

CUPPER STATES VIEW OF WATER RIGHT QUESTION

Klamath Falls post, No. 8, American Legion, has received answer to an inquiry addressed to Percy A. Cupper, state engineer, relative to the status of the California-Oregon Power company in connection with water rights in the Klamath drainage area. The letter was read at the last meeting of the post and the post has secured authorization for its publication for the information of the public. The letter, which follows, is self-explanatory:

American Legion, Post No. 8, Klamath Falls, Oregon.
I am in receipt of your letter of the 12th inst. relative to the contract between the California-Oregon Power company and the secretary of the interior affecting certain lands and water rights in Klamath county.

It is a very difficult matter to determine the present status of water rights for some of the large areas in Klamath county, and also what effect the contract above mentioned will have on these water rights.

In 1905, the federal government made a filing on all unappropriated water in Klamath drainage area. The filing was made pursuant to Section 2, Chap. 228, Laws of Oregon for 1905. This statute provides that the federal government shall file definite plans and specifications within a certain specified period and authorize the construction of the irrigation works within the specified time. All these steps have been complied with, and it is assumed that the water rights of the reclamation service are now limited to the water necessary for use in connection with the plans so filed.

The statute further provides that no right to the use of the water described in such notice shall be acquired, excepting such amount as may be released by the reclamation service, in writing. The plans of the reclamation service include practically all the land susceptible of irrigation, as I understand the matter, below the Upper Klamath lake, including what is generally termed the Lower Klamath marsh. While I have no definite information on the subject, it is my understanding that the United States reclamation service has practically withdrawn from the Lower Klamath marsh and turned this part of the Klamath project over to the Lower Klamath drainage district. Whether or not this constitutes a release of the water necessary for the irrigation of these lands as required by the statute, I am unable to say. It seems, however, that the drainage district considered that the United States reclamation service was not in a position to furnish these lands a water right, as the district secured the enactment of the statute the last regular session of the legislature permitting drainage districts to appropriate water, and subsequently filed an application in this office for the appropriation of the necessary water of Klamath river.

There is, therefore, a grave uncertainty as to whether the lands in Lower Klamath marsh are entitled to water under the original filing of the federal government.

I believe that if the reclamation service sees fit to assert its rights for other lands in the Klamath project, including the small areas to be served by pumping, that these rights can be maintained.

We have little or no information relative to the character or the use of water on the lands of the Upper Klamath marsh, and other lands surrounding Upper Klamath lake. There is a large area of land in that section which if water has been beneficially used upon it would have a water right, otherwise it would not.

There is undoubtedly considerable land along Sprague river and Williamson river and other tributaries of Upper Klamath lake which could be irrigated, if the diversion of the water be permitted. To what extent that right to store water in Upper Klamath lake will prevent the reclamation of these lands I am unable to state.

A prior right to store the water in

(Continued on page 4)

PACKERS AGREE TO SELL MEAT PRODUCTS ONLY

WASHINGTON, Feb. 27.—Under agreement between the government and the packers a decree, under which the "Big Five" packers are forever enjoined from engaging in any line of business other than that of handling meat and produce, was filed today in the District of Columbia supreme court. After hearing a statement by counsel for the packers, Chief Justice McCoy signed the injunction making the agreement effective.

TWO VICTIMS OF PNEUMONIA

Richard Sweeney, a young sheepman of Klamath and Lake counties, died last night at the local hospital after an illness of eleven days from influenza-pneumonia. He had been critically ill for the greater part of the time, but made a gallant struggle for life against great odds, and it is a severe blow to friends and family to have the battle end so fruitlessly.

He was a native of Parkanalla, County Cork, Ireland, and came to the United States about nine years ago. He lived for a number of years at Bakersfield, California, where he was employed in the oil fields. He has been in this vicinity for about three years, the first two years in Lake county and for the past year in the Malin district.

He leaves a mother, two sisters, and a brother in County Cork, Ireland, a brother Michael, of Butte, Montana, and another brother, James of San Francisco, Cal. The latter will arrive on this evening's train to complete the funeral arrangements, and it is probable the body will be taken to San Francisco.

The sister-in-law of the dead man, Mrs. James Sweeney, came from San Francisco a week ago to aid in attending him.

WOMAN IS CALLED.
Mrs. Beryl A. Klepper, wife of Harry Klepper, 34 years old, died last night at 9:45 o'clock at 216 Main street, of pneumonia. She leaves no children. Mr. and Mrs. Klepper came here about a month ago from San Francisco.

The funeral will be held Sunday afternoon at 2:30 o'clock from Whitlock's chapel.

EASTERN RELATIVES COMING FOR WOMAN

YREKA, Cal. Feb. 27.—Mrs. Beth Van Campen, former Klamath Falls, Ore., woman, who has been living at Oakland recently and who left a passenger train at Weed while insane and ran through the street devoid of clothing, is to be taken to Lansing, Mich., by relatives.

A telegram received by Superintendent E. H. Lawrence of the Siskiyou County Hospital announces that a sister, Mrs. M. Frappier, now is on the way to Yreka from the East.

After Mrs. Van Campen had been taken to the county hospital she escaped and ran a mile before she was caught.

Mrs. Van Campen secured a divorce from her husband, R. Van Campen, in the local court, last year, and both moved away. Mr. Van Campen was the proprietor of an auto stage business here. He is now in southern California, from where he telegraphed the Yreka authorities, when he learned Mrs. Van Campen was in detention, to spare no expense in securing attention for her. The couple had a son, 12 years old, and at first his whereabouts were unknown, but the officers have since located him in Oakland, where he is attending school.

FUNERAL OF DR. MITCHELL TOMORROW AFTERNOON.

Funeral services for the late Dr. George C. Mitchell will be held tomorrow afternoon (Saturday) at 2:30 o'clock at Whitlock's chapel. The funeral is to be private. The ceremonies will be under the auspices of the local Elks lodge, of which Dr. Mitchell was a member.

REVOLT LEADER WANTS PUBLIC INVESTIGATION

IRON RIVER, Mich., Feb. 27.—The peace conference met here today to determine the cause of the late "liquor rebellion" in upper Michigan, assumed fresh interest when State Attorney McDonough, leader of the "revolt," announced that he would demand an "open public settlement."

McDonough said that Iron county had been libeled by the federal prohibition agents.

CHICAGO, Feb. 27.—Major A. V. Dalrymple, federal prohibition enforcement director for the central states, said today that he would tender his resignation if Washington failed to confirm his course in the Iron River raid.

SOLDIER SURE OF VICTORY

Soldier Jim Marples, who will oppose Earl Ritchie in the main event at Houston's opera house tonight, put in a strenuous day working out yesterday. Fans who saw the soldier in training quarters during his afternoon workout sized him up as a husky lad who will give Ritchie a hard run for the money.

Marples has fought some fifty fights around San Francisco bay and is very confident of his ability to stop Ritchie. A list of some of his most recent fights, furnished by his manager, resulted as follows: Battling Savage and Jack Downey, two decisions over each opponent; Henry Hendricks, knockout in the first; Jack Landon, knockout in second; Tom Devine, knockout in first; Bob Bussing, knockout in second; Soldier Bat Zimmerman, knockout in twelve seconds; Sailor Nodear, grand fleet champion, knockout in second round.

Marples and Fighting Billie Murray are the men who trained Willie Meehan for his fight with Jack Dempsey, when Meehan beat the present champion.

Eddie Devine, Marples' manager and son of Ed Devine, the Sacramento promoter, is cocksure that Marples will win tonight's battle before the fourth round.

Bob Wagner is here and says he has Huff's sleeping draught all mixed up for the local middleweight. Huff's grin is at its widest dimension today and he has every confidence that he has another victory due tonight. He and Ritchie have been training together for the past six weeks and both have profited from the interchange of wallops and experience.

The Harrington-Demella preliminary promises interest, for Harrington wants to show his ability, a privilege denied him, he says, in his only ring appearance here because he was sick. Whether or no, the net result of his bout with Jack Edwards at the season's opening exhibition was a ludicrous spectacle, Harrington is said to have taken the matter much to heart and is eager to retrieve himself in tonight's bout.

Matchmaker Knight has a couple of his classiest bantams picked for the curtain raiser, which is saying a lot, for his bantams are game and in past exhibitions their performance has sometimes threatened to eclipse the bigger events.

CHANGE OF WEATHER WILL BE WELCOMED.

A light snowfall commenced here this morning, changing to rain as the temperature mounted this afternoon. The change in the weather is welcomed as it will be beneficial to ranchers, and if the fall is heavy enough will replenish the underground storage supply against the needs of the coming summer.

WEATHER REPORT OREGON—Tonight and Saturday

fair, colder in the east portion, fresh northerly winds.

TRYING TO FIX ON SITE FOR POSTOFFICE

Inspector Kidder of the U. S. postal department was in Klamath Falls yesterday, for further investigation before final determination of the department upon new quarters for the local postoffice. The inspector went to Chiloquin today, but will be back tomorrow. From here he will return to his headquarters at Roseburg to prepare a report for the department at Washington, and the decision will be made there. It will be a month, and perhaps longer in all probability, before the choice is known.

Four proposals, it is understood, are under consideration as possible sites. G. A. Bellman & Son, it is reported, are willing to erect a building on Pine street, near Seventh, if the government meets their proposition.

The Masonic order, which has a site for a new building on Fifth street between Main and Pine, would consider leasing the lower floor for postoffice purposes, says another report.

M. P. Evans, who is erecting a new fireproof building at Tenth and Main, has been approached regarding the possibility of a lease of part of the lower floor for the postoffice. It is also said, and John Brett, J. T. Ward and E. J. Murray, who recently took over the Ford garage building on the southwest corner of Ninth and Main are understood to have had negotiations in regard to the matter.

C. OF C. COMMITTEE HOLDS MEETING

The solicitation committee of the Klamath County Chamber of Commerce held a meeting last night to formulate plans for a campaign. The meeting lasted for several hours and details were thoroughly worked over.

A. B. Epperson, chairman, is now preparing lists for the members of persons who have not yet volunteered support of the movement, and when these are ready the campaign to increase the funds of the organization will start in earnest.

It is possible that the active drive may get underway next week.

SOLDIERS STAY AT MONTESANO

MONTESANO, Feb. 27.—United States soldiers at Montesano will not be asked to depart, so far as Judge John M. Wilson, presiding at the trial of the ten alleged I. W. W. charged with the murder of Warren Grimm in the Centralia Armistice day riots, is concerned.

Judge Wilson announced from the bench today that the court had nothing to do with bringing the troops here, and took the position that he had no right to ask their recall. He said he had been shown by the state counsel secret information which might justify the presence of troops as a precautionary measure.

The judge told George Vanderveer, counsel for the defense, that the case must go on, and Vanderveer said he would proceed. The trial was then resumed.

LUMBER COMPANY IS BUYING INDIAN LANDS.

REDDING, Cal., Feb. 27.—The Red River Lumber company is buying Indian allotments throughout Shasta, Plumas, Lassen, Modoc and Siskiyou counties, as fast as sales can be arranged through agents of the bureau of Indian affairs.

By acquiring allotments the company rounds out great timber holdings in the counties named and makes its body of land more compact. I. P. Gardner, agent for the Indian bureau, says sales made in the last year amount to several hundred thousand dollars.

The manufacture of matches is one of the most important industries of the island of Malta.

LIVING COST LOWER IN U. S. THAN ELSEWHERE.

WASHINGTON, Feb. 27.—Living costs have advanced more in six foreign countries than in the United States since 1914, according to a comparison of food prices in nine foreign countries published today by the bureau of labor statistics. In Australia and New Zealand, however, the advance was less than in the United States. The advance in America, up to September, 1919, was 88 per cent.

PROFITS LARGE ON EXCHANGE

Restoration of the Italian lira to approximately its normal place in foreign exchange has resulted in a crop of newly rich among the Italian colony of this city. Arthur Boleo is credited with being one of the leaders who cleaned upon the upward movement. He is said to have coined his confidence in the Italian currency into a neat sum in cash, some estimating his increase in wealth as high as five thousand dollars.

The normal value of the lira is a trifle above 19 cents, but the war and post-war political conditions caused it, in common with other foreign exchange, to tumble. When bedrock was reached the lira was listed at 5.4 cents, and right then Boleo and other far-sighted ones were busiest buying.

Exactly what caused the rally is hard to tell, but it is believed that wealthy Italians in the United States were behind a movement to bolster up the rate, and it advanced more rapidly than it declined. In fact it went up like a rocket and for the last week Boleo and his fellow financiers have had to hire a force of bookkeepers to keep abreast of their rapidly accumulating profits.

PLAN WELCOME TO GLEE CLUB

When the Girls Glee club of the University of Oregon comes to Klamath Falls, April 5, they will be received with a joyous welcome, and a movement is on foot to open the homes of the city to receive them during their stay here. Sponsors of the movement believe that there are enough people here who appreciate what such a welcome would mean to the girls to put the plan through. If it is not convenient to provide all the hospitality under one roof, some persons can furnish rooms and others meals for the guests.

There will be 25 girls in the party, chaperoned by Dean Fox, and any one who wishes to make the Klamath Falls visit a memorable one for the glee club by an offer of unadulterated hospitality should communicate with Mrs. F. H. Cofer, Phone 144W.

Klamath Falls extended a royal welcome to the boys glee club of the university, on their visit here, and the boys appreciated it. They went home singing the praises of the place and the people, stating that they were better treated in Klamath Falls than in any place on their tour.

It is the plan of those behind the plans for the girls club to outdo the hospitality offered the boys, and make the visitors remember this city as the town that does things right for the rest of their lifetimes.

Following is the personnel of the glee club:

First Soprano—Beulah Keagy, Hendricks Hall, Genevieve Clancy, Gomma Phi Beta; Adah McMurphy, Alpha Phi; Alice Galky, Hendricks Hall, Florence Garrett, Alpha Phi.
Second Soprano—Joy Judkins, Eugene; Arbelyn Healy, Pi Beta Phi; Lois Muir, Delta Delta; Gladys Ellsworth, Alpha Phi; Emily Spaeth, Hendricks Hall; Marjorie Holman, Chi Omega; Clara Calkins, Pi Beta Phi.
First Alto—Maruel Skeels, Pi Beta Phi; Margaret Phelps, Kappa Alpha Theta; Mildred Bettinger, Chi Om-

INFLUENZA IS WANING FAST SAYS DOCTOR

In his own practice, stated Dr. A. A. Soule, city physician, today only one case of influenza developed, a Japanese laundry employe. He said he had no reports of new cases from any of the other physicians.

Quarantine restrictions are being removed from a number of homes by the quarantine inspectors, he said, and the disease wave is steadily declining.

"While there is no doubt we are over the worst of it and conditions will quickly be restored to normal," said the physician, "those who have had the disease in any form should be careful about exposing themselves without taking proper precautions in the way of clothing. Patients should avoid plunging into the midst of their work again, and should take up their tasks gradually. A relapse from influenza is a serious matter, and also the complications following an attack are often more dangerous than the attack itself."

Food distribution by Red Cross workers will be discontinued tomorrow. Last week the workers were supplying from 50 to 100 meals daily, but in most families at least one member is recovered and able to supply the family needs. In regard to this matter the Rev. E. P. Lawrence today issued the following statement:

"The food supply and distribution which has been maintained by Red Cross workers from the kitchen of the new Presbyterian church will be discontinued tomorrow, as the many families who were being served during the worst of the epidemic are now able to take care of themselves. Any doctor or nurse or helper in a sick home who wishes brush or gelatin or custard for sick patients may obtain the same by calling the manager of the isolation hospital, C. C. Lowe, phone 275J.

"On behalf of the Red Cross, we wish to express our appreciation to those who have so willingly given their time in the kitchen and distribution and also those who have donated fruit, jelly, milk, eggs, etc., for the supply. Money to the amount of \$18.50 has also been donated, aside from the \$76.59 which was turned over by the Council of Defense.

Any one who wishes to secure their buckets, kettles, pails or fruit jars may do so by calling at the church on Saturday, or phoning E. P. Lawrence, 429W.

VETERINARIAN PAYS VISIT TO MERRILL.

W. H. Lytle, state veterinarian, who has been inspecting scabies quarantine conditions in the Merrill district, stopped in Klamath Falls last night on his way to Salem. He left this morning. Mr. Lytle came in from Merrill last night with J. H. Driscoll, who motored there yesterday on business. Mr. Driscoll states that conditions are flourishing around Merrill. Lambing has started and the sheep men are busy.

Regarding the influenza situation, Mr. Driscoll said he was informed there was considerable illness in the Merrill community, but few serious cases of the disease.

FIRST BAPTIST CHURCH WILL HOLD SERVICES.

The First Baptist congregation will hold services Sunday as usual. Both morning and evening preaching services will be held. The Rev. S. E. Milan will preach.

The earliest gold coins are supposed to be those of Miletus, in Asia Minor, which were probably struck about B. C. 800.

ega; Bernice Altstock, Hendricks Hall, Laura Roud, Pi Beta Phi.
Second Alto—Gladys Lane, Alpha Phi; Hattie Mitchell, Rehm Hall, Marjorie Wells, Alpha Phi; Kate Chotburn, Pi Beta Phi; Helen Manning, Kappa Alpha Theta.
Director—Leland Coon; Chaperone, Dean Fox.