

CIRCUIT COURT IS IN SESSION

A. B. Trilwood is Adjudged Insane

Grand Jury in Session and Returns Indictment Against Two

Criminal and Civil Cases are Disposed of and Good Progress Made

Circuit Court convened at the Court house in this city Monday morning at 9 o'clock, Hon. George L. Burnett of Salem presiding, in the absence of Judge Benson. All of the petit jurors were present except S. M. Mitchell and E. M. Bubb, who were not served. The court excused from service as jurors J. C. Mongold, B. F. Nichols, G. R. Hammond, J. H. Farrar and F. L. Arant.

The following grand jury was empanelled: W. P. McMillan, foreman, J. B. Cole, H. Low, George Biehn, E. L. Hopkins, A. C. Beals, J. W. Logue

In the case of the State vs. A. B. Trilwood, held on a charge of assault with a deadly weapon, made on William Adams August 12, 1898, a somewhat remarkable state of affairs arose. The court appointed as his attorneys Judge Drake and C. F. Stone. A demurrer was prepared by them and also one by the defendant himself. Both were submitted to the court, and were sustained, and the indictment, which is the same so far as facts are concerned, as the one upon which he was convicted and served seven years in the penitentiary, was thrown out of court.

This had the effect of liberating Trilwood, for the reason the statute of limitation had run against the crime charged, and he could not be re-indicted.

District Attorney Moore asked the court that Trilwood be remanded to the custody of the sheriff, in order that the question of his sanity might be looked into. This was vigorously opposed by the defendant, who maintained he was no more insane than the district attorney. He was, however, taken to the jail by the sheriff, and Wednesday was committed to the Asylum for Insane by County Judge Baldwin.

The other cases were disposed of as follows: State vs. George Chastain, as Clerk of Klamath county, and other persons claiming to be heirs of Benjamin Howard, deceased, it was ordered that the clerk open all depositions taken.

State vs. James Johnson, dismissed, no evidence of his guilt appearing. George Pan & Co. vs. Winter Knight, judgment taken for \$100, plaintiff paying costs of suit. C. L. Noel vs. J. E. Duval, to compel

surrender of certain stock issued by the Klamath Lake Lumber Company. Demurrer filed by defendant overruled and case ordered for trial.

A. J. Lovelady vs. Jack Berry, suit over saddle, loaned by Lovelady to a third party and held by Berry for a debt. On appeal from decision of Justice's Court. Motion to quash plaintiff's writ of review, overruled.

A. McCallen vs. O. C. Applegate, demurrer overruled and case set for June 29.

Louisa Brode vs. Mike Brode, judgment by default.

State vs. Charles Stark, larceny of a horse. Defendant pleaded guilty and was remanded for sentence.

GRAND JURY

The grand jury returned indictments against:

Charles Stark, larceny of a horse. George Orr adultery.

No true bill was found against R. R. Barfield, accused of assault with a deadly weapon upon George Orr, and was ordered discharged.

In the state supreme court last week in the case of Praed Katz, respondent, vs. Silas Obenshain, Sheriff of Klamath county, A. L. Leavitt, F. H. Mills, and George Von L. Meyer, applicants, on appeal from Klamath county; Benson Judge; the decision of the lower court was reversed; opinion by Chief Justice Bean. This case involved the title to lots in Klamath. The important question involved in this case is whether an attachment lien was waived or lost by the failure to make a proper entry of the judgment in the judgment docket. In this particular case the court holds that it made no difference.

The Club dance, held at Houtsons opera house Tuesday night was quite a success. Music was furnished by Hobbs' orchestra. A permanent organization was effected by the election of George T. Baldwin, president, M. D. Williams, vice-president and Joe Pearce secretary and treasurer. A governing board is to be chosen by the president and secretary, and it will have the regulation of the dances, membership and such other affairs as may arise.

A meeting of the firemen of this city was held Monday night, at which it was decided to have two teams contest on July 4th. The members of the team were chosen from the organization by J. C. Mongold, who heads one team and C. I. Roberts, who will be captain of the other. The contest will determine which team can make the run and get water first.

Last Sunday another lesson in the art of playing baseball was administered to the Merrill team by an aggregation from this city. The result of the game was 15 to 11 in favor of the Klamath Falls boys. It looks as though the Merrill boys might like the game when they have learned it.

C. L. Noel vs. J. E. Duval, to compel

BOAT BUILDERS

Telford and Son Developing an Extensive Business.

A new industry is springing up in this city, and one that bids fair to grow to considerable proportions. It is that of boat building. A year ago Telford & Son started in a small way the construction of row boats. It was not the original intention to follow it as a business, but only as a side issue to their other business. The demand, however, was immediate and large, and today finds them engaged solely in the manufacture of row, sail and house boats and launches.

They have in course of construction two 2-horse power, sixteen foot launches, have completed one 18 foot, 3-horse power launch and expect to begin construction of one 22-foot, 6-horse power launch this week. One of the 16-footers is for J. F. Goeller and the 22-footer for L. Alva Lewis.

The launches comfortably accommodate from 5 to 10 people and make from 5 to 10 miles per hour. The cost for a 16 footer is \$160 and an 18-footer \$250. They are made of native timber, scrub oak, red fir and pine entering into their construction. The boats are guaranteed by their makers, and are sold at prices below what they can be purchased for elsewhere. These two facts are what are doing the business for Messrs. Telford & Son.

A SEVERE BLOW

The liquor people of the state apparently suffered a severe blow without knowing it when the people of the state adopted the constitutional amendment which gives the people of a city the power to enact and amend their charters.

The last sentence in the amendment says that the legal voters of every city and town are hereby granted power to enact and amend their municipal charters, "subject to the constitutional criminal laws of the state of Oregon."

This last limitation is what particularly affects the liquor interests. For it prevents the adoption of a city charter that will conflict with the local option law, which is a criminal law.

Under the present system, the legislature enacts city charters and it is generally accepted view that if a city goes "dry" under the local option law, the Legislature could pass a charter bill giving the city council exclusive jurisdiction of the liquor traffic, thus evading the effect of the "dry" vote within the city limits.

However, that may have been under the old system, it is clear that such will not be the case hereafter, for the city charters adopted by the people must be "subject to the criminal laws of the state." Therefore, if a county has gone "dry," the people cannot adopt a charter that will make the city "wet," but if a county has not gone "dry" there will be nothing to prevent the people of the city from adopting a charter making the city "dry," for there would be no criminal law conflicting with such a charter.

Goddess of Liberty. The vote on the Goddess of Liberty up to Wednesday evening is as follows: Bertha Hammond..... 1717 Stella Engle..... 1450 Flora Clark..... 625 Gertrude Anderson..... 415 Louise Whitney..... 135 Mabel Morine..... 215 Stella Campbell..... 110 Marie McMillan..... 115

Capt. J. W. Siemens, cashier of the American Bank & Trust Company, who has been on a tour of inspection of the banks of Ashland, Medford, Grants Pass, Salem, Portland and Seattle, returned home Sunday. While away he assisted Major Worden in the purchase of the furnishings for the new institution. When completed it will be the best equipped and most up-to-date bank in the state, with the possible exception of one or two like institutions in Portland. While away the Captain heard this city and county much discussed, and says that considerable Portland capital will be invested here. He was compelled to return sooner than expected on account of the annual school election.

100,000 feet of lumber were landed at the dock on the Upper Lake yesterday for use in the Buena Vista addition. This lumber is from the Odeess mill, the entire cut of which has been purchased by the Klamath Canal Company, in order to insure an ample supply of building material for building purposes for those erecting homes on this beautiful tract this year.

Col. M. G. Wilkins returned from Puyallup Sunday, where he had been on a visit to his family. He still has the same smile and glad hand that has won for him so many friends and made him so popular in this city.

M. C. Moservey came in Thursday evening, accompanied by W. C. Weiton and C. L. Gilliam, two lumbermen from New Orleans.

GOOD WORK

Done By Klamath Falls Citizens in Portland Last Week.

A bunch of the boys were in Portland last week, and it appears that that bunch knew it, too. Talk about boosting! Well if they don't know that end of it, it is a mistake. They certainly let the people of the Pacific coast metropolitan know that Klamath Falls is on the map, and in a manner that they won't soon forget it. It was an accidental meeting and when they met, the line-up included J. D. Carroll, Mayor Alex Martin, Jr., Major C. E. Worden, cashier J. W. Siemens, B. St. Geo. Bishop, J. L. Buell and the irrepressible Frank Ira White. They were entertained at a luncheon by President F. W. Leadbetter of the Commercial Club, and after the repeat met members of the club, at whom they fired facts and figures about the Southern Oregon metropolis that made some of the doubting Thomases sit up and take notice.

Not satisfied with bombarding the Commercial Club they hit the public with a broadside through the Oregonian and Journal. These papers contained interviews by Messrs. Worden, Bishop and Martin. This class of work is effective. It has life and hits the mark harder than any number of pamphlets. It sets going innumerable inquiries, and these can be answered by circulars etc.

MONEY FOR KLAMATH INDIANS

The Indian Appropriation bill which finally passed both houses of Congress, Monday, ratifies the McLaughlin agreement with the Klamath Indians, whereby the Indians cede to the Government 621,024 acres of their reservation and are paid therefor \$537,007. Twenty-five thousand in cash is to be paid pro rata to each man, woman and child belonging to the tribes on the Klamath reservation within 150 days, and \$350,000 is to be deposited in the Treasury to draw interest at 5 per cent to be paid annually to the Indians on a per capita basis.

The balance of the fund after paying the fees of attorneys having approved contracts with the Indians, is to be expended for the benefit of the Indians by the Secretary of the Interior in drainage and irrigation of land, purchase of livestock, etc.

Dr. A. A. DePuy Here

Dr. A. A. DePuy of Haywards California arrived in this city last Friday evening. The Doctor is an old Klamath county pioneer, having practiced his profession here prior to sixteen years ago when he removed to California.

"My what a change," he said when discussing the great growth of this city. "Sixteen years ago when I left here Klamath Falls was composed of but a few houses and a store or two. Now I return to find a bustling little city, with a mile of business houses, block after block of new and beautiful homes, immense additions in course of improving, tracks being laid for electric cars, electric lights, city water, telephones—everything and convenience to be found in the modern city of today. Of course, like the rough diamond, it will need polishing, but the people who have been sturdy and persistent enough to effect such a great change are not going to leave their work half done, and I expect to see Klamath Falls one of the prettiest cities on the coast."

MUSIC ON THE WATER

There will be fifty miles of good music next Sunday—band music by more than twenty pieces.

Upper Klamath Lake boasts some magnificent echoes; you can hear sounds, oft repeated, flung down long canyons, to be taken up again by other natural corridors.

The lake itself is a charming one. A trip to Pelican Bay Lodge is always enjoyable.

The Klamath Falls Military Band is more than a collection of players. It is really a good band—an unusually good band. Two new cornet players join the band this week.

The Steamer Winema is a credit to the county. Large and comfortable and sufficiently fast.

Next Sunday the band gives a concert excursion to the Lodge and return on the Winema. Dinner at the Lodge. The steamer can accommodate 350 passengers. Everybody's going that can get away. Boat leaves at 8:30.

The Kershner property in Block 37, Main street, now being occupied by Dodge as a tailor shop, was purchased Saturday by Mason & Slough, and will be occupied July 1 by that real estate and abstract firm. The consideration was \$2400. Mason & Slough began in the real estate business about one year ago. Last August they commenced making an abstract of all instruments appertaining to property in this county, and have just completed the work. It was a big undertaking, and meant the production of thousands of typewritten sheets of paper, but its completion gives them one of the best abstract systems in use in this county and is a valuable piece of property. They have done a large and profitable business and established a reputation for square dealing that will mean much to them in the future.

NO EPIDEMIC OF SMALLPOX HERE

BIDS TO BE OPENED

By Reclamation Service at 2 O'Clock This Afternoon.

J. B. Lippincott, supervising engineer of the Klamath project, accompanied by W. B. Clapp, hydrographer of the California division of the Klamath project, arrived in this city yesterday evening. Mr. Lippincott's presence here at this time is due to the opening of the bids for the extension of the main canal and construction of laterals. The bids are to be opened at 2 o'clock, and the result will be published in next week's Republican.

About forty men and one hundred horses are at work back of Miller hill, engaged in constructing laterals. This work is being done by the service.

W. B. Clapp is here for the purpose of looking over the stream gauging stations, and expects to be engaged in this work for about a week.

On the 15th inst. the Secretary of the Interior executed a contract with the Pacific Portland Cement company, of San Francisco, for from 8,000 to 10,000 barrels of Portland cement that is to be used by the Mason, Davis Company. The cement is furnished at \$1.55 a barrel, f. o. b. Tolena, California.

The Reclamation Service has under construction fifteen irrigation systems, and it is safe to say that no more greater progress nor more satisfactory and systematic work to be found than on the Klamath Project. Too much praise cannot be given to Messrs. Murphy and Humphreys, who are pushing this great undertaking with all the energy they possess. The completion of the great system will make a record that will be hard to beat, and the people of this district are to be congratulated on being so fortunate as to have the direction of this work intrusted to such efficient and competent hands.

Pokegama News.

Sam Goodenough, postmaster and book-keeper for the Klamath Lake R. R., left last week.

Mrs. and Mrs. W. Rhinehart and son, Clarence, passed through Pokegama on their return home to Lakeview. Mr. Rhinehart, who is the sheriff of Lake county, made a trip to Salem with two prisoners, one an insane and the other a criminal.

Mr. and Mrs. M. R. Potter left this week for Arkansas, where Mr. Potter's father is reported very ill with fever.

W. M. Storm has returned from a trip to Hornbrook.

Miss Grace Barfield arrived today from Klamath Falls.

Mrs. J. M. McIntire has arrived here with her three sons.

Miss Josephine Rambo has arrived from Keno and taken a place in the hotel here.

Real Estate Deal.

Through the agency of the real estate firm of J. F. Nowlin & Co. the Charles Baird tract of land on Lost River, consisting of 706 acres, was sold this week to F. E. Wilcox of Milton, Oregon. The price paid was \$10,500. The ranch consists of both low land and hill land and is well adapted for grain growing and stock raising. About 500 acres is under the Government irrigating system. Mr. Wilcox certainly got value received for his money.

J. L. Buell of the Klamath Canal Company returned from his trip to Frisco and Portland Sunday. He did some tall boasting for his adopted home during his absence, and the results of his efforts will be a big excursion of Californians to this city on July 7th. Buell is a hummer when it comes to doing the advertising stunt, and when Brown and Hawkins lauded him they played a master stroke.

H. L. Beard, band instructor at the Agricultural College at Corvallis, arrived here Wednesday. He has a home-stead at Merrill and expects to remain here all summer and will play with the Klamath Falls Military Band. He is a very fine musician and will be a valuable addition to the local organization.

Charles H. Withrow began excavation work for his new two story brick building at the corner of Main and 4th streets, opposite the court house. This will be a substantial improvement that will add greatly to the appearance of this part of the city.

At the annual election for school trustee and clerk for District No. 1, F. C. Sanderson was elected for the term of three years and Capt. J. W. Siemens was re-elected clerk.

Rex Bond returned from Portland Wednesday accompanied by his two daughters, who have been attending St. Helen's Academy in that city.

Fine watch, clock and jewelry repairing at Winters Jewelry Store. All work guaranteed.

Dressmaking parlors at Horton's. Miss Colahan seamstress.

Only One Case In Klamath Falls

Statement of Health Officer Dr. Maston Nails the Lie

Remarkable Attitude of Outside Press in Publishing Damaging Stories

At a special meeting of the Chamber of Commerce, held last evening, President Baldwin was instructed to appoint a committee on arrangements, consisting of twelve members, to care for the California excursionists who are to arrive here on July 8. The committee has the power to appoint sub-committees. This excursion is the result of the efforts of J. L. Buell, of the Klamath Canal company, and every effort should be put forth to make such a good impression on every member of the party that when he leaves this city he will ever after be a walking advertisement for Klamath county. A plan of entertainment is to be mapped out, the details of which are to be published later. But the work of entertainment must not fall entirely on the committee of arrangements or the Chamber of Commerce. Every citizen should make himself a committee of one to see that this excursion party is made to feel welcome, that Klamath county is filled with hospitality as well as great resources

There is but one case of smallpox in Klamath Falls, that of Richard Breitenstein. There are three cases above Klamath Falls, at the head of the river on the upper lake, confined in the detention hospital. Two of these will be discharged next Sunday; the other, one week later. Richard Breitenstein is doing nicely, and will be up in about fifteen days. There is not another case in this city and I do not anticipate any, for the time of incubation is passed. All cases of smallpox or other contagious diseases discovered will be promptly quarantined, irrespective of place or persons affected.

G. W. Maston, M. D. Health Officer.

and that the people here are glad to welcome people, whether they come to invest, to see the beauties of this great section or just out of curiosity. In this way can the best impression be made, and it will do more towards inducing investments than if that question was just handled with hammer and tongs.

If plans now in course of formation do not miscarry, this city will be in wireless telegraphic communication with the outside world. The Pacific coast branch of the DeForest Wireless telegraph company is planning on the establishment of a station in Klamath Falls. This will be in connection with one in Salem and one in Portland. The DeForest system is no experiment, and a demonstrated success, and the best proof of its efficiency is the determined effort of the old-line and wireless telegraph companies to put it out of business by injunctions for infringement on patents.

Mrs. R. E. Lee Steiner and two children returned from Salem Saturday.

epidemic, and the matter was passed by as would any ordinary case of illness. The correctness of this view is shown by the fact that not one single case has occurred since that investigation was made, with the exception of that of Richard Breitenstein, and he did not become infected in this city. None of the cases were of the virulent type, and at no time from the discovery of the first case to the present time was there any need for uneasiness.

The attitude assumed by some of the papers throughout the state in publishing, without any attempt at verification, the exaggerated stories relative to the extent of the disease, is, to say the least, remarkable. It is a self-evident fact that these papers buried their honor in an attempt to hurt this city and county. No other cause can be found for their actions, and such mean and unmanly work can only result in bringing the entire press into contempt.

The statement of G. W. Maston speaks for itself. No one reading it can longer entertain any doubt as to the non-existence of contagious disease in or near this city, except that to which he refers. It can be seen upon what poor material the stories of an epidemic rested and brands as a liar and a fool the transmitters of the falsehoods.

4th of July is nearly here. If you want to dress smart buy your clothing at... The Boston Store. You know our label and what it means, viz: Superiority in Style, Fit and Quality. Imported and Domestic Fabrics of Exclusive Patterns Tailored to our Order. Prices Always Right--\$7 to \$28. We also have the swellest line of Shoes in the City. Come in and have a fit. THE BOSTON

Walk-Over Oxfords. In Tans, Patent Black and Gun Metal Leathers. ALL STYLES TOES. The Swellest Shoes in Town. There's a Reason Why Our Suits are so stylish, up-to-date and fit so well. FIRST—We represent two of the best tailoring houses in the U. S. SECOND—We know how to take measurements. Let us take your order. If the clothes DON'T FIT DON'T TAKE 'EM. Nobby line of Men's Suits in Stock in Single and Double-Breasted Styles. From \$8 to \$16. FREE—With every suit from stock from \$12.50 up, a \$2.50 Hat, Shirt and Tie. New Line Hats and Furnishings. WE CAN FIT YOU OUT FOR THE FOURTH. K K K STORE. Klamath Falls Toggery Shop.

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