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# WALK-OVER SHOE STORE

### COURT HOUSE CASE IS RENEWED

(Continued from Page 1)

town is an artificial personality, and may move anywhere, but the county is where it is designated by the voters of the county, regardless of the mutations of the incorporated town."

On the statement made above by the judge, Mr. Zumwalt was allowed to identify the blue print. Witness said the postoffice was in block 35, and the Hot Springs addition site was in block 10, about 1,000 feet therefrom. Then the counsel on both sides had a long wrangle about the two deeds given to the county for a free site for a court house in which they first offered the block No. 10 on condition that within five years the county should erect a court house building valued at \$200,000, and in the second deed revoked the first one and reduced its condition as to price to \$100,000.

Attorney Drake vigorously object-

No. 10

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ed to the admission of a certified copy of a general election held in the county, which was given in with the view of proving that in June, 1884, the site of the court house was located at Linkville, its present site. Complying with his former expression, Judge Coke admitted the document, after Judge Drake had stated that the document was not properly certified, and "Linkville, according to it, might be a man."

A motion to strike out all the exhibits was then denied.

County Treasurer Claud Daggett testified that the unpaid county warrants up to January this year amounted to \$267,594.00. There was in addition at that time a road bill of \$5.61. On hand there was, he said \$190,000, which belonged to the following funds: The general, road, high school, common schools of the county, court house fund and two others.

"What," asked Rutenic, "is the amount of the general fund of Klamath county and the road fund?"

"I object," said Judge Drake, "to any fund matter except it alone relates to the court house fund." It transpired, however, that the court house fund was \$62,291, that the road fund was \$29,000, the general fund \$47,000.

Witness in reply to Drake said he might not have the court house fund in his actual possession, but he had the credits of the banks of the city for the money, which was subject to him as treasurer.

After giving some dates as to the payment of warrants, the witness was excused.

County Clerk De Lap was next examined. A document which developed to be a letter to the plaintiff, Murdoch, and signed by the entire county court, was the cause of a lengthy contest between counsel. Drake insisted that it was a letter from private citizens, and not from a court or board of public commissioners, and that there was no journal entry. He resented an insinuation of Attorney Rutenic that the letter was

originally kept off the journal as false.

Letters sent by the county court to the Klamath Chronicle were next submitted for identification to the witness, but Judge Drake held that such evidence was in the nature of hearsay, and that if at all the best testimony would be the original letter. Judge Coke sustained his objection.

In the afternoon session George Hayden, deputy under sheriff, testified that there was \$38,000 or \$40,000 of tax money that had not yet been turned into the treasury, but was deposited in the American Bank and Trust company vaults, and held there to the credit of the sheriff. That amount included what goes to the state.

Uncollected in taxes was about \$30,000 or \$35,000.

Charles De Lap, deputy county clerk, testified that the county warrants outstanding up to the 1st of May amounted to \$301,326.91. Warrants issued since the 1st of April amounted to \$18,415.15. Over \$20,000 had been issued for the county poor farm buildings. For timber cruising the amount paid did not reach \$10,000.

"What is the object of this line of testimony?" inquired Judge Coke.

"To prove voluntary indebtedness incurred by the county court," was Rutenic's reply.

In reply to Judge Drake witness said all these warrants he had been speaking of were issued on the general fund.

W. O. Smith was called to testify as to his knowledge of the signature of the defendants gained from communications signed by them, received for publication in the Evening Herald, and also with reference to the publication of letters sent him concerning the court house matter for publication.

Mrs. N. Bailey, stenographer for the county court, was on the witness stand late this afternoon.

Cut flowers, 44 Main St. Phone 825

### PAROLES GRANTED BY BOARD OF OFFICIALS

Out of Eighty-Six Cases Fifteen Applicants for Clemency Are Granted Their Desire—Names Not Given for Publication

SALEM, April 29.—Out of eighty-six cases investigated by the parole board, fifteen were granted paroles. The general impression was secured through an announcement of the board that the meetings would be public, that all of the proceedings would also be, but they are at the best of a semi-public character, the names of all convicts to whom paroles or conditional pardons or pardons are recommended, save in cases so extraordinary that publicity could not be avoided, being withheld.

Mrs. Carrie Kersh appeared before the board and asked for a parole, but the board decided to postpone her case for a year. She was convicted with Jesse Webb in murdering William Johnson.

In all seven murder cases were considered by the board. Charles Slagel, who has served twenty years, asked for a parole, but it was denied him. In the past he was given privileges, but he violated them. He is from Josephine county.

### CONVERTS IN THE WHISTON MEETINGS

Despite the bad weather yesterday the revival meetings at the Christian church were well attended, and the adults were forward for the Christian life. This makes eighteen the first two weeks, and everything looks good for a great work. The evangelist stated that there were many in the town who have been members of the Christian church elsewhere, but who had not made the fact known. If these would show their colors and take their places in the church, a new building would be assured and the church could get out of the tempo-

rary tabernacle within six months. It is not the money that prompts this statement, but the moral effect upon the community and the church. The evangelist would like to talk with any one concerning this matter.

Tonight the theme will be "The Man That Jesus Called Down." This is one of the rousing kind of messages. Special music. The tabernacle is located at the corner of Pine and Ninth streets. The meetings continue every night this week at 7:45 sharp.

ANYONE having possession of any of the following pianos, Steadart No. 32,465, Hauschildt No. 53,292, Jesse French No. 44,222, can learn of something to their financial advantage by calling on H. R. Elliott, White Pelican hotel, Klamath Falls, Ore., 29-31

### YOUNG WOMAN ATHLETE

### SAVES MAN FROM DROWNING

VENICE, Calif., April 29.—To Miss Margaret Thompson's aquatic and pugilistic ability, A. J. Fauvere, son of a millionaire mining man of Phoenix, Ariz., today owes his life.

Miss Thompson was the only person within hailing distance when Fauvere, overpowered by a strong tide while bathing, cried for help. She swam to his aid, and when he attempted to seize her about the neck, delivered a stiff right to his head that made him tractable. The girl kept him afloat until the lifeguard arrived.

### HAVE YOU READ IT?

The Ador-i-ka book, telling how you can EASILY guard against appendicitis and get INSTANT relief from constipation or gas on the stomach, is being read with much interest by Klamath Falls people. It is given away free by the Whitman Drug Co.

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