

SEEK TO ENJOIN HOT SPRINGS BUDGET LEVIES

Another decisive move in the courthouse controversy was made late Saturday when Harrison Allen, A. E. Reams and C. P. Stone, attorneys for J. M. Douglass, the contractor who recently received a supreme court judgment for the \$52,000 remaining unpaid on the Main street building, filed application for an injunction to prevent County Judge Hunsell and the county commissioners from proceeding with their plans to levy \$50,000 for construction of the Hot Springs courthouse. The suit is brought by Frank Ward, Klamath county tax payer. The application also seeks to enjoin the levy of \$14,000 for the miscellaneous fund and to prevent expenditure upon the Hot Springs building of \$5000 remaining in the courthouse fund from the 1918 levy.

Judge Calkins of Medford, named by the supreme court as the circuit judge to pass upon all legislation involving the local courthouse question, will hear the injunction matter. The petition will be submitted to Judge Calkins at Medford today by Attorney Reams, and it is expected that a temporary restraining order will be issued.

It is probable that the hearing for a permanent injunction will be held before January 3, the date on which the county court meets for final adoption of the budget.

The application for injunction against the \$50,000 levy is based on the ground that Klamath county now has a legal and adequate courthouse. Among several other reasons is cited the alleged fact that the county possesses no title to the Hot Springs site.

The injunction against the proposed \$14,000 miscellaneous fund is based on the ground that it cannot be determined from the budget what purposes the money is to be spent for and that the proposed levy is in violation of the budget law.

The petition for injunction against the expenditure of the \$5000 remaining in the 1918 levy is based on the same general grounds as the \$50,000 item, that the county has a suitable courthouse and spending money on another building is a wasteful proceeding.

BOY NARROWLY ESCAPES DEATH

A somewhat prolonged and involuntary bath fell to the lot of Ollie Hector, son of Mr. and Mrs. O. M. Hector, Saturday afternoon, but this plunge was without the pleasures always incidental in the baths enjoyed in the tub at home. Briefly told, Ollie ventured too far on the ice on the west side of the lake and fell into the coldest water he had ever experienced.

It appears that Peter Motschenbacher, Richard Bogue, and Ollie went to the hills on the west side of the lake to get Christmas trees. During a lull in their search, Richard, it is said, bantered Ollie regarding his temerity in venturing upon the ice. Ollie walked out a short distance and then started back to shore. Continuing bantering caused him to start out on the ice again, and suddenly he broke through the ice and disappeared. He immediately reappeared and tried to scramble out, but the ice broke again causing him to drop out of sight. The next time he appeared above the ice, Richard extended a willow limb which had been given to him, by Peter, who witnessed the accident from the hill. The limb proved to be frail and snapped in two. By this time Peter had reached the scene with a Christmas tree, and with the assistance of Richard, extended the tree out over the hole in the ice. Ollie grasped it firmly, and was pulled into safety.

Today, Ollie appears to be no worse because of his experience, but Mrs. Hector was almost prostrated by the report of the accident. There was 20 feet of water, where young Hector went in, it is said.

Keno Man Lost In Hills; Search Parties Seeking

According to a report that reached this city this morning, Fletcher Becker, an operator for the California Oregon Poker company, went out into the hills to hunt yesterday morning and failed to return. Fletcher made the trip on foot and alone. Searching parties have been sent out, but no trace of the young man has been reported up to 3 o'clock this afternoon.

MARSH TRAGEDY DETAILS GIVEN

Details of the death of Frank Cherrytree from freezing on the Beaver marsh near Crescent last week are given by the Bend Press. Whitlock of this city was notified when the body was discovered, as stated in The Herald of last Wednesday, and delegated the task of holding an inquest to Justice of the Peace Cleaves at Crescent. The Press says:

Frank Cherrytree of Brawley, California, who with E. C. Swoe of Spokane left Crescent headed for Klamath Falls last Wednesday, died some time Sunday of starvation, freezing and exhaustion within a quarter mile of the spot where their Ford car stuck in the snow, 16 miles from Crescent.

Swoe has recovered and is apparently none the worse for the experience. Lack of knowledge of the country and failure to prepare for the journey are plainly responsible for the tragedy, according to the story received at the forestry office in Bend Wednesday.

Cherrytree and Swoe left Crescent Wednesday, without provisions, bedding or snowshoes, and dressed in summer clothing. Sixteen miles south of Crescent the machine stuck in three and one feet of snow.

The two men started on foot toward Beaver Marsh, under the impression that there was a town there. Arriving there some time Thursday and finding nothing they returned to the machine. They reached it on Friday, having made ten miles a day on the tramp to Beaver Marsh.

According to Swoe's story, Cherrytree, already two days without food, was nearly exhausted, and told him to go back to the settlement for help. Leaving Cherrytree with a fire and an axe, Swoe started for La Pine. He reached that place Monday noon, having made five miles a day without food since Wednesday. Carey Stearns started out alone in search of Cherrytree, a search party consisting of C. Kemp, W. H. Brock and Elmer Mallory following. Stearns found the body a quarter mile toward Crescent from the machine. Cherrytree had evidently failed to keep the fire going, and had then started back, going that distance before he dropped.

Forced Into Ditch; Escapes Injury

Mrs. Homer Roberts and her two children, of Poe valley, accompanied by Miss Evelyn Grimes, teacher of the upper Poe valley school, who had been in this city shopping for Christmas, had an unpleasant adventure Saturday evening.

They left town, for home, about 4 o'clock, and when they had traveled about 10 miles they met a machine which they state crowded them off the road, into a ditch, and then drove on and left them without assistance. Mrs. Roberts prevented her car from upsetting, but collided with a telephone pole, springing an axle. Assistance was received from a farmer living nearby, who took them home in his car.

Meat Dealers Exceed War Time Prices

CHICAGO, Dec. 20.—Reversion to war methods in fighting high food prices were adopted today. The "fair price" committee has announced that fair price quotations for meats will be issued daily. The charge has been made that retail meat dealers are making greater profits than they made at any time during the war.

GREAT PROJECT FOR DESCHUTES SEEMS CERTAIN

BEND, Dec. 20.—An addition of \$400,000 to the Oregon reclamation appropriation for the purpose of inaugurating governmental irrigation for the Deschutes valley, is practically assured, it is believed here, through the efforts of Senators Chamberlain and McNary and Congressman N. J. Sinnott. Recommendation for the project has been asked of President Wilson by Secretary Payne of the interior department, and A. P. Davis, director of the U. S. reclamation service.

According to advices from Washington this means the building of reservoirs either at Benham Falls or at Crane Prairie.

Opposition on the part of congressmen from other states who did not wish to see any additions made to Oregon's reclamation fund was finally overcome through the efforts of our representatives, after two weeks' fight.

Senator McNary is chairman of the senate irrigation committee, and it is probably largely due to his efforts that the recommendation was secured. While in Bend in October McNary visited Benham Falls, and at that time said that during this session of congress he would endeavor to secure governmental aid for this project.

Senator Chamberlain and Congressman Sinnott also visited this region during the summer, and proclaimed their interest in the development of the country through irrigation.

A telegram to the Bend Press reads as follows: "As a result of persistent fighting for the last two weeks for the addition to the reclamation fund for Oregon, the secretary of the interior and the director of the reclamation service have asked President Wilson to approve a recommendation for \$400,000 to inaugurate governmental irrigation of the Deschutes valley."

This means the building of reservoirs either at Benham Falls or at Crane Prairie which in our judgment means the development of the great central Oregon country."

FORMER AIRPLANE MAN VISITS FRIENDS HERE

G. F. Mitchell, vice president and sales manager of the Hesse-Martin Iron Works, of Portland, is here for a few days' visit with Mr. and Mrs. Matt Egan. This is the first time Mr. Mitchell and Mr. and Mrs. Egan have seen each other since they were in Durango, Mexico, ten years ago.

During the war Mr. Mitchell built and had charge of the operations at the government aeroplane cutup plant at Vancouver, Washington.

WEATHER REPORT

OREGON—Tonight and Tuesday fair, except possibly rain near coast.

YULE CAROLING TO RAISE CASH FOR CLUBHOUSE

Of all the observances with which Christmas day, the gladdest day of all the year, will be ushered into being by the people of this city, perhaps none will be more appropriate and joyful than that of the boy scouts who, on Christmas eve, will sing carols, as "in ye olden days," the caroling to be restricted to no certain districts,—in the streets, under your windows, in stores, and other public places.

There are approximately 40 boy scouts in the city, and while it will not be possible, owing to reasons which always exist and which are always legitimate, to have the whole organization carol in a body, there will be a large number of scouts who will be on hand, and directed by three public school teachers, they will make this old-time custom a medium for impressing their hearers with the true import of the occasion. The caroling will begin about 7 o'clock, and will continue about two hours.

There will be another feature attached to the revival of this quaint custom. In the old days it was customary for the carolers to accept donations of money from those who enjoyed their caroling, the money being used for charitable purposes. At this time, the youngsters will also accept donations with the understanding that the money contributed will be devoted to an "uplift" cause, that of building a club house for the boy scouts where wholesome athletics, social diversions, and educational features will be open to the boys of the community. There is nothing of that sort in the city today, at least where all these advantages are combined, and Scoutmaster Paul T. O'Dowd and others of the boy scout organization here have gone into the plans for its establishment so thoroughly that they feel sure no obstacles will be encountered which cannot be surmounted. The boys of the community are worthy of the effort, they say, and the caroling on Christmas eve will be the first step in the building program.

It is planned to build the club rooms along the lines of the Columbus Park Boys' club of San Francisco, this club possessing so many avenues for uplift and social diversions among the youngsters of that city, that it is difficult for those who are watching its progress and accomplishments to understand why parents and educators did not establish it years and years ago. The success of the San Francisco club can be repeated here, local promoters say, even though on a less pretentious scale.

The people of the city are requested to open their ears and their pocket-books Christmas eve, and not only enjoy a revival of this quaint Christmas custom, but help a good cause as well.

Escaped Convict Killed in Duel

ASTORIA, Or., Dec. 20.—Frank Wagner, known as "Dutch Frank," an escaped convict from the Oregon penitentiary, was killed in a duel yesterday with Warden Compton and nine other officers. Wagner was found in a blacksmith shop where he was forging a new set of safe robbers' tools. In a cache containing Wagner's belongings was found a package which contained \$6500 in liberty bonds, the property of John M. Hedden, of Scottsburg, Oregon. The bonds had been stolen from a store following Wagner's escape. Five Astoria people have been accused of harboring a criminal.

FARM BUREAU CONVENTION ON

Bad weather and bad roads cut down the attendance at the opening session of the farm bureau convention this morning to a score or so, but things livened up this afternoon when the attendance was swelled by local women desirous of hearing the talks on textiles and corseting. William McNealey of the H. N. Moe store delivered the lecture on textiles and Miss Myrtle Griffin of the Golden Rule talked on corseting.

The course in tractor repairing and operating was held this morning at the J. L. Mills & Son hardware store on Klamath avenue, instead of at the high school, on account of better demonstrating facilities. The tractor courses Wednesday and Thursday will also be held at the Mills company store. There will be no tractor course tomorrow as it is farm bureau day at the convention and a big attendance is expected, with many features that will keep every one at the high school during the day.

R. V. Gunn, of the department of farm management of the O. A. C., was scheduled to speak this afternoon on the cost of alfalfa production. The first course in farm accounting was given this morning under Mr. Gunn's direction.

E. H. Thomas, county agent, was another of the day's speakers, telling the results of sunflower and field pea culture in Klamath county. These two new crops, introduced since Mr. Thomas took charge of county agricultural work, are proving very profitable. Sunflowers for ensilage have revolutionized the possibilities of dairying on "dry farms."

Among the notable speakers who will take part in the four day program now in town are Mr. Gunn, O. M. Plummer, manager of the Pacific International livestock exposition; H. A. Lindgren, state director of extension work in animal husbandry; L. J. Allen, state leader of club work; Mrs. Jessie McComb, head of the home demonstration department, and Miss Helen Cowgill, president of the state farm bureau. George Mansfield of Medford, will arrive tonight.

Whose Position Is In Danger Now?

SALEM, Or.—There is no law in Oregon under which a director of an irrigation district may be recalled, according to a legal opinion given by I. H. Van Winkle, attorney-general. The opinion was asked by Percy A. Copper, state engineer, and was said to involve an official of an irrigation district located in Klamath county.

The above clipping from the Portland Oregonian apparently has significance, but The Herald was unable to ascertain today just where the storm lies. It is believed that some individual wrote to the attorney general asking for a ruling, as it appears impossible that a general recall sentiment could be concealed so securely.

MARKET REPORT

PORTLAND, Dec. 20.—Cattle weak; hogs lower, \$9.50 to \$10.50; sheep steady; eggs weak; butter steady.

PRESIDENT TOLD FUTURE TRADING NOT BENEFICIAL

(By Associated Press)
WASHINGTON, Dec. 20.—The president is without power under the existing law "to shut out wheat imports," but he "apparently has certain powers under the Lever act to stop future trading in wheat," federal trade commission says in a special report to President Wilson. The report says further that while evidence is not available that future trading is responsible for the decline in wheat prices, it does not appear that future trading in wheat at present operating is of indisputable service to grain trade.

The report also suggests that if regulatory action is employed, the question shall be considered by congress, and legislation not connected with war powers be enacted.

Chiloquin Lad Is Accidentally Shot

Lee Herrington, an Indian lad residing at Chiloquin, is in a local hospital suffering from a somewhat serious gunshot wound. From the only report available, it appears that Herrington and two or three companions were examining a revolver at Chiloquin, when it was accidentally discharged, the bullet hitting him in the knee. The Herald's informant states that the affair was purely accidental, no charge of assault having been made to the authorities.

RELIEF WORKERS APPEAL FOR AID

The local campaign to aid the suffering children in the famine districts of southern Europe has not had time to progress very far with its work, but this morning a substantial start was made, the committee sending out campaign supplies to the country districts.

The committee has been informed that some donations have already been sent from this district to the Literary Digest, and it requests all these who have done this to communicate with Arthur Wilson, secretary of the committee, at his address, 517 Main street.

The following excerpts from an editorial in the Literary Digest vividly depict the conditions prevailing in the region where the famine exists, and where 3,500,000 children are suffering dreadful hunger, cold, and other privations:

There they are in the midst of wrecked homes, and farms and factories; in cities crowded with masses of refugees without sustaining food for children, through the destruction of live stock; seeds for planting, raw materials, tools, and machinery gone; great areas with everything burned, or looted, or smashed; vast unemployment for workers, no means of subsistence; a land of economic ruin, of mutilated life, and lingering death; and in the midst of all—the little children.

In long lines they are waiting at the American food-kitchens. Will the food be there for them? Will they be turned away? There are no happy, healthy faces in those lines—not one.

Hollow faces and shrunken bodies are so common that their real condition does not become evident until we inquire more closely, and then we find that the rest of them are from one to five years back in their growth. Children eight years old have not reached the normal size of two and a half. They are just learning to stand alone. Others almost as old cannot yet stand on their feet. Their arms, and legs, and spines, and chests are twisted and warped. The flesh and skin are shriveled on their bones. It is surprising that life can still exist there. If they can have food they will gradually regain their health and strength, but with most of them it is now or never. Starvation and tuberculosis will not wait. . . .

