Nath Year-No. 1,745

KLAMATH PALLS, ORBGON, TUPSDAY, APRIL 80, 1912

Price Pire Contr

## FINAL EVIDENCE IN INJUNCTION

IN COURT HOUSE CASE

The injune well of H. F. Mur-Court, Judge Worden and Commiss S. T. Summers and C. G Merrill, will undoubtedly reach its ermination this evening, with the estbility of an evening session of be court, should that be necessitated. The Judge Coke will take the matter under advisement, following the receipt of the transcript of the teetinony by Court Reporter Richardson, shich will be sent to him at March-

It has been clearly intimated, even during the trial of the case, that no natter what Judge Coke's decision may be, the insue will be taken to the ourt of last resort in Oregon.

Arguments will finish this evening. The first today was made by the plainof Mr. Murdoch, who is a practising attorney. The points he chiefly rest-

1-Has the county court the right to remove the county seat, and are they not exceeding their authority in pting to do so?

1-Are they not creating a volunmy indebtedness and again thereby ding their authority?

1-Are they not exceeding their otherity in acquiring a plat of permanent right to or authority

Judge Thomas Drake for the counnissioners dwelt forcibly on effect and efficacy of the legislaexetment of 1893. He quoted on the Oregon legislative acts where it said that the name of this tors was in confusion, and cited what be inelsted was a Umatilla case, parallel to the Klamath one, and wherein be pointed out that after the legislater had changed the boundaries of sity it rested with the county court to make whatever disposition is these of the county seat. The people taring once voted on the subject they led so further right, in law, to intermeddle, for the doing of the act restd with the county court, and that is that they were elected to do. He polated out that the plaintiff contendd that the legislature of 1889 was easipotent when it made the name Liskville, but disputed their authori-Palls. The matter was up to the legh Washington has long since recogsied it as Klamath Palls.

The court will be addressed by Attorney C. F. Stone and Attorney F. H. kills for the defense, and then Attor-My J. C. Rutenic will close for the

The first witness examined in the spersedes the conditions of previous

## **BIG INCREASE IN** REGISTRATION

OPENED SATURDAY

lince the city registration books when have been added to the roll. When the books closed under the old there there were \$51 registered tolers, and the additions since that the has been additions after the bas because the state of the has brought the total up to 978. The beaks will remain open for reg-idration until 7 p. m. May 15.

deeds entered into between the Klamath Development company and the county court in that it revoked the deeds entered into between the Klainclauses in the two previous instruments whereby the amount was set respectively at \$200,000 and then at \$100,000, abandoning these two features and leaving it to the best judgment of all concerned to erect such a block 10, Hot Springs addition as may be determined.

In reply to Attorney Rutenic, the county clerk stated that this deed had Siemens for Treasurer, Goeller and not been accepted by Klamath county. and Decision Will Proba- When Attorney Rutenic proceeded to explain to the witness the law with relation to the understanding between two parties, a grantor and grantee, in ills a contract and to get his views in the matter an objection was raised by Attorney Drake.

"This," he said, "is not a law school. We further object on the set to the members of the County ground that the atterney is putting words into the witness' mouth.

7 his testimony concluded the main case, and after a brief conference between the lawyers for the defense, Mesars. Drake, Stone and Mills, the former announced that the defense would rest.

The first witness on rebuttal was Antone Castel, who told of his knowleage of this section during twentyeight years' residence here. The postoffice was at Hamond's place, west of Center, on Main, block 23. It remained there until the big fire occurred, September 6th, 1889. The court house was in the castern end of Linkville hotel. Mr. Castel stated Pourth Ward, Herbert Savidge; Pifth he had been postmaster for the term

"When you were postmaster," ask- cilmen to be elected. ed Judge Drake, in cross examination. were you postmaster of Linkville or Klasoath Palls?

Of Klamath Palls," was the reply. besides being postmaster and surveyor, what other business have you been in?" Drake asked.

I ran a brewery," was the answer (Continued on Page 4)

GRAND RAPIDS INSTRUCTOR AC-DISTRICTS ALSO

Abbie J. Carpenter of Grand Rapids, to farmers of the Klamath Basin. accepting the position of instructor in domestic science and art in the county high school. Miss Carpenter will fill the vacancy caused by the resignation of Miss Tuttle, who has accepted a position at Gold Hill for next year.

the South Dakota state college and of Mature, Judge Drake said, after one the Chicago University. She leaves we in 1889, and at no other time did the position of instructor of domestic the legislature define the boundaries science and art in the Grand Rapids COLLECTION OF WEAPONS still 1892, when they designated it schools to take up the work here. She wit is today. The postal department will not only instruct the first and second year work in the high school, but will continue the work in the Seventh and Eighth grades in the city schools, and also organize an extension department, which will attempt to reach the various parts of the county with instructions.

This is a feature of the school orning session was County Clerk which it is expected will develop more be Lap, who was placed on the stand and more, as well as along the lines by the defense to verify a deed which of agriculture, manual training and the commercial department.

### CITY REGISTRATION BOOKS

The city registration books are islands will also be included. pen for registration at the city hall. cial election. Some because they forgot to do so and a great many because only by private collectors. ORE HUNDRED AND TWENTY. they did not understand that it was be is registered as a voter.

re-opened in accordance with from Medford last night to look after be provisions of the new charter 127 some business matters before leaving

tend the auction sale last Saturday. | ing him of the new strike.

DATES EXPIRES TODAY

Savidge for Councilmen Have no Opposition—Two Councilmen to Be Elected in Third Ward With Three Entries-Two Candidates for Each of Other Offices

Today is the last day for filing petitions for nominations for city offices, to be voted on at the election to be held on May 20th. By the petitions filed to date there will be no contest for the office of city treasurer, and for the office of city treasurer, and councilmen from the First and Fourth wards, there being the petition of councilmen from the First and Fourth only one candidate filed for these offies. The candidates for the several offices are:

For Mayor, F. T. Sanderson and T. F. Nieholas: for police judge, A. l. Leavitt and J. B. Mason; for treasurer, J. W. Stemens; for councilmen: First ward, J. P. Goeller; Second ward, R. E. Wattenburg and P. D. Miles, Third ward, E. C. Greeley, C.

ward, M. R. Doty and W. O. Huson. In the Third ward there are two coun-

### CLOSES TERM OF SCHOOL

and will then leave for Salem to spend the summer with his mother and to take a special teachers' course. Mr. Chorpening will return here in the fall and will again teach school in Klamath county.

PARMERS BUY HOGS

The auction at the Greenfield farm last Saturday was not largely attended. About 100 head of thoroughbred hogs were sold. The farm was overstocked, and it became necessary CEPTS POSITION WITH HIGH for the owners to dispose of at least SCHOOLS-INSTRUCT COUNTRY a portion of the stock. While in some instances the hogs brought fancy prices, in most cases they sold at figures within reach of the average Word has been received from Miss farmer. All of the stock sold will go

### REMODEL THEATER

lery of the Sparks theater. The large of fifteen miles of New Pine Creek. electric plano will be placed in the Miss carpenter is a woman of wide of other alterations made to make To make it later, in 1893, Klamath experience as a teacher, a graduate of the operating room and the gallery where the snow is off, leading to the more commodious and convenient.

# OF PHILIPPINE TRIBES

The Government Is Asked for an tion of Their Weapons at the West Point Military Academy

United Press Service

WASHINGTON, D. C., April 30.-

The director of the Philippine conmost savage tribes.

Is Visiting Rounsevells

J. D. Cochran arrived in the city
from Medford last night to look after
some business matters before leaving
for Canada, where he expects to locate if he finds conditions satisfactory.

J. P. Morrell, owner of Greenfield

Taylor, who accompanied him to the
farm, was over from Medford to atlead the auction sale last Saturday.

Is Visiting Rounsevells

J. P. Olive of Cuba, N. Y., accommor pariner of Mr. Rounsevell in Lakeview. C. O. Olive, a formor pariner of Mr. Rounsevell in Charge
of the office and to represent him durtory.

Mr. Rounsevell states that J. Scott

Taylor, who accompanied him to the
new district, expects to print the first
lead the auction sale last Saturday.

Is Visiting Rounsevells

Is Visiting Rounsevell a "Will Harry Prescott for the murder

Captain Smith was a guest at a "m

### RICHESON MAY BECOME A PRIEST

United Press Service

BOSTON, April 30.—An ex-pris oner says that Richeson told the LAWYERS PRESENT ARGUMENTS Suilding on the five acre tract in TIME FOR FILING BY CANDI-Catholic priest. Se says that Riche-BUGGEGSTS RELEASE PROM OBLIson is very nervous, and smokes constantly.

### INDIAN POUND GUILTY

Jack Palmer, indicted jointly with Pinley Wilson for introducing liquor on the Klamath Indian reservation. was found guilty in ten minutes by Jury in the federal court in Portland.
Both are Indians, and Wilson was acquitted of the charge, as the evidence showed that Palmer brought the liquor on the reservation and Wilson was given a drink and handed it to the United States reclamation service

NELSON ROUNSEVELL TELLS OF STRIKE AT MIGHGRADE AND OF COUNTRY IN VICINITY OF THE MINKS

Nelson Rounswell, the local real state man, returned last evening infactory conditions necessarily refrom New Pine Creek, where he went sulting from the use of said canal about three weeks ago at the begin- within the city limits. ning of the gold pacitement at High-

the center of a rich valley, lying between the hills and along the shore fled by some other means.

of Goose Lake, which is skirted by "The department would be willing good sized creeks coming down from ley. Practically every ranch has its such obligation the right of way own water for irrigation from these

nere is approximately 50,000 acres C. E. Hoyt is remodeling the gal- of rich valley land within a radius supervising engineer to act in accord-

"The Highgrade mines are between front of the theater, and a number seven and eight miles right up the mines. There are at least four proven properties developed to such an extent that their richness and value are fluly demonstrated.

"The Sunshine has admittedly the best showing. It is the only one I went through while there. They have a four-foot ledge that carries good values clear across. On the hanging wall there is a rich streak from seve Appropriation to Install a Collec- inches to twelve inches wide that carries values from \$1,000 to \$15,000 a ton, a streak of very rich ore.

"Probably 200 people came into A collection of weapons of the Philipon the mountain side, prospecting have left for New York to go to Engpine tribes is to be made and installed along the snow line as fast as the land aboard the Adriatic. General Barry, superintedent of the thirty buildings are going up right who failed to register before the spe- tain styles of weapons which have be- contracted for, and will be started as said he had given his word not to recome scarce in the islands, and owned soon as the material can be brought veal his informant's name.

Mr. Rounsevell expects to return SEVEN VOTERS REGISTER REGISTER THE COUNTY and again for the city elecrunabout over the rocks and mountained brought hundreds of spectains and through mud without the tators to the hearing. Ismay was extended for home. He left it by the and indifferent. He admitted that COUNTY HOOKS WERE REtions. According to the charter no it is planned will represent the militions. According to the charter no it is planned will represent the militions. According to the charter no it is planned will represent the militains and through mud without the
person will be entitled to vote unless tary history and evolution of even the

GATION BY GOVERNMENT

Department of Interior to Willing to low Leavitt Tract if Residents of

has received a copy of a communication from the first assistant secretary of the interior, addressed to the director of the reclamation service, in which he makes a statement regarding the attitude of the government with respect to a portion of the Anke NEW PINE CREEK with respect to a portion of the Anke-ny canal running through the resident district of Klamath Palls.

The letter is as follows: Department of the Interior, Wash ington, D. C., April 16, 1912.

"Director of the Reclamation Service "Sir-My atention has been called to various matters in regard to the occupation by the government of right of way for the Ankeny canal within the limits of the city of Klam ath Palls, Oregon, and to the unsat-

It appears that certain residents C. D. Chorpen'rg has just closed a grade. Mr. Rounjevell was in at the of Klamath Palls have suggested that very successful term of school at Lo-first rush, and go; hold of some good rights to the use of water from this rella. He will spend a few days in property, both within and adjoining canal, and thereafter release the the city attending to business matters the town of New Pine Creek. He United States from its present obligaspeaks in glowing terms of the proc. tion to supply water therefrom. The pects in the new Aistriet and has purpose of these residents is to inbucker um verset by investments.

"New Pine Creek," anid Mr. Rounseveil, "in a very pretty little place in ticable in case the vested rights in question can be eliminated or satis-

> the new railroad. The valley is pro- to discontinue further operation o tected from frosts, and they raise all said canal below the land known as kinds of fruits, berries and vegetables the Leavitt tract in case the United in addition to alfalfa and grain. Ev- States were relieved of its present obery two or three miles there are ligations to furnish water to said vested interests below said tract. the mountains, the flow of which are Upon satisfactory evidence that the used to irrigate the lands in the val- United States has been relieved of question would no longer be used by the United States, and no objection "The valley is two or three miles on its part would be made to such ide, and extends from Lakeview disposition thereof as may be made along the east shores of Goose Lake. by those entitled to control the same. You are authorised to instruct the ance herewith. Very respectfully,

"BAMUEL ADAMS, "First Assistant Secretary."

### NYESTIGATION OF TITANIC WRECK FNDS THIS WEEK

ation of Ismay Brings Out Hundreds of Kager Spectators—He Is Excused, However, and Will Return to England

United Press Service

WASHINGTON, April 30 .- Senator New Pine Creek during the three Smith announced that he intends to weeks I have been there, and out of close the iTtanic hearings this week. these about 100 are now camped up Thirty officers and crew of the ship

at the West Point military academy. snow goes off. Real estate is ad-Old weapons of the Spaniards of the vancing rapidly in the town, and is salesman, testified that an unnamed changing hands very fast. About man told him that a telegram anthirty buildings are going up right nouncing the sinking of the Titanic and will remain open until May 15. West Point academy, has asked con- now, all of which were started within was received at the White Star Office There are quite a number of voters gress to appropriate \$750 to buy cer- the last three weeks. Many more are Monday, April 15, before \$ a. m. He no building at present in the city

Senator Smith is determined to RE-TRIAL OF PRESCOTT Senator Smith is determined to

The news that Ismay was to be re

had more boats. Captain Lardner said that eightsen or twenty women were among the bodies recovered. Much jewelry was taken off the men and women, but he did not know how

"NO CLASP WALTZ" IS NEWBOT DANCE PAD

NEW YORK, April 20 .- A bas le Turkey Trot! Conspens la Bunny Hug! Down with the Grissly Bear! After months of wriggling, writhing, Discontinue Operation of Canal He- jumping, shuffling dances, Broadway has quit. No more the rousing strains of "Aleander's Band," "You Great City Acquire Control of the Vested Big. Beautiful Doll," "The Ragtime Violin" will send the couples careen ing about the glassy floor of the ball room like whirling dervishes. For a new dance, a "respectable" dance has

> winter cabaret shows during the sen- cable steamship Mackay Be son, and when Broadway, surfeited with dances that resembled a close hodies aboard, two being clinch in a prize ring first saw the women, docked here this morning. new departure it gasped, turned away. The body of John Jacob Aster was niglied, and then looked back. For identified by jewelry and cards in the there is not a single half-Nelson or pockets. A hundred and sixteen eth-strangle hold in the new creation. For or bodies were found at the scene of that reason it is called the "No Clasp the wreck of the Titanic, but their Walts." It differs in only one material from the old fashioned walts, brought here. They were buried at and that is that from the beginning of the dance the partners do not so much as touch hands. There is absolutely no bug. All holds are barred.

Broadway followers of Terpsichore. who have toen used to the close harme... effect of modern dancing found o-clasp effect rather difficult at aret, but they are growing used to wrapped in burlap, while others we it, and the dance is becoming exceedingly popular.

night from his home in Shasta Valley to visit with his sister, Eva. at Bo nanza. Clarence was formerly a redent of Bonanza, but left there eleven years ago, and this is his

SHEMBLY WITH HIGH CLASS TALENT SECURED BY CHAM-BER OF COMMERCE FOR FIRST WEEK IN JUNE

Arrangements were made last night for holding a Chautauqua assembly in Klamath Falls during the week comemncing June 3, when a conference was held by the directors of the of the contracting parties was so Managers' Association.

fully established, and the interest shown in these entertainments would indicate that there is sufficient sup-port here to warrant a Chautauqua assembly during the summer. The Chamber of Commerce has had the matter under consideration for some corner of Seventh and High streets time, and if the first season proves Needless to say, the guests did ample successful the Chautaugua for Klamath Falls will be made permanent.

summer will come immediately after ly volunteered her invaluable servthe Elks' Rodeo, and it is probable ices. that a great many visitors to the Rodec will remain over for the other known in Idaho and California event. Definite arrangements have an illustrator of some note until failnot been made as to just where the ing eyesight, due to overstrain, comassembly will be held. It was first planned to have it at the island below the city, but on account of transportation that has been practically abandoned. It is probable that a place will be secured within the city and that tents will be used, as there is her in the front ranks of her pro-

# SET FOR MAS 220

HUNDRED AND NINETY BODIES. TWO WOMEN

nds of Relatives at Pler on Arrival of Markay Bennett with Its Cargo of Bead From the Th Wreck-Deck Covered with Go of Dead Hodies, France, Die and in Horrible Condition

United Press Service

HALIPAX, N. S., April 30.cable steamship Mackay Beanett, des-ignated as the "coffin ship," with 199

As the vessel docked the chu ed, while the blue jackets polic pier, barring all except those bearing passes. As the Mackay Beanett ap-proached piles of bodies on the decks were visible, some packed in ice and acovered, with arms and heads ible. Amidships, when a huge tar-saulin was lifted, enormous groups of Clarence Lauderbaugh arrived last dead were disclosed. They lay in cramped positions with sea et faces, the features distorted and grimacing and staring horribly.

> HALIPAX, April 80 .- A body supcoodly that of Geo. Wideners, with identity. The bodies of Antimarks. The condition of all the corpses were horrible. They were frozen, discolored and battered, and many unrecognizable. It is said that those buried at sea were even in a

There were thousands at the pier ship." and there was pra panic as the relatives viewed the distorted faces, many of them seeking in vain for those they hoped to find.

A wedding that cor A wedding that comes as a surprise to all save the most intimate friends Chamber of Commerce with Charles nised yesterday afternoon, when Mrs. V. Fisher, of Ogden, Utah, western Pleasant Poston Hildebrand became representative of the Chautauqua the wife of William Clay Chipps. The fanagers' Asociation.

Klamath Falls now has its Lythe Presbyterian parsonage Rev. Mr. Stubblefield.

Dinner was served later to the m justice to the repast, in whose preparation Mrs. Poston was assisted by her The assembly as arranged for this friend, Mrs. Giddings, who very kind-

The charming bride, who is well pelled her to abandon her chosen profession, much to the disappointment of those who recognised her as the possessor of an unusual degree of artistic talent, as well as mental attainments which would have placed fession. She is a relative, through her mother, of the late Edward Bellamy, famous as the author of "Looking Backward," and other sociological works. She was the recipient of a number of beautiful and valuable

The groom is one of the most pop-