

DEATH PENALTY IS METED TO FAULDER

HE TAKES IT COOLLY

MAY A DATE SET FOR EXECUTION AND SHERIFF HAS TWENTY DAYS IN WHICH TO TAKE

When Nobel Faulder was sentenced to death in circuit court this morning the courtroom was crowded, and the prisoner seemed no more excited than the rest of the people. He appeared to take the capital punishment ordered to be meted to him with comparative ease, and smiled frequently.

It was the first time in the history of Judge Henry L. Benson's service on the bench in Klamath county that he has had to sentence a man to death, and his voice shook with emotion as he did so. He read the sentence from a document prepared at his dictation by Court Stenographer M. M. Richardson. While 10 o'clock had been set as the time for the passing of sentence, the matter was delayed a few minutes by the lateness of District Attorney Dell V. Kuykendall, who arrived shortly after 10 o'clock. The prisoner, in charge of Deputy Sheriff James Wheeler, had been brought to the court room a little before the hour set, and was seated with his guard, inside the court hall. To his left his brother, Norman Faulder, while to his right the deputy sheriff. On the deputy sheriff's right was counsel for the man whom the jury had Saturday night adjudged guilty of murder in the first degree, C. M. O'Neill being the attorney.

District Attorney Kuykendall and Assistant District Attorney Charles Ferguson, representing the state were inside the court hall, as were several attorneys, deputy sheriffs and newspaper representatives when Judge Benson stepped from the court chambers at 10:13 a. m. by the court clock and ascended the bench to pass sentence.

Hallif Clarence O. Morgan announced that the court was in session, and at once Judge Benson said that the hour was the one fixed for the sentencing of Nobel Faulder.

"Have you anything to say before sentence is passed?" asked his honor. "If the court please: There is nothing that I could say on behalf of the defendant at this time but that would make the plain duty of the court more burdensome, and I would be a multiplication of words and matters of my own opinion, and, as to the latter, it would be under the law, be proper for me to say. All I can say in conclusion is that the court has but one simple, straight statutory duty to perform on behalf of the defendant, and for myself, I at this time, can only say that during the course of this unfortunate proceeding I thank the court for its courtesy, and for doing all that in its endeavor can do, under the circumstances that have surrounded and beset the court."

The court then read the sentence under the following transcript: "In the Circuit Court of the State of Oregon, for the County of Klamath, vs. Nobel Faulder, Defendant.

"It is the judgment of this court that you be taken from this county by the sheriff of this county, to the county jail of Klamath county, Oregon, there to be confined, and that you remain twenty days from this date

you be taken thence by the said sheriff to the penitentiary of the state of Oregon, and delivered by the said sheriff to the superintendent thereof for execution, and that you be by him there confined until the 3rd day of May, 1912, on which day, and then and there, between the hours of 6 a. m. and 6 p. m. of said day, within the enclosure of said penitentiary, by the superintendent, or one of the wardens thereof, you be hanged by the neck until you are dead, and may God have mercy on your soul."

Immediately upon concluding the reading of the sentence Judge Benson retired to chamber and the crowd in the courtroom began surging toward the stairway, with Faulder, under guard of Deputy Sheriff Wheeler, in the midst, on their way back to jail.

After the crowd had left the courtroom Norman Faulder, brother of the condemned prisoner, remained in the courtroom with tears in his eyes, talking to friends. Finally he, too, left and the court was empty. Later Attorney O'Neill appeared before Judge Benson in chambers and asked to get an extension of time for making a motion for a new trial to 30 days, which was granted. This will give the attorney practically a month in which to make the motion, but will have no effect on the transfer of Faulder from this city to Salem, as this will be done within the twenty days prescribed by the court regardless of anything which might act as a stay in the case. It is understood that Faulder will welcome the change from the unpleasant county jail, where he has spent several months, to the better quarters provided at the state penal institution.

During the term of Governor Weiser, according to a recent announcement left behind by the governor when he left the state for a trip east, he will, for the benefit of murderers condemned to death, commute their sentences to life imprisonment. It is understood that he will make this conditional on their acceptance of a stipulation not to apply for a pardon during the time of their confinement.

CHARGE CARROLL WITH PRETENSE

LOCAL MAN ARRESTED IN SAN FRANCISCO, ALLEGED TO HAVE GIVEN BILL OF SALE FOR MORTGAGED PROPERTY

John D. Carroll was arrested yesterday in San Francisco on a charge of obtaining money under false pretenses, and Sheriff William B. Barnes will leave this evening for San Francisco to bring the accused man to this city. News of the arrest was received yesterday by Assistant District Attorney Charles J. Ferguson, in a telegram from Chief of Police White of the Golden Gate hamlet.

The charge against Carroll grows out of a transaction involving some personal property, mostly farming implements. It is alleged that in March, 1910, he gave a chattel mortgage for \$3,500 on the marital to Martin Brothers, who conduct the logging mill in this city, and that in April, 1911, he transferred the same property to M. P. Mickler and William L. Albright by bill of sale, the price being \$1,028.65. The buyers constitute a well known firm of

ISSUE PERMITS FOR BUILDINGS

BOOTHBLACK STAND, DWELLING, LIVING ADDITION TO HOUSE AND PLATE GLASS FRONT FOR BARBERSHOP

Building permits were issued by the city council Monday night as follows: S. G. Duly, frame residence, 32x42 feet, six rooms, on lot 11, block 37, First High school addition, to cost \$2,500. J. W. Tyrell, box 323, to replace front of O. K. Barber shop at 624 Main street, with new one of plate glass. D. P. Staten, 12x12 foot addition for living purposes to residence on lot 6, block 24, Hillside addition, to cost \$100.

It is understood that Mickler called on Carroll for a settlement of the matter, and that Carroll had agreed to meet the former in this city on Monday. Mickler came into Klamath Falls from his ranch purposely to meet the engagement, but Carroll was not to be found. He had departed from the city Sunday evening at 5:30 o'clock for San Francisco. Mickler then consulted his counsel, Stone & Barrett, who took up the matter with the district attorney's office, which immediately commenced the criminal action which resulted in the arrest of Carroll.

MARINES ARE NOT CALLED TO PROTECT LEGATION

State and Navy Department Deny That Ambassador Wilson Has Called for Soldiers to Guard American Headquarters in Mexico

WASHINGTON, D. C., March 13.—It was said positively at the state and navy departments that no call had come from Ambassador Wilson for American marines to guard the legation in the City of Mexico, nor is there any such call anticipated. Theoretically, there would be no obstacle to the dispatch of marines to form a legation guard in the City of Mexico, provided a state of absolute anarchy prevailed that threatened the lives of Americans domiciled there, but such action would not be taken in the ordinary course unless the titular government confessed its inability to afford protection to foreigners.

CHURCH WISHES TO MAKE CHANGES

State department dispatches indicate that law-abiding citizens, including foreigners in Mexico, had been urged to arm and organize themselves. It is pointed out that there is a large disorderly element in Mexico City which may commit acts of vandalism if the capital should be threatened by the insurgents, necessitating the federal troops leaving the city to engage the rebels.

Many large shipments of arms continue to cross the Mexican border from the United States, according to dispatches to the war department from offices along the line. While it is not doubted that these arms are for the use of rebels, going through the customs house at Juarez as they do, the army officials cannot seize them, because they are coming in the regular channels of commerce.

CHRISTIAN CONGREGATION WILL ENLARGE EDIFICE, PUTTING DOORS IN CENTER AND FIXING BALCONY

On Monday night Attorney E. L. Elliott appeared before city council of which he was formerly the legal adviser, to ask for a permit for the Christian church to indulge in a change of front, literally speaking. He did not have a written application made for the permit, but stated he would make one later.

The church is on Ninth street, just north of Pine, and has two front doors, one on either side. It is desired to do away with these and build a center door, fix a balcony inside and extend the church on the west side, which is the rear, about twenty feet.

STRIKE COMMITTEE TAKES INCREASE THAT'S OFFERED

LAWRENCE, Mass., March 12.—The strikers subcommittee at 11:30 a. m. accepted the increases that President Wood of the American Woolen company offered. It is announced that they gained virtually everything they demanded.

TAFT ALMOST STRUCK BY NEARING TROLLEYCAR

Major Butt Gives Slow Signal to Motorman, Who Falls to Recognize President and Nearly Hits Him—Gets Trimmed, Verbally

WASHINGTON, March 13.—There is a Washington street-car motorman who wishes he had not partaken so thoroughly of the malignant instinct of his trade to make pedestrians jump by suddenly clanging the gong. The person whom the motorman tried to make jump was the president of the United States. The incident happened on crowded Fifteenth street the other day.

HILL LINE LINK BEING PLANNED

According to an item in the Medford Mail Tribune the preliminary work on the line from that city eastward to connect with the Hill lines coming south from Bend is under way. It was originally the intention to push this connecting link across to Pelican Bay, but the latest published route will take it north of Pitt and across the Fort Klamath country to a point at or near the present Klamath Agency. The Medford pa-

perpetrated the fender was within about four feet of Taft, and then the motorman changed his gong loudly to make the silk-hatted party on the track jump. The party didn't jump and the motorman applied the brakes hard and brought his car to a standstill.

The secret service men immediately boarded the car and gave the motorman a thorough and resounding dressing down that left him cold with fright. Every passenger wore a broad grin.

HEAD OF NURSERY IS VISITING HERE

Thomas H. Thompson, president of the Ashland Nursery company, incorporated, is in the city on business. The home office of the company is in Ashland, from whence Mr. Thompson comes. The development of the Klamath basin agriculturally and horticulturally, as well as other territory contiguous to it, is making trade for the nursery line, which occasions Mr. Thompson's call at this time.

BOMB CASES MAY MERGE IF COUNSEL PREVAILS

Raises Tendered by President of the American Woolen Company at Lawrence Accepted and Workers Claim Theirs is the Victory

THOMAS THOMPSON, PRESIDENT OF ASHLAND CONCERN, VISITS KLAMATH FALLS ON BUSINESS FOR HIS FIRM

WASHINGTON, D. C., March 13.—Arguments have begun on a motion to consolidate the dynamiting cases. Chief Counsel Harding of the defense is satisfied with Judge Anderson's setting the trials for October 1. The government wanted the trials earlier.

QUARTER MILLION ACRES WITHDRAWN FROM ENTRY

And Unclassified in Oregon—Majority Withheld on Account of Power Sites, With Considerable Amount of Oil Lands as Second in Extent.

WASHINGTON, March 13.—Oregon still has a total area of 273,943 acres of public lands withdrawn from all form of entry and unclassified. Of this area 3,521 acres are withdrawn on account of coal, 74,849 acres on account of power sites, and 6,689 acres as reservoir sites. The total classifications and restorations to date have been as follows: Coal lands, 189,041 acres; power sites, 22,847 acres. A total of 6,500 acres have been restored to the public domain from forest reserves. On July 2, 1910, 239,267 acres in the former Ute Indian reservation were withdrawn for classification in addition to the above withdrawals.

The foregoing figures are made the substance of a letter from Acting Secretary of the Interior Adams in response to a congressional inquiry, and are corrected to January 31, 1912. The present rate of classification of coal lands is approximately 10,000 acres per annum. At this rate the withdrawals now outstanding, amounting to something over 70,000 acres, would be classified and restored to entry in seven years if no more was withdrawn. The acting secretary estimates, however, that on account of further withdrawals it will

REAL COLORED FOLKS TO APPEAR IN MINSTRELSY AT HOUSTON'S THEATER

There will be genuine Senegambian folks at the Houston opera house for two nights when the minstrel company gets here. Saturday and Sunday nights are the ones fixed for the performance by the Mahara minstrels, which is a company made up of about a score of real colored folks who delight in gambling, performing various unique acts and making fun for the one who wishes to be amused. The troupe is composed of all over the country, and has performed in many of the leading cities, not only on the coast, but in the West. One of the features which is to be made prominent in a "Texas Tommy" diversion.

CRACKS ONE ON HEAD

THEN TAKES DEAD MAN'S PISTOL AND FATALLY SHOOTS OTHER WHO TACKLES EXPRESS CAR FOR LOOT

United Press Service SAN ANTONIO, Tex., March 13.—Express messenger Sam Trousdell killed two robbers who were attempting to rob a Southern Pacific train. The robbers boarded the train at Dryden. One robber covered the engineer and the other covered Trousdell.

The messenger, while opening the mail sacks, caught the bandit off guard, seized a wooden mallet and struck the robber on the head, killing him instantly. Then he took the dead man's gun and shot the other robber dead.

The train proceeded to Sanderson with the dead robbers aboard.

TRIXIE FRIGANZA WEDS THEATRICAL MANAGER

Comedienne Decides to Take on Matrimonial Harness With Man Who Guides Destinies of Company and Writes Out Passes

NEW YORK, March 13.—Trixie Friganza, the comedienne, has become the bride of Charles A. Goettler, a theatrical manager. The ceremony was performed by the pastor of the Bath Beach Catholic church, of which the actress has long been a member.

The romance is one of the theater. The bride and bridegroom met when both were members of the same theatrical company—one the prima donna, the other the person who counts the night's receipts with the manager of the local theater, who pays the salaries every Tuesday, and who signs the passes.

LEAP YEAR PROPOSAL IS OFFERED TO PEDAGOGUE

Girl Who Sends it Says She Has More Money Than She Can Invest, Needs Husband, and That Teacher is Too Timid With Girls

MINNEAPOLIS, March 13.—The latest thing in leap year proposals has been received by B. B. Jackson, assistant superintendent of the public schools. The letter is signed by Stina Wilson of St. Paul, and reads: "You need a wife. I need a husband. You are too timid with the young ladies. I have more money than I can invest."

AGAINST DOCTOR'S WORD LA FOLLETTE STARTS OUT

WASHINGTON, D. C., March 13.—Accompanied by his wife, Senator La Follette left quietly yesterday against the advice of his physicians, and started for North Dakota. He takes the stump to make charges that Colonel Roosevelt broke faith. The senator has practically recovered. If his health permits he may tour Nebraska and other Western states.

Secretary C. P. Stewart of the Klamath Falls Commercial Club, leaves this evening for a month's sojourn in his old home, Chicago.

B. L. Ezell came to this city on business.

STANSBIE WILL GO TO FARM WORK

THE FIFTH WARD COUNCILMAN PLANS TO LEAVE SHORTLY AND TAKE UP WORK ON FORMER EMMITT RANCH

Councilman Allan Stansbie of the Fifth ward, whose term in the city council expires in June, and who will not be a candidate for re-election, plans to move shortly to the farm which he purchased some time ago. This place is 2 1/2 miles west of the city, toward Keno, and consists of 320 acres. Mr. Stansbie purchased the place from Mr. Whitcomb, but originally it was the Robert A. Emmitt property, and is best known in the name of the ex-postmaster. The new owner expects to put in about 100 acres of wheat, oats and potatoes this season, and to plow about 320 acres, all told.

W. E. McBride was in the city from Grants Pass Monday on business.

Lots of Klamathians in 'Frisco to Help Make "Oregon First" Event Big

On their arrival in San Francisco this evening, the Klamath boosters who left here at 5:30 o'clock last morning will find awaiting them quite a number of Klamath Falls people to meet the contingent from this city, among them Mr. and Mrs. Frank White, Mr. and Mrs. L. F. Willis, Mrs. Eliza and Lillie Stille, Mr. and Mrs. A. Wishard, Mr. and Mrs. Temple (nee Roxie Shive), Mr. and Mrs. Junior Daggott, and the engineer J. D. Church, who is in the city on railroad business. They will all join in making the "Oregon First" visitors a notable one and will do their part to show that Klamath Falls is on the map.