion, no similar medicine so good as Rexall Orderlies for the purpose to which it is directed, especially for children, aged and delicate persons. They are prepared in tablet form and in two sizes of packages: 12 tablets, 10c.; 30 tablets, 25c.; and 50 tablets, 50c. Remember, you can obtain Rexall Orderlies in this community only at Rexall Stores. The Rexall Store.

Herald Want Ads

MISCELLANEOUS

KODAK FINISHING—First class new prompt results by Frank Duncan, over First National bank, or leave orders at Little Book store, two doors west of postoffice.

WANTED—To buy two good work horses, about 1,000 or 1,100 for delivery work. Address 173, Herald office, stating price.

Temple theater, Matinee daily, 2:30 p. m. Evening, first performance 7:15, continuous.

FOR SALE

FOR SALE—Dry slab wood, 16-inch, delivered to any part of the city. Ackley Bros. Phone 451, 18-ft

NOTICE

There are funds on hand to redeem the following sewer warrants: Nos. 42, 45, 46, 47, 50, 51, 48, 49, 52. Interest will cease from date hereof. Dated at Klamath Falls, Ore., this 25th day of January, 1912.

J. W. SIEMENS, City Treasurer.
25th day of January, 1912. 25-21

SUMMONS

In the Circuit Court of the State of Oregon, for the County of Klamath.

M. M. Obenchain, plaintiff,
vs.
Kansome-Crummey Company, a Corporation, Defendant.
To Kansome-Crummey Company, Defendant Above Named:

In the name of the State of Oregon: You are hereby required to answer the complaint filed against you in the above entitled action, on or before the 2d day of February, 1912, that being the day of the last publication of this summons, and the last day within which you are required to answer, as fixed by the order of publication of this summons.

If you fail to appear and answer, the plaintiff will take judgment against you for the sum specified in said complaint.

Said action is brought to recover the balance of \$1,050, due from you to plaintiff, for services rendered and labor performed in said state of Oregon, between the 1st day of February and the 30th day of November, of the year 1910, and plaintiff's costs and disbursements in such action.

That the defendant was, at the commencement of this action, and now is, the owner of certain personal property, attached in Klamath County, Oregon, and described as follows, to-wit:

4 standard gauge cars,
1 street sprinkler,
1 2-horse street or road roller.

That on the 9th day of December, 1911, and after the issuance of summons to be served on said defendant, at the instance of the plaintiff, the sheriff of said county duly attached said above described personal property and now holds the same in his possession, at Klamath Falls, Oregon, by virtue of said writ of attachment.

This summons is published once a week, for six successive weeks, in the Evening Herald, a daily newspaper, of general circulation, printed and published in the city of Klamath Falls, Klamath County, Oregon, by order of Honorable Wm. S. Worden, Judge of the county court of Klamath County, state of Oregon, and dated December 21, 1911, the first publication of this summons being made on the 23d day of December, 1911.

STONE & BARRETT,
12-22-2-3 h Att'ys for Plaintiff.

Proposed Amendment to Charter Providing For Commission Form of Government for Klamath Falls

PREAMBLE

We, the people of Klamath Falls, Oregon, under the authority of the constitution of the State of Oregon, do ordain and establish this charter for the City of Klamath Falls, Oregon.

ARTICLE I.

Section 1.

The intent and purpose of this charter is to establish a free and independent city, and to restore to and vest in the people of the city, so far as the constitution of the state will permit, their natural, inherent, and inalienable right of local self-government, with all its powers, duties and responsibilities.

To that end, under and by the provisions of this charter:

(a)—The municipal government is vested, independently of legislative interference, with all powers not denied it by the constitution of the state.

(b)—The people of the city are vested with its supreme legislative powers, with easy preliminary conditions in making and changing its charter and ordinances, and also with the absolute and exclusive power of authorizing, regulating or terminating its public service corporations, and of recalling its elective officers.

(c)—Partisan and machine politics and government are inhibited, and a municipal democracy substituted therefor.

(d)—No fixed tenure of office or employment is permitted except, subject to recall of elective officers, and as authorized by a classified civil service, for employes.

(e)—The city ward officers have been and are hereby abolished.

(f)—Opportunities for graft and favoritism in innumerable directions have been eliminated.

(g)—Boards have been established to care for the public library, parks, charities, and civil service.

(h)—The city has been divided into three administrative departments, viz.:

1.—Public affairs. Health and civic beauty.
2.—Finance and supplies.
3.—Highways, water and lighting. Sewers, parks, cemeteries, public buildings and grounds.

(i)—The commission form of government has been improved and adopted, electing each commis-

sioner directly to his department, and clearly defining his duties.

(j)—Each commissioner is required to take the active charge and management of his department, giving his whole time thereto, and has before him the opportunity and incentive of becoming a specialist therein, and thus of establishing a most efficient administration.

(k)—The mayor, as judge of the Municipal Court, also as chief executive and head of the police and fire department, is made the paternal guardian of juvenile and other unfortunate police cases.

(l)—An efficient financial system and purchasing agency for the city has been provided, and special taxation limited.

(m)—A beautiful, sanitary and prosperous city has been provided for.

(n)—The proposed charter preserves every valuable feature of our state laws, and has introduced only such new provisions as, after careful consideration, were deemed advisable and necessary.

(o)—The contents are arranged as follows:

Article 1—Preliminary Provisions.
Article 2—Name, Boundaries, Powers, Rights and Liabilities.
Article 3—Elections.
Article 4—Recall of Elective Officers.
Article 5—Elective Officers.
Article 6—The Mayor.
Article 7—The Council.
Article 8—Executive and Administrative Departments and Duties of Commissioners.
Article 9—Municipal Courts.
Article 10—Officers and Employes.
Article 11—Franchises and Public Utilities.
Article 12—Commissions and Boards.
Article 13—Direct Legislation by the People.
Article 14—General Provisions.

ARTICLE II.

Name, Boundaries, Powers, Rights and Liabilities

Section 2.

Name. Boundaries.—The municipal corporation now existing and known as the "City of Klamath Falls" shall remain and continue to be a body politic and corporate under the same name and with the same boundaries, with power and authority to change its boundaries in a manner authorized by law.

Section 3.

Powers, Rights, Liabilities.—By the name of the "City of Klamath Falls," the city—

(a)—Shall have perpetual succession, and shall own, possess and hold all property, real and personal, heretofore owned, possessed, or held by the said City of Klamath Falls, and shall assume, manage, and dispose of all trusts in any way connected therewith;

(b)—Shall succeed to all rights and liabilities, and shall acquire all benefits, and shall assume and pay all bonds, obligations and indebtedness of said City of Klamath Falls; by that name may sue and defend, plead and be impleaded, in all courts and places, and in all matters and proceedings; may have and use a common seal and alter the same at pleasure; may purchase, receive, hold and enjoy, or sell and dispose of, real and personal property;

(c)—May receive bequests, gifts and donations of all kinds of property in fee simple, or in trust for public, charitable, or other purposes; and do all things and acts necessary to carry out the purpose of such gifts, bequests and donations, with power to manage, sell, lease or otherwise dispose of the same in accordance with the terms of the gift, bequest or donation.

(d)—Shall have the power, within or without its territorial limits, to construct, condemn, purchase, acquire, lease, add to, maintain, conduct and operate, waterworks, light plants, telephone systems, power plants, transportation systems, heating plants and any other public utilities or works or ways local in use and extent, in whole or in part, and everything required therefor, for the use of said city and the inhabitants thereof, and any such systems, plants, or works or ways, or any contracts in relation or connection therewith, that may exist and which said city may desire to purchase, in whole or in part, the same or any part thereof may be purchased by said city, which may enforce such purchase by proceedings at law as in taking land for public use by right of eminent domain, and shall have the power to issue bonds upon the vote of the tax-paying electors, at any special or general election, in any amount necessary to carry out any of said powers or purposes; said tax-paying electors shall consist of citizens who have purchased property in Klamath Falls, and can show to the registration officer an

equity of One Hundred Dollars (\$100) or over at the time of registration.

(e)—The legislative, executive and judicial powers of the city shall extend to all matters of local and municipal government, it being the intent hereof that the specification of particular powers by any other provision of this Charter shall never be construed as impairing the effect of the general grant of powers of local government hereby bestowed;

(f)—The Initiative and Referendum powers reserved to the people by the Constitution of the State of Oregon are hereby reserved to the legal voters of the City of Klamath Falls, Oregon, as to all local, municipal or special legislation of every character in and for the said city. The manner of exercising the Initiative and Referendum powers as to municipal legislation shall be prescribed either by the people through the initiative or by the City Council.

(g)—All of the powers of the city shall, except as otherwise provided in this charter, be exercised by the Board of Commissioners, subject to distribution and delegation of such powers as provided in this Charter or by ordinance not in conflict herewith.

ARTICLE III.

Elections

Section 4.

There shall be held a municipal election in the "City of Klamath Falls, Oregon," on the first Monday in May, 1913, and on the first Monday of May of each year thereafter, and shall be known as the General Municipal Election. All other elections that may be held shall be known as Special Municipal Elections, and may be ordered by the Board of Commissioners or by the electors by initiative petition, provided, however, that on the fifth Monday immediately following the adoption of this charter as elsewhere provided a Special Municipal Election shall be held for the election of three Commissioners as elsewhere provided in this charter.

Section 5.

Registration.—No person shall, except as in this charter otherwise provided, be permitted to vote at any municipal election without having registered. The registration shall be the same as it now or may hereafter be provided by the general laws of the State of Oregon, except as the board may otherwise by ordinance provide.

TO BE CONTINUED TOMORROW