

JACK SNYDER, CONVICTED OF MANSLAUGHTER, IN CALIFORNIA, GIVEN NEW TRIAL BY JUDGE BEARD OF YREKA

WI-NE-MA BOAT LAUNCHING A SUCCESS

"I have assisted in launching many vessels in different parts of the world but I do not remember ever having seen a more successful one than that of the launching of the Wi-ne-ma."—Ship Carpenter Walker.

The Wi-ne-ma is now afloat. The best boat ever launched upon the waters of Klamath County pulls gently at her moorings as the ripples of the beautiful Upper Klamath disturb her equiplane.

Totten and Hansberry are receiving congratulations from their friends for the inflating success of the enterprise, and they have the best wishes of the entire public for a prosperous career in steamboating on the Klamath waters.

The day was fine, the crowd was large, the ceremony was impressive and everybody pronounced it one of Klamath county's most important and successful events.

The Indian maiden, Wi-ne-ma, was the belle and pride of the Klamath county when it was ruled by the aborigines, and the steamboat, Wi-ne-ma, will be the belle and pride of the great Upper Klamath—the inland sea of Southern Oregon.

The boat built by Messrs. Totten and Hansberry to navigate the waters of the Upper Klamath, was launched last Saturday afternoon in the presence of about 250 spectators.

Promptly at the appointed hour, Mr. Oscar C. Stone stepped to the bow of the vessel and in a brief speech introduced Mrs. F. W. Jennings, who was the lucky contestant in the selection of a name for the boat, and as a result had the honor of christening it. In a clear voice she said: "On the waters of the mighty Klamath, under Gull's blue canopy, with this wine of sunny France, I christen thee Wi-ne-ma."

Then followed the customary ceremony of breaking a bottle of champagne over the bow, and a flag on which the name was inscribed was reversed, and with the stars and stripes floating from the masthead, the vessel glided gracefully from her ways into the river. She rode the waters like a swan, and all present were enthusiastic over the successful launching.

After the boat had been moored to the river bank, the spectators went on board and inspected the vessel. Several cameras and kodaks were manipulated from the banks and pictures were secured of the launching party and visitors.

Messrs. Totten and Hansberry received many congratulations on the success of the launching and the beauty and strength of the vessel.

When completed the boat will be a double decker, 110 feet in length by 19 feet beam, and is calculated to carry 300 passengers.

J. W. HAMAKAR FAVORS CONVENTION

SAYS CONSTITUTION SHOULD BE AMENDED, BUT DOES NOT LIKE PRESENT BASIS OF REPRESENTATION.

J. W. Hamakar has returned from Salem where he spent two weeks watching the proceedings of the legislature. He says that the most important measure before the legislature is the bill involving the submission to the people of the question of holding a constitutional convention. He thinks the bill will pass both the house and senate toward the close of the session.

Mr. Hamakar favors a constitutional convention but does not favor the bill in its present form. As now worded, the bill does not give proper representation, he thinks. Some counties would be entitled to two or more delegates while two and three counties are grouped together with one delegate. Mr. Hamakar thinks every county in the state should be entitled to a delegate. He is in favor of a population basis in a measure, but thinks it ought to be arranged on the liberal plan mentioned.

The bill allowing the clerk and sheriff of Klamath county additional help passed both houses. Likewise the new charter for Klamath Falls. Mr. Shook's bill amending the game laws is still in the hands of the committee where it will remain until late in the session.

Nearly every county in the state has an amendment to offer to the game laws and the committee are expected to fit together and form a general law so nearly as possible, covering the state and pass an amendment accordingly.

A number of Klamath people have "looked in" on the legislature during the session. Klamath county and irrigation are all the talk all along the coast.

The machinery will be installed in the Wi-ne-ma by the last of the week, and she will make her maiden trip before the deck is completed. The owners have found it more convenient to go to the saw-mill than to have finishing lumber brought to the boat. The vessel will probably sail for Griffith's saw-mill tomorrow or Saturday.

The huge boiler of the boat was placed in position Tuesday.

STRAYED—Came to my premises about November 15, 1904, a male hog, black with few white spots, with small slit in right ear. Owner can have same by proving property and paying charges. Arkeny & Cantrall.

Fine watch repairing at Winters' jewelry store.

DIPHTHERIA SUBSIDING AT TOWN OF MERRILL

The good news comes from Merrill that the threatened epidemic of diphtheria at that place had been averted by the prompt action of the citizens and health authorities and that the school which was closed on account of the disease will open next Monday.

The contagion broke out in the family of J. H. Powell and four of the children were stricken at one time, but they are now on the road to convalescence.

REAL ESTATE SALES. Major C. E. Warden made a number of real estate sales of his own property the past few days. Following are among the number of sales reported:

To Walter Lennox, lot 3 block 15, Ewauna Heights, \$300; Fairview Addition, six lots, \$600.

To Emmitt E. Hoyt, lot 3, block 4, Fairview Addition, \$100.

To Hiram Hoyt, lot 2, block 4, same addition, \$100.

To Owen Mc Guire, north half of lots 9 and 10, block 74, Klamath addition.

To Henry Weber, south half of lots 9 and 10, block 74, Klamath addition, \$100.

To Lydia Lennox, lots 1, 2 and 7, block 8 and lot 1 of block 4, Fairview addition \$400, also lot 1, block 52, Nicholas addition, \$50.

Daniel Gordon Sr. sold a 40 foot lot to Charles Woodard last week. He also made a sale to Fred Bussing of 50 feet on Main street.

Sales were made of property this week on Main street below C. B. Willson's place, of 60 feet at \$1800 and 20 1/2 feet adjoining the same brought \$50 a front foot. Rex Boyd was the purchaser of the 60 foot lot and Walter Lennox purchased the smaller tract.

J. G. Pierce sold to Fred Mellish yesterday a lot 15 feet wide, on the corner of Main and Second streets known as the Marble property, for which \$50 a front foot was paid, making a total of \$1750.

According to tradition the ground-hog which made his annual appearance this morning, not seeing his shadow remaining out and we will have an early spring.

A NEW LAUNDRY. It was reported on good authority last night that two experienced steam laundrymen arrived the first of the week and will build a steam laundry at this place.

JOHN POTTER'S SLAYER MAY BE FREED.

"I should believe the naked statement of John Snyder in preference to the sworn testimony of Donald McKay, owing to the former's good standing of Snyder and the bad character of McKay."—Many Klamath County Citizens.

John H. Snyder, convicted at Yreka for killing "Toughy" Potter about a year ago on the desert south of Picard, has been granted a new trial by Judge Beard of Fiskiyon. In granting the new trial Judge Beard said:

"The defendant was convicted of the crime of manslaughter. It is evident that he was convicted upon the testimony of Donald McKay, and that without his evidence the State would have absolutely failed in making out a case against the defendant. Except in a few minor particulars, McKay's testimony was not supported or substantially corroborated by any direct or indirect evidence in the case. In view of the fact that this conviction rests almost exclusively upon McKay's testimony, the court, in the exercise of its legal discretion, feels called upon to very carefully consider the affidavits presented by the defendant's counsel in support of this motion and the counter affidavits filed by the District Attorney. The affidavits, John W. Cole, John Morgan, Harry H. Pearson and Joseph Kirk swear that if a new trial is granted, they, severally, can and will be present at the trial, and testify that Donald McKay, prior to the trial of the case, made statements wholly inconsistent with his testimony given at the trial. The affidavit of the defendant and that of the counsel show that this alleged newly discovered evidence is not conclusive; that it could not, with reasonable diligence, have been discovered and produced at the trial, and that the new evidence is such as to render a different result probable on a new trial. The court is of the opinion that the cause shown for a new trial materially affects the substantial rights of the defendant, and that the counter affidavits do not overcome this conclusion. Therefore, under the law and the facts stated, the Court feels impelled to grant the defendant's motion, being fully persuaded that it would be an abuse of discretion and reversible error to deny the same. A new trial is, therefore, granted to the defendant."

The people of Klamath county know the defendant and the prosecuting witness well. Snyder has many friends here who believe in his innocence. McKay, who is a half-breed, is regarded as a worthless fellow and unworthy of belief where interested.

The story of the homicide is about as follows: Some time during last summer the deceased, "Toughy" Potter and McKay, the witness, went to Snyder's cabin. They were in an intoxicated condition and a row ensued. In the melee that followed Snyder shot the two men, killing Potter and wounding McKay badly in the jaw. Snyder surrendered to the authorities and was tried and convicted of manslaughter. His plea was self defense.

Donald McKay is a nephew of the famous Indian scout of the same name. As an incident in his history it will also be remembered that the star-witness's father, John McKay, was shot and killed in front of the old Linkville hotel in Klamath Falls a number of years ago by Newt Gordon, who was acquitted on the grounds of self-defense.

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WOULD SOW SEEDS FOR WATER FOWL

RAILROAD COMMITTEE IS RAISING FUNDS

"The bonus for the railroad will be raised," said a member of the soliciting committee this morning. "We have already raised about one-fourth of the amount as an initiatory step, and are now at work in earnest."

"We have been busy all of the week mailing circular letters and contracts to outside people. We are seeing that every non-resident land owner and every non-resident timber owner have the matter presented to them. They are largely interested and we expect material assistance in raising the sum from this source."

"We are also presenting the matter through the mails to the wholesalers of the coast cities who do business in Klamath county. These men, who have for years been drawing from the county, and who are largely interested in its development, ought to, and will, many of them, aid us in raising the subsidy."

"We are going to raise the sum. We must have that railroad. Colonel Haloway writes that his people are ready and the very day we wire him the subsidy is raised they will start their engineers into the field."

FARMING WITHOUT IRRIGATION. Mondell, of Wyoming, who has made himself conspicuous by opposing the Klamath irrigation project, discusses the subject of farming without irrigation. In a speech before a committee the first of the week in reference to the point of increasing the homestead right on the hilly portion of the arid sections of the west to 640 acres instead of 160, he said:

"There is a great advance being made on the desert today, by which newly discovered crops and methods of culture are constantly making productive and will reclaim millions of acres which a few years ago were supposed to be absolutely unfit for crop growing. It would be a serious mistake to condemn to indefinite stockraising any of these lands, which will, as agricultural science progresses more and more, become suitable for homes."

As an illustration, he stated that in his own county of Weston, some 12 years ago, a start was made to grow grain without irrigation. Now 250,000 bushels of grain and 25,000 bushels of vegetables are produced annually—wheat yielding from 18 to 25 bushels per acre. In Crook county, to the north, the crop production without irrigation is much more. In the northern half of Weston county, 12 years ago, an almost unbroken range, there is now an average of between two and three farms on every square mile. Said Mr. Mondell:

"We will, if we proceed carefully in our land policy, ultimately cultivate as much land by these 'dry-farm' methods as through irrigation. For every 1,000,000 or 10,000,000 acres we reclaim through irrigation in the West, we will have 1,000,000 or 10,000,000 acres producing profitably without irrigation."

George R. Hurn returned from San Francisco and Stockton the first of the week after several days absence. He visited the Bay city on business and attended a convention of the retail hardware dealers of the Pacific coast held at Stockton last week. The purpose of the convention was to adjust differences between wholesalers and retailers. Mr. Hurn says the attendance was large and that the results were good. Mr. Hurn states that he was not thrown in on the trip but that he disposed of a number of Klamath county gold bricks to the hay-seeds of San Francisco.

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EAST END

LOCAL SPORTSMEN WOULD REPLENISH FEEDING GROUND OF GAME BIRDS ON WATERS OF KLAMATH COUNTY.

"Water fowl are gradually passing from the Klamath lakes," said B. St. George Bishop, a local sportsman yesterday.

"Yes, and something ought to be done to stop the decrease and improve the broods of the country," replied J. G. Pierce.

The two gentlemen then entered into a brief discussion of the subject. They have given the matter considerable attention and find that the birds do not suffer exclusively from the deadly aim of unsportsmanlike hunters.

"Feed is getting scarce," said Mr. Pierce. "They have nothing but wild celery upon which to subsist through the winters, and upon this they do not thrive; the meat is not as palatable as in former days."

The discussion led to the suggestion of propagating a feed for the water fowl of the Klamath lakes while laws are being passed for their protection. It was suggested that wild rice, which would grow abundantly on the marshes of the Klamath country, be sown and that grass seeds of various kinds also be tried along the shores of lakes and the banks of streams. The government would furnish the seed and it would only require a small amount of work to make the experiment.

The matter may take practical shape within the coming year.

DIED AT MONTAGUE. Mrs. Flora Dexter, wife of S. J. Dexter, who died at Montague, California, January 16, was the mother of Mrs. George W. Bradley who resided in Klamath Falls up to the time of her death a few years ago. Mrs. Dexter was 63 years of age at the time of her death and is survived by her husband and five children.

HEAVY FILINGS. About 150 instruments, consisting of deeds, patents and mortgages were filed for record in the county clerk's office during the month of January. Only a few of these were mortgages. Probably 10 per cent were patents.

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OBSTACLES TO IRRIGATION REMOVED

"Sacramento, Cal. "January 31, 1905. "The Republican, "Klamath Falls, "The Klamath Lake bill passed the California legislature today. "Humphrey."

So now it appears that only one more obstacle stands in the way of government irrigation in Klamath county, and that is practically out of the way.

The bill has passed the legislatures of both Oregon and California and has also passed the Senate of the United States. The house, if it has not done so, only has to pass the bill to make the way clear. Mondell is the only obstacle here.

But this will not long remain in the way if it is not already removed at the time this paper goes to press. Engineer Humphrey received a telegram last Saturday morning to the effect that this antagonism had been overcome and that the bill would pass.

It now looks favorable, in fact flattering, both for irrigation and railroad building.

Engineer T. H. Humphrey received a telegram from Washington, D. C., last Saturday to the effect that President Hawkins, of the Klamath Canal Company had offered to sell out that Company's interest in Klamath county to the government for \$500,000. The dispatch further stated that President Hawkins had requested the Secretary of the Interior to withdraw all of the government engineers from the territory in which the company is operating.

As to the reasons for this step on the part of the Canal Company and the grounds presented to the Secretary of the Interior for withdrawing the Federal representatives from this territory, the Republican did not ascertain.

In discussing the matter Mr. Humphrey said: "There is no danger of our being withdrawn from this field. As I have stated repeatedly, government irrigation would go right on in Klamath uninterruptedly."

When questioned about the matter Manager Brown, of the Klamath Canal Company, said: "Mr. Hawkins is in Washington. I have nothing to say as yet as to the results of his trip, except that we have been assured by the Secretary of War that our project will not be interfered with by that department under our present plans."

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