

BLOCK TEN WINS IN DECREE

Dougan Building Is Declared Lawful Court House by Judge Skipworth

Another and, perhaps, final chapter was written in the court house case, designated as Frank Ward vs. Klamath county, R. H. Bunnell, Burrell Short, Asa Fordyce, et al, today when a decree handed down by Judge G. F. Skipworth of Eugene, in which the Dougan court house on Block 35 is declared the legal court house of Klamath county, was filed in the circuit court here.

Based on findings which consist of a resume of the entire proceedings, the decree declares the Dougan building the official court house, restrains and enjoins the defendants and their successors from expending any further sums for completion of the Hot Springs building and from making any further levies for that purpose. It orders that the sum of \$15,000 levied for completion of a jail in the Hot Springs building be expended for the same purpose in the Dougan building, and renders judgment for costs in favor of the plaintiff.

Decree in K. D. Suit

A decree was also handed down dismissing the case brought against the Klamath Development company by Klamath county, in which the county sought to compel delivery of title to Block 10. The title was withdrawn from escrow by the K. D. company after the county had failed to comply with its agreement to complete a court house on Block 10.

In his findings Judge Skipworth cited, in part, as follows:

That on June 30, 1911, the K. D. company executed a deed to Klamath county with the provision that a court house be erected on Block 10 within five years.

Deed in Escrow
Later a deed conveying the property was placed in escrow, together with instructions for its delivery when the court house was completed and became the seat of government for Klamath County.

The K. D. company later extended the time two years from May 1, 1918.

Klamath county abandoned construction of the Block 10 building after it was 40 per cent completed at a cost of \$150,000, and entered into a contract with J. M. Dougan company for erection of a court house on Block 35.

After completion of the court house on Block 35 the county refused to pay the \$25,674.95 balance owing Dougan. Suit to compel payment was lost by Dougan in the circuit court here, but the decision later was reversed by the supreme court.

Dougan Building Complete
At this time the Dougan building was complete except for the jail.

That the defendants, Bunnell, Short and Fordyce wrongfully and unlawfully refused to occupy the Dougan building for court house purposes or to permit the county officers to occupy same.

The Dougan building was used for a circuit court on December 10, 1920, and has been used continually for that purpose since that time.

That about December 10, 1920, the defendants published estimates of the amounts to be raised by taxation, including items of \$14,000 and \$50,000 for completion of the Hot Springs building.

That the Dougan building cost \$137,000 and it would cost approximately \$160,000 to complete the Hot Springs building.

That the defendant, Klamath county, is the owner of the Dougan building, which is ready for occupancy, and refuses to occupy same and are spending money for county offices elsewhere.

Fire Hazard Great
That the fire hazard is great in the wooden building where records are stored and that all records should be removed to the Dougan building.

That Klamath county has no right, title or interest in Block 10.

That on December 12, 1921,

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FOUR SYSTEMS ARE PROPOSED, RAIL MERGERS

Plan for Consolidation Is Laid Before Commission by Burlington Head

WASHINGTON, D. C., Nov. 18.—Consolidation of railroads in the West should result in the creation of four great systems, each having terminals on the Pacific and Gulf coasts and at Chicago or St. Louis, President Hale Holden of the Burlington railroad asserted today at the interstate commerce commission hearing on suggested mergers.

He opposed the tentative plans of the commission for a consolidation of northwest roads into two systems in such manner as to separate his railroad and the Northern Pacific from the Great Northern, suggesting that the commission consider the advisability of even larger combinations of railroads stretching throughout the West.

Holden said, however, that the rearrangement should maintain north and south traffic routes as well as transcontinental east and west routes through the west.

NEW PROGRAM FOR SENATE PROPOSED BY FARM BLOC HEAD

Power of Republican Party Declared By Senator Capper to Depend On Adoption

WASHINGTON, D. C., Nov. 18.—A program of "constructive legislation" coupled with a declaration against the administration ship subsidy bill was announced today by Senator Capper, republican, Kansas chairman of the senate farm bloc.

Capper declared that if the republican party was to continue in power it must furnish a constructive program, including a complete rural credit system to provide farmers and stockmen with an adequate financial system, must reduce freight rates, must repeal the law giving the interstate commerce commission control over state rates, must carry out the policy for a better marketing system, must put muscle shoals development in Henry Ford's hands, must make undistributed surplus and stock dividends pay their share toward maintenance of the government, and must pass a constitutional amendment prohibiting tax exempt securities.

LAST WESTERN NIGHT

Elks' Entertainment Tonight Will Be Best of All

Tonight will mark the last of the Elks' Western Nights entertainment and preparations are being made for a crowd far exceeding those of Thursday and Friday.

The extra bartender has been found, the "gambling" wools have been oiled and polished to increase their speed, and every preparation made for a big time.

"Bull Cohn" in Hales

"Bull cohn" in hales is stacked in readiness to exchange for coin of the realm. The phony greenbacks are the only ones accepted at the tables, but they bring the required action. And at each spin of a wheel some visitor will walk off with a ham, an order for a cord of wood, a new hat, an auto robe or any one of hundreds of valuable prizes.

For the Elks have reserved their very best prizes for tonight, so that those who were unable to attend the other nights will be assured of having an equal or better chance to win.

The entertainment is open to the general public.

75 FRESHMEN ARE USHERED INTO H. S. WITH INITIATION

Lower Classmen Appear in Knee Pants and Bibs; Girls Wear Hair Down; Affairs Held Big Success

Seventy-five "green" freshmen were officially ushered into Klamath county high school last night by the upper classmen at the J. O. O. F. hall, in what was considered by most of the students to be one of the best initiation ceremonies ever held here.

All the freshman boys wore knee pants, bibs, and carried paddles which varied in size from a toothpick to a bridge timber. The freshman girls all had their hair down, tied with green hair ribbons, and wore bibs.

Placing green F's on their cheeks and foreheads was the first part of the initiation, after which they were taken in the main hall and allowed to watch the program.

Seniors Preside
The entertainment was furnished by members of the senior class, under the supervision of their advisors, Miss Wanda Brown, and Miss Elizabeth Keys.

Albert Moorland represented himself as a salesman for Edison's new phonograph, which he pronounced so wonderful that when a piece was played a person would actually hang over the record and out. After this announcement the program followed, the chorators entering the stage through the doors of the large phonograph.

Delos Mills and Cordelia Cantrell gave a harmonious performance of "Roses and Juliet" much to the delight of the audience.

The next was an Uncle Josh record, of a former who had just been initiated into a secret society, recited and acted by Leslie Peyton, so well that he received prolonged applause.

Instrumental Quartet

An instrumental quartet composed of Miss Wanda Brown, Russell Crundall, Walter Short, and Irving McCall, all of whom were in ludicrous costume, played a real "jaz" piece for the next selection, the students forgetting in their exuberance that the record had been played.

Lena Miller was the next performer with a scarf dance, pleasing the students with her unusual ability.

The last was a pantomime of Robert Service's poem, "The Shooting of Dan McGrew." The characters issued forth from the phonograph with placards bearing their book names on their backs, to the card table and the bar which could also be distinguished by signs. The characters were: Lady Lou, Matt O'Connell; Dan McGrew, Ruth Loy; Stranger, Kathryn Ulrich; Rantline Eld, Elizabeth Manning; Mar Tums, Ruth Newton; Nelson Burns, Margaret Hargus; Lucille Harlan and Minnie Michaelson. The poem was read by James Manning. The characters, settings, and acting were all baroque, and kept the boys and girls in constant laughter to the finish.

Initiations Followed

Initiation of the freshmen followed immediately after the entertainment. The freshmen were blindfolded, brought before the judge, and awarded either the first, second, or third degree according to their previous behavior.

Many stunts followed at the expense of the freshman boys and girls. The freshman boys were paddled by the upperclassmen according to the size of the paddle brought by the "rooks," and those who brought the biggest paddles were the happiest. The initiation ended with the ranning of the gauntlet by the third degree boys, composed of the football squad armed with paddles.

Refreshments Served

The evening ended with the serving of refreshments which consisted of ice cream, cake, and punch. From the amount consumed this appeared to be the most popular part of the program.

The hall was beautifully decorated with the high school's colors, red and white, and the banquet room with the freshman's colors, blue and gold.

Following is the decree of Judge Skipworth, based on the findings in which the Dougan court house on Block 35 is decreed the lawful and legal court house of Klamath county:

It is considered, ordered, adjudged and decreed that the defendant Klamath county and the defendants R. H. Bunnell, Burrell Short and Asa Fordyce (and their successors in office) constituting the county court for Klamath county, state of Oregon, be and they are hereby restrained and enjoined from levying or collecting the proposed tax levy which was proposed to have been levied for the year 1920, the sum of \$50,000 for the court house construction on Block 10, Hot Springs addition to Klamath Falls, Oregon, or any part thereof, and the said defendants and each of them, and their successors in office be and they are hereby further restrained and enjoined from levying and collecting the said item of \$14,000 miscellaneous fund or any part thereof, so far as the same shall be applied in the construction or completion of the court house building on said Block 10, Hot Springs addition; that the defendants Klamath county, R. H. Bunnell, Burrell Short and Asa Fordyce, constituting the county court for said Klamath County, Oregon, and their successors in office, be and they are hereby restrained and enjoined from expending any money or entering into any contract, or incurring any obligation of any kind or character for or on behalf of Klamath county, Oregon, in the building or completion of any court house on said Block 10, Hot Springs addition.

And it is hereby further decreed that the said county court of said county be and they are hereby restrained and enjoined from entering upon the records of Klamath county any levy for the said purposes aforesaid or reporting such levy to the assessor of said county, and the defendant sheriff or his successor in office is hereby restrained from collecting or attempting to collect any taxes for such purpose, and that the defendant county assessor, or his successor in office, be enjoined and restrained from extending any such taxes upon the tax roll of said county, and that the defendant county clerk, or his successor in office be and he is hereby enjoined and restrained from making any entry on the records of said Klamath county of any tax levy for the purpose aforesaid.

It is hereby further considered, ordered, adjudged and decreed that the court house constructed by J. M. Dougan company on said Block 35 of the Town of Linkville, now Klamath Falls, Oregon, be and the same is hereby decreed to be the lawful and legal court house of said Klamath County, Oregon, and that the same be and is hereby decreed to be a sufficient and adequate building for all county purposes and that the defendant, Klamath county and the county court and their successors in office of said county court be and they are hereby restrained and enjoined from completing or constructing a court house on said Block 10, Hot Springs Addition.

It is hereby further considered, ordered, adjudged and decreed that the sum of \$15,000.00 which has heretofore been levied as taxes upon the taxable property of Klamath county, Oregon, for the purposes of completing a jail in the building on Block 10, Hot Springs addition, be and the same is hereby ordered and decreed by this court to be used and expended in the equipment and installation of proper jail facilities in the said Dougan court house, constructed on said Block 35 in the City of Klamath Falls; that the plaintiff have and recover judgment, and judgment is hereby rendered in favor of the plaintiff and against the defendant, Klamath county, for plaintiff's costs and disbursements herein.

Dated this 16th day of November, A. D. 1922.
G. F. SKIPWORTH, Judge.

MURPHY IS FINED \$50

Greek Accused of Annoying Young Girls to Leave City

John Murphy, a Greek held in jail on the charge of annoying young girls, appeared in justice court yesterday afternoon and was fined \$50 and costs with a four months suspended sentence. Murphy paid the fine and costs and was allowed to go free with the understanding that he will leave town within a few days.

MARKET REPORT

PORTLAND, Nov. 18.—Cattle and hogs steady. Sheep steady at 55c advance late yesterday. East mountain lambs, \$11.00 to \$11.50. Eggs and butter scarce. Wheat \$1.16 to \$1.48.

FOOTBALL

Final—Princeton 3, Yale 0.

"FRENCH TIGER" IN AMERICA ON LECTURE TOUR

Georges Clemenceau Got His Start in U. S. as Professor in Girls' School

NEW YORK, Nov. 18.—Georges Clemenceau, the French "Tiger," who came to this country for the first time more than 50 years ago to "see what a republic really looks like," is back in town again.

He dropped in on New York from Paris today, ready to start out on a lecture tour of America, but he will remain here a little while first, for he has a number of old metropolitan acquaintances to renew—some of them with persons, but more, perhaps, with streets and places, and familiar old landmarks which he learned to know and to revere while yet a boy.

Here on Own Hook

The maker and breaker of ministries, as Clemenceau has come to be known because of the tremendous power he once held in the political affairs of his country, is here on his own hook and unofficially to present the case of France to the American people, and this he will do in the languages of the masses, for not only does he speak English, but he speaks real American English—flawlessly and without effort. He is a master of our idiom and has kept up with American slang for more than five decades.

It was back in 1866 that young Dr. Clemenceau just turned 25, first stepped ashore in New York. His meagre wardrobe spoke eloquently of his poverty, but the case of shiny new surgical instruments, his only other possession, held his future—or so he thought at the time.

Served Prison Term

Back of him, he believed, lay his political career, which was not much to boast of. He has served a short term in prison for activities in behalf of the republic, and had been invited to leave France for failing to resist further temptations along the same line upon gaining his freedom. After all, he concluded, the medical profession, which had supported six generations of Clemenceaus before him, was superior to politics.

Promised a small monthly remittance from his father, the future war premier of France established himself in what is now the Greenwich Village section of New York and began to practice medicine. His field was the large French population then living around Washington Square, and while he succeeded in different ways in obtaining patients, his collections fell hopelessly below his needs.

This prompted him to communicate with the Paris Temps, for which he subsequently wrote a series of brilliant letters describing conditions in America. This correspondence bolstered up his income to a certain extent, but the remittances from home had stopped in the meantime, hence he still was in the meshes of poverty.

Worker in Library

Forced to strike out on a different tack, he obtained a position in a library, where he remained for two years, the happiest ones of his life, he said not long ago. Libraries were not used much in those days, and the young Frenchman had ample time to seclude himself among the books, reading the best philosophers and historians while he perfected his English.

"There my mind acquired what it lacked, and my intellect completed its formation," he wrote years afterward.

In the evening the young student would invariably be found at Pfaff's, a famous old German restaurant in Lower Broadway, where in the early sixties met the little group of celebrities presided over by Henry Clapp. The day of Fritz James O'Brien, Walt Whitman, George Arnold and Charles Dawson Shanley at Pfaff's

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