

## STATE NOW RESTS IN TRIAL OF FAULDER

### DOCTOR QUESTIONED

LONG QUERRY INTENDED TO IMPROVE TESTIMONY OF WITNESS IS BARRED OUT BY JUDGE HENRY L. HANSON

In the trial of Nobel Faulder for the murder of Louis Gobbert, the defendant's attorney, C. M. O'Neill, excited considerable interest by drawing from W. A. Donnell, a laborer living in the Valley, the admission that during the afternoon of the court yesterday afternoon Donnell heard Fritz Christensen tell Charles Gentry, who is to be one of the defendant's witnesses, not to say anything on the stand about one of them getting whiskey from the other on the day of the murder. The question did not make any sense which way the whiskey passed. During this morning Mr. O'Neill asked the court to disallow the case on the ground that the prosecution, when it rested to prove that the defendant was guilty beyond a reasonable doubt, had not connected him with any criminal agency. During the presentation of the motion the court had the jury withdrawn from the room in the custody of Bailiff James O. Morgan. The court, after denying the motion, denied it, and denied the motion made on Monday by the same attorney to disallow the case on the ground that the case was committed on the Indian reservation, which he alleged, carried the case out of the jurisdiction of the state courts.

"He had dilated pupils and some action of the bowels." "Did you within a couple of weeks write a letter to Miss M. Brandon in which you asked her to write and tell you what was doing in the Faulder case, as you were anxious to know, and saying you did not know anything about the case, one way or the other?" District Attorney Dell V. Kuykendall objected to this as having no materiality or relevancy. Mr. O'Neill said he proposed to show that the woman had burned the letter and that the purpose was to impeach the witness. Proceedings were stopped while Norman Faulder, brother of the accused, went out to summon the woman, but when she arrived she was not called to the stand, and Dr. Carruth was permitted to tell that he had written a letter to Miss Polly Brennan, as he gave her name, saying he had not been summoned here February 15 (which was a date previously set for the trial). He said he wrote her that he wanted to know the time of the trial, as he expected shortly to take a place as ship's surgeon to Panama or China. He was at the time in Oakland, Calif.

Then he was asked a long question involving the following: If he wrote her saying that he might be called to Portland as a witness in the murder case of William Judah Jim and would get witness fees from Klamath Falls to Portland, and return and would stay up there, so if he were called here for the Faulder trial he would get witness fees from Portland here and back to Portland, as that was the only way to get money out of the case; if he did not have a conversation with J. D. Carroll about January (Continued on Page 4)

## WILKINS FIRST VOTER ON BOOKS

REGISTRATION BEGINS FOR CITY ELECTION, BOOKS BEING IN HANDS OF CITY RECORDER

Councilman M. G. Wilkins was the first man to register on the city books, which opened Friday morning at city hall. It is necessary for anyone who has sufficient interest in city affairs to vote thereon—assuming that said person is of the masculine gender, as it were, and a duly qualified elector in the city of Klamath Falls—to sign the book, which is in the keeping of City Recorder Thomas F. Nicholas. Not only is Councilman Wilkins the distinction of being the first to put his name down on the city books, but his was the first application in with the city recorder for a dog license for his black dog. Adding to this fact that the colonel had recently passed his 74th birthday and is still going strong

the combination seems to be one dutifully to be admired.

But to get back to the registration. The city election is to be Monday, May 6, although it is planned to have a special election on the city charter April 23d, which will be a Tuesday. Having two city elections within less than three weeks comes high, to be sure, but the taxpayer foots all the bills, and they are rich, as everybody knows, and should be mulcted to the limit as long as they will stand the treatment. For who knows but what the day may some time come when the gentle and inoffensive property owner may actually rise in his might and sweat useless expense?

It's exciting to keep on spending the public funds, don't you know. It's not so unlike murder in some of its aspects. A murder is exciting to the man who commits it. Why? Because he cannot commit homicide every day. If he endeavored to continue the practice as a habit people would in the course of time actually become peeved and put a curb on his enthusiasm for other people's lives. Therefore, to the winds with care and prudence and let all join in the glad refrain: "Think of the taxes we will spend! To nothing else an ear we'll lend. Landed gentry must submit. For we'll not concede a bit."

## DR. EMMA DRAKE'S MORALITY TALKS

SERIES OF MEETINGS ARRANGED AT WHICH WOMEN'S PURITY FEDERATION REPRESENTATIVE WILL SPEAK

For moral uplift a series of meetings have been arranged at which Mrs. Dr. Emma F. A. Drake, who works as a representative of the Women's Purity Federation, will be the speaker. She arrived last night. Mrs. Drake was formerly connected with Judge Ben Lindsey's juvenile court in Denver, Colo. Judge Lindsey is a well known advocate of kind treatment for child unfortunates, and is the author of the "Beast in the Jungle." The following is the schedule of meetings:

Sunday—11:00 a. m., Presbyterian church; 7:45 p. m., union meeting. M. E. church. Monday—9:00 a. m., public schools; 10:20 a. m., high school; 4:30 p. m., meeting with teachers; 7:45 p. m., Young People's societies in charge. M. E. church. Tuesday—9:00 a. m., public schools; 10:20 a. m., high school; 3:00 p. m., mothers' meeting at the library; 7:45 p. m., women's clubs and aid societies in charge at the Christian church. Wednesday—9:00 a. m., public schools; 10:20 a. m., high school; 3:00 p. m., women's clubs at R. E. Wattenburg's; 7:45 p. m., ladies missionary societies in charge. Presbyterian church. Thursday—9:00 a. m., public schools; 10:20 a. m., high school; 3:00 p. m., mothers' meeting. Mills addition; 7:45 p. m., popular lecture, opera house. Friday—9:00 a. m., public schools; 10:20 a. m., high school; 3:00 p. m., W. C. T. U. mothers' meeting; library; 7:45 p. m., city and county officials, council rooms.

## BOOSTER CROWD HAS GOOD TIME

DELEGATION WHICH GOES TO OLENE IS GREETED BY LARGE CROWD AND MAKES EXCELLENT IMPRESSION

The Booster club delegation which made a journey to Olene Thursday for the purpose of acquainting the more energetic ones with farm ideas has returned, after having spent an excellent time. A fine program was rendered in which the young boosters did themselves credit in the way of oratory. Judging from the amount of enthusiasm aroused the boosters left a good impression. There was scarcely standing room, as the spacious hall was taxed to its fullest capacity with people from all parts of the valley. The boosters express themselves as having an excellent time.

## GOVERNOR WEST WON'T BUTT IN

WILL TAKE NO ACTION IN THE KLAMATH CASE UNLESS THE COURT REQUESTS COMMITTEE APPOINTED

Special to The Herald SALEM, March 2.—When seen today Governor Oswald West stated that he does not want to butt into Klamath case unless the county court requests the appointment of a committee.

## NOTED HORSEMEN TO BE IN RODEO

GUY MERRILL, BILL SMITH AND JOHN ELLIS SUGGESTED AS MEN TO BE IN RODEO ON LOCAL CONDITIONS

County Commissioner C. Guy Merrill has announced that he will have an even dozen specimens of horse-flesh in the rodeo at the fair grounds next May, and that it looks as though Bill Smith, John Ellis and Merrill will have to travel a strict of a nag's spinal column (if a horse has a spinal column, which, in haste, is taken on trust as a fact) and among those who opine that way appear to be John Ellis. The gentleman from Fort Klamath writes to the Herald as follows: "Editor Evening Herald: I notice in a recent issue of the Herald where you intimate that Messrs. Guy Merrill and Frank Adams would like to be in the rodeo's relay race at the coming rodeo. Of course it is an open event, but I would suggest that they come in on the same conditions as 'Brother Bill' and myself, and I herewith extend to them a hearty invitation. I can assure them a good race for their money. Yours for the Rodeo, JOHN ELLIS."

## ATHLETIC MEET STIRS INTEREST

HIGH SCHOOL BOYS GETTING BUIRY TO PERFECT THEIR POWERS IN VARIOUS BRANCHES OF TRACK AND FIELD

A great deal of enthusiasm is being manifested at the high school over the coming athletic meet at Eugene in May. It is expected that a large number of athletes will be assembled there to compete for honors in track as well as field. The local high school is endeavoring to select a track team which will represent the school here at the meet, and as a result the boys are trying out for the various places on the team. Of course at this time of the year they are somewhat handicapped by the fact that there is no place to train out, but it is hoped that before long a place will be provided, so that training may be commenced immediately. Nothing of this sort has ever been indulged in to any great extent in the school, consequently the boys are very enthusiastic over the fact that they will have an opportunity of getting a chance to show what they can do in the way of athletics. Judging from the showing which has been made on the terrace up on the hill by the students some good material is in the rough. The baseball bug is buzzing about, and to say that it has left its hypnotic power among a majority is not far amiss. It is expected that by the first of next week a captain and manager will be elected so that active training will start very soon. A list of names of those who expect to try out for places on the team has been secured so that an estimate may be made to get an idea of the amount of interest in this line of athletics. About half the regular team which did themselves so proud last year by winning so many games, have left the school, so that new men will have to be put in their places. Mr. Hawley, who has charge of the athletics of the high school, is giving

## PADDOCK TALKS TO HIGH SCHOLARS

BISHOP OF EPISCOPAL DIOCESE URGES YOUNG MEN TO DEVELOP FOR MANKIND'S SAKE, LAUDING ATHLETICS

Bishop Paddock gave an excellent talk Friday morning in the auditorium of the high school, principally on education. He spoke of the evolutionary development that was being put into use, and said in substance that in the development of man the life and habits were far different than of the animal, from the fact that man had a soul. He also elaborated more vividly from the view point that the human race should be lifted to a higher plane especially in the social, physical and moral sense. It ought to be the ambition of the high school student of today, he said, to study now so that

considerable time to trying to arouse the enthusiasm of the students. He expects to turn out a bunch of athletes this year that will be second to none in any of the high schools in Oregon. Much credit will have to be given him for the basketball team, which carried off the honors in the competitive contests this year.

The following is the list of those desiring to try out for places on the baseball team and likewise those who wish to try out for positions on the track team: Baseball—Messner, Piel, Riggs, Garrett, rf.; McCoy, Skelton, 2b; Haines, lb, Carter, cf, Sargeant, cf, Noel, rf, Haggelstein, p, Hill, lf, Orum, cf, Garrett, p, La Prairie, ss, Ord Arnold, p, R. Hurn, lb.

Track—Riggs, 100 yards and quarter mile; Ogle, distance; Piel, 440; McCormack, 100; Fosse, 100 yards quarter and half mile, pole vault, broad jump and high jump; Sargeant, distance; Smith, quarter and half; McCoy, running hurdle; Orum, running hurdle, pole vault; Garrett, pole vault; Cox, 100, 150, running high jump, low hurdles and broad jump; Arnold, 100, pole vault, low and high hurdles; Carter, hammer throw and shot put; Foutch, hammer throw and shot put.

## BISHOP TO HOLD LENTEN SERVICE

HIGH CHURCH OFFICER OF EPISCOPAL DENOMINATION COMES HERE—IS GUEST OF REV. H. C. COLLINS

Bishop Robert L. Paddock, whose home is in Hood River, has arrived here and is conducting special services for the Church of the Redeemer in I. O. O. F. hall. There was a meeting yesterday afternoon and on today from 3:30 to 4:30 o'clock. The bishop will also preside at the meeting Sunday, at 11 a. m. This being Lent, and the period of observance of special abstinence, there will be no reception for the bishop, who will be glad to meet his friends at the services. There will be good music tomorrow morning under the direction of I. Jay Knapp. Bishop Paddock, who is head of the church of that part of the state east of the Cascades, is no stranger to Klamath Falls, having made a number of visits here and favorably impressed the people. He will probably return north on Monday. During his stay here the bishop is the guest at the home of Rev. Dr. Henry C. Collins, rector of the church of the Redeemer.

## MUCH HAY BURNS AT WALKER PLACE

Luke Walker, whose ranch is just this side of Bly, received a telephone message stating that fire had destroyed about 200 out of 360 tons of hay he had stacked on his place, and was still burning. On account of the shortage of hay in that vicinity the loss will prove more than usually serious. But two days ago the owner was offered \$7 per ton for the product. Mr. Walker brought with him to this city to market eighteen head of beef cattle.

## HOPELESS MOTHER POISONS CHILDREN

HE CAN BEST DEVELOP AND CONSERVE HIS POWERS IN SUCH A MANNER AS TO BE BENEFICIAL IN A WAY TO THE FUTURE GENERATION. SO MANY OF THE PEOPLE OF THE PRESENT GENERATION ARE CONTENTED TO SATISFY THEMSELVES WITH THEIR PRESENT MODE OF LIFE TO SUCH AN EXTENT THAT THEY DO NOT LOOK FORWARD TO BENEFITING MANKIND WHO SHALL FALL IN THEIR FOOTSTEPS.

The bishop spoke at length on the social side of life, and gave some good advice to the high school student who finds himself confronted with the grave problems of life after leaving school. He said that to lead a pure, clean and moral life one must abstain from the things that will tend to corrupt his life morally and physically. He gave an example of how a person may be induced on the downward path by being a good fellow. As one thing led to the next it would not be long before he would find himself an out-cast.

The speaker strongly advocated all forms of athletics, and the manner of knowing how to play. Play is not the only thing, but how to do the right kind of playing. So many men go into athletics to beat the other fellow instead of trying to win. There is great satisfaction in being able to take defeat, and if one cultivates the right kind of spirit he will go into a contest not only to win, but to bear defeat, should he meet it. Tomorrow evening there will be a service at Masonic hall to which the public is cordially invited.

## DOCTOR SING ON ALLEGED BILL

MERRILL PHYSICIAN, THROUGH ATTORNEY THOMAS DRAKE, FILES BILL ASKING FOR FEES WITH INTEREST THEREON

Through Attorney Thomas Drake suit has been entered in the office of County Clerk Charles R. De Lap by Dr. Alexander Patterson against Chris Diedrickson. Both parties live at Merrill. The doctor claims \$128.25 for medical services alleged to have been rendered between February 6, 1908, and April 21, 1908, asking interest at 6 per centum from the latter date.

## KLAMATH DEVELOPMENT COMPANIES ARE MERGED INTO PARENT CONCERN

WESTERN POWER COMPANY, OF WHICH THE LATE EDWIN HAWLEY WAS FORMER PRESIDENT. "TOGETHER WITH HIS BROTHER, S. O. JOHNSON, W. P. JOHNSON CONTROLLED THE OLD KLAMATH DEVELOPMENT COMPANY, THE HOT SPRINGS COMPANY, THE BUENA VISTA COMPANY, THE PIONEER PRESS PUBLISHING COMPANY, THE WHITE PELLIAN MINERAL SPRINGS COMPANY, THE KLAMATH INVESTMENT COMPANY, THE S. O. JOHNSON COMPANY AND THE WHITE PELLIAN HOTEL COMPANY.

## SHE THEN SUICIDES

ILL, UNABLE TO SUPPORT THEM, SHE SAYS IN PATETIC LETTER SHE CANNOT SEE THEM STARVE

Called Press Service SALEM, March 2.—A letter to Chief of Police Hamilton revealed the poisoning of four children and the suicide of Mrs. L. F. Jellison, divorced, aged 40. The children, two boys and two girls, were found dead of cyanide poison, in bed. The letter says: "The plain fact is I cannot earn enough to keep my family and am too ill to work. I cannot see them starve. There is a little money in my purse. Take it and bury us all together." (Signed) "L. F. JELLISON."

Upper Lake Traffic Starts Captain H. E. Calkins of the Klamath Falls and Crater Lake Motor Boat company, announces that beginning Monday regular daily mail and passenger service will commence on the Upper Klamath Lake. During the months of ice on the lake, the mail is carried by stage, but at other times the mail is carried by boat. The company, of which Mr. Calkins is manager operates the boats, Curlew and Spar.

Frank W. Upp is being congratulated on the advent yesterday of a new baby girl.

Robert Williams came to this city today from his ranch by Lost River.

Wickstrom and Lindstrom were down from the Upper Lake today to attend to some local business. P. H. Gray and Chas. Adams are in from Lost River. Merle Kilgore was in Klamath Falls today to get supplies for his ranch. Harold Kilgore came in today from Lost River.

Enjoy yourself by attending the dance at the Sparks tonight.

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## Newman-Foltz Offering Was Comedy Presented Last Evening

The Newman-Foltz company's offering this far "A Woman's Way," last night at the opera house presented by John V. Houston, proved the best play produced. The offering seemed better up in the class of comedy which is the best of the vehicles that Grace George, of William A. Brady, used to star in. The company showed the women are better than the men, hardly a man in last night's offering wrestled with his memory at the catch what ought to come via the organ. Miss Zoe Bates in the part of Mrs. Fogarty. Irish boarder, infused much comedy into the character, while Walter, as the teetotal but good hearted contractor, was at his best. Mrs. Foltz as Madeline Walden, Marie Lewis as her sister, and Miss Howard as Kvaline, did good work. Chester Evans as the good advantage as Nicholas, and was up on his lines. He

has shown himself never lacking in this respect in any performance. Ernest Winters, as Herbert Lyndall, the spoiled musician, was sufficient, while J. Lindley Phipps did better than usual as John Brand, lover of Madeline Walden. This afternoon the bill is "Amy," tale of a circus girl, with "Thelma" tonight, when exceptional lighting effects and scenery are promised. Tomorrow night the company will conclude with "Sapho."

NOTICE The following stores will close at 6 p. m., except Saturdays, until further notice. Hector's Dep't Store, Golden Rule Dep't Store, K. K. K. Store, Atkinson's Portland Store, Walk-Over Shoe Store.