

COURTNEY DOES NOT WISH TO PAY

RATHER NOT COMPLY WITH ORDER, TELLS COURT—HAS BEEN SELLING HIS PROPERTY AND SPENDING THE MONEY

In the supplementary proceedings undertaken with a view to get Samuel L. Courtney to pay the \$500 award made his wife, Pearl M. Courtney, when she got her divorce, Courtney admitted having disposed of his 80-acre ranch near Merrill and other personal property, but maintained that he had none of it on hand.

Asked to recount for what he had spent, he gave items which ran above \$1,000, but for the \$1,100 remaining difference he could not account. He told the court, in effect, that he would avoid paying the money to his wife if he could. While he asserted that his living expenses were \$4 a day, he said he was getting a room at 25 cents a night and meals that often cost only 15 and 20 cents. From the Golden-dale, Wash., lot which he sold there is \$2,300 due, which, as indicated yesterday in these columns, the court ordered to be should apply on the \$500 due his wife.

Originally the court awarded the wife \$15 per month for the support and education of their two minor children, custody of which young ones was awarded to her, and later this order was modified to the lump sum of \$500.

WHITE OFFER CHAMBER SITTING

It looks as if a Klamath Falls was going to secure that Johnson box factory, for which the Chamber of Commerce pledged a site. G. W. White has offered the Chamber a five-acre tract on the railroad between the track and the lake, for \$400 an acre, or a total of \$2,000. A site is said that the site is a very desirable one, and that the land is selling at \$500 an acre. Mr. White states that he made the reduction as his contribution to the cause. No action has been taken by the Chamber yet, as all applications offered will be considered at one time, and the approval of the factory people must also be secured.

SPAIN LOSES POPULATION BOUND TO SOUTH AMERICA

United Press Service MADRID, Jan. 13.—Spain annually loses 200,000 of her population through emigration to Chile, Brazil and Argentina, and the number is constantly increasing. So great is the rush now that shipping companies are obliged to refuse passengers. Over 8,000 persons left in one week, and in one instance an entire village, from mayor to street-sweeper, left in a body.

DEMURRER HELD NOT VALID ONE

CIRCUIT COURT HOLDS, IN EFFECT, THAT SCHOOL WARRANT COMPLAINT HAS FACTS FOR CAUSE OF ACTION

Judge Henry L. Benson in circuit court last Saturday overruled the demurrer to the complaint in the case of the Klamath County bank versus School District No. 2. J. C. Rutenic was attorney for the bank, and District Attorney Dell V. Kuykendall represented the school district. The demurrer recited that there were not set forth in the complaint sufficient facts to constitute a cause of action. On behalf of the plaintiff Mr. Rutenic denied this absolutely. The defendant urged upon the court that the action, which is based on an unpaid warrant, should set up the original contract in pursuance of which the warrant is alleged to have been drawn.

School District No. 2 erected a new building for which the warrant, issued to another party and assigned to the Klamath County bank, was part of the payment, it is claimed. Its payment is expected to be resisted on the ground that the cost of the school building was excessive, and that the taxpayers of the district should not be compelled to make good an amount in excess of what the building, according to the contention, should have justly cost. The warrant is for \$1,650 and interest at 6 per cent from January 6, 1908.

ONE MORE HEAT OF HORSE CASE TO BE RUN SOON

The famous horse case will have another inning in the circuit court on January 21, for Attorneys Herbert S. Crane and E. L. Elliott appeared before Judge H. L. Benson Saturday morning to have him set the suit of the First National bank of Kennewick vs. Joshua Swindler et al. The "al" in this case being Mrs. Swindler, Kennewick, where the bank is, in Washington state, where Swindler gave a chattel mortgage on some of his farm animals, etc., to the bank. When he removed them to Merrill, Ore., the bank attached them. Some of them were burned in the Merrill livery barn after the attachment, and

the others lived in the barn for months at somebody's expense until the attachment was dissolved. That somebody will be determined before the case is over, and will face a luxurious livery bill when it comes time to "come through" with the filthy lucre. Each side is perfectly willing for the other to pay for the horse feed and stand the loss of the incinerated equines. As yet, however, neither side has offered to take advantage of the liberality of the other side in this direction.

KLAMATH REFERRED IN DONART BANKRUPTCY

J. C. Rutenic, United States referee in bankruptcy for the Klamath district, has had referred to him the voluntary petition in bankruptcy filed by Charles Donart in the United States district court at Portland.

The petition sets up that the petitioner has debts aggregating the sum of \$6,025.06, against which he has assets totalling but \$800. In regard to the assets Donart claims them to be exempt from the claims of his creditors on the ground that they are embraced in his homestead. Under the law a homestead up to a certain amount is exempt from application to a settlement with creditors of the owner.

Donart formerly ran the Owl pool-room, later conducting a similar establishment next to the Monarch grocery, and is now engaged in the shoe repairing business in the firm of Donart & Son. The firm bought out the business formerly conducted by P. A. Pulley.

ARANT RETURNS FROM UP VALLEY

NEGOTIATES SALE OF HOME FARM WHICH HIS FATHER GOT FROM GOVERNMENT NEARLY SIXTY YEARS AGO

W. Frank Arant of this city, superintendent of Crater Lake National park, has with Mrs. Arant, returned from a trip to Ashland and Roseburg, whither they started a week ago Thursday. At the time there was three inches of snow at Ashland, with cold weather, while at Roseburg, which is much lower, it was 24 above, about the coldest of the winter so far. The grass was growing, and things looked fresh and spring like.

While away Mr. Arant sold the old farm home near Roseburg, which he left about forty years ago, and which was taken up by his father as donation land almost sixty years ago. There is 128 acres of farm and range land on the place. The sale was made to John W. Hawkins of Portland, who has large holdings of similar land in the same vicinity, for \$15,000.

SOCIALIST GAINS GREAT IN GERMANY

United Press Service BERLIN, Jan. 13.—The returns indicate that the socialists have elected reichstag members from sixty-seven districts, and have an even chance of electing candidates in the re-balloting January 24th in 120 other districts, where none received a plurality yesterday.

Conservatives admit that the socialists have at least 150 members. There is a bare chance that they may win first place over the Catholic Centralists, who have 105 seats.

ROCK CANDY AND POTASH IS "DOPE" BOYS THOUGHT OPIUM

United Press Service SAN FRANCISCO, Jan. 13.—"Opium, cocaine and morphine" sold to dope fiends by messenger boys, Eddie Tracy and Joe Castro, arrested here for peddling opiates, under state pharmacy analysis today proved to be nothing more than pulverized rock candy and potash.

"Hop fiends" snuffed, injected and ate the powders for months. "Guys an' dames wot think de're hopheads only 'magine it," declares young Tracy. "Ed an' I fooled 'em all. Looka da good we done 'em." The authorities thought the same. The boys were released.

CIVIL WAR TO RESULT IF COLLIERIES DECIDE STRIKE

United Press Service LONDON, Jan. 13.—A strike of 611,000 miners on March 1st seems inevitable today, the miners almost unanimously voting in favor of the establishment of a minimum wage scale in British collieries.

Radical labor leaders today declare that a civil war will follow a strike in the event the government should attempt to operate the collieries.

Miners have \$10,000,000 in the treasury, and are otherwise prepared for a long fight in case their demands are not met. Collieries at Cardiff have already suspended commercial and domestic deliveries on account of the great demand made on them by the British navy. The supply of coal now on hand will not last England a month.

MEN TO BANQUET THIS EVENING

METHODIST CHURCH COMMITTEE IN CHARGE OF AFFAIR AND WOMEN TO SERVE THE GOOD THINGS TO EAT

Ladies of Grace Methodist Episcopal church will serve a men's banquet at Odd Fellows' Temple banquet hall this evening. A committee composed of men of the church is arranging for the affair, and includes George J. Walton, Dr. C. V. Fisher, Judge Henry L. Benson, A. B. Cleveland and Dr. W. A. Leonard. There will be a program of speeches, with Judge Benson as toastmaster. Rev. George H. Foose, pastor of the church, will deliver the invocation and speak on "Church and Morals as Community Interests."

Judge George Noland will respond to "A Man Among Men," Attorney John Irwin to "Our Young Men," County Judge Will S. Worden to "The Citizen," and George J. Walton, manager of the Klamath Falls Light and Water company, to "The Church Deserving Better Support."

GOLD FOR TRAIL BLAZERS IN HIGHWAY MOVEMENT

Though the eyes of Pacific Coast govt roads enthusiasts are focused just now on the progress of Chester Lawrence and Telesphore Beaudet, the daring motorists who are trying to blaze a way from San Diego to Mexico City in an effort to win the gold medal offered by the Pacific Highway Association for the first car making that run, quite as important things are being done for the highway cause in the northern extremity of the coast.

Away up in Hazelton, B. C., the little city only forty miles from the Alaskan boundary, in which P. E. Sands, the Seattle driver, arrived some months ago to win just such a gold medal as the Southerners are after, for making a 1,500 mile run from Seattle over mountains and swamps; away up in Hazelton, every man, woman and child has temporarily become a roads fanatic.

Good roads for their own valuable sake is not the object of the worthy Hazeltonians. One could hardly expect that from so young a city. Coal, miles and miles of it, only a few leagues over the northern mountains, is the prize that is spurring them on to highway construction.

A few months ago immense beds of coal were located at Ground Hog, 240 miles north of Hazelton. Large English and American companies immediately started their development; and it became evident that a wagon road was necessary to transport supplies to the holdings. The companies hinted that if such a road were not forthcoming their trade might be diverted to another town. This spurred the Hazelton folk to renewed activity.

Delegations are now busy with both provincial and dominion governments, and it seems probable that in a few months work will be commenced; not only on the wagon road, but on a good trail leading north from Ground Hog to Cabin Nine, well on the telegraph route to Dawson.

This means that another great step is about to be taken in the development of the Pacific highway, which now has a gold medal up for the first car arriving and its own power in Dawson from Vancouver, B. C. The officers of the association feel greatly encouraged with such vigorous activity on both the northern and southern ends of the project.

AEROPLANE SQUADRONS MAY BATTLE UP-IN SKY

United Press Service PARIS, Jan. 13.—Aerial battles between two great rival aeroplane squadrons of the Italian and Turkish armies is imminent. Turkey has just bought between 50 and 100 French flying machines, which are already on their way to Tripoli for use against the Italians. It will be the first genuine engagement between aeroplanes.

BLOODY CRACKSMAN TRAILED BY POSSE

United Press Service NEWPORT BEACH, Calif., Jan. 13.—Three cracksmen blew open the safe of the State Bank of Newport, and escaped with small plunder after a running battle.

Bradley Kemble, a fisherman, was shot twice, fatally. Several thousand dollars in bills and gold were dropped in the street by the fleeing robbers.

A dozen citizens with shotguns engaged the robbers in a fight, William Hall dropping one yegg, whom the others lifted and placed in a waiting buggy.

Posses are on the trail, which is marked with spots of blood.

LOW WILL SERVE IN SHRIEVALTY

The announcement of C. C. Low is published today for the republican nomination for sheriff. Mr. Low is one of the old residents of Klamath

county, and has an acquaintance over the entire county. For the past three years he has been a member of the local police force, and has a large number of friends who will undoubtedly give him strong support. His only opponent to date on the republican ticket is Oscar L. Carter.

GRANITE MARKER GIVEN CHAMBER

Secretary Caleb T. Oliver of the Chamber of Commerce has on display at the Chamber quarters a fine specimen of monumental granite hewn by the Bare Island Monumental and Stone company. It is about three feet high and about a foot in diameter, the face being smoothed for an inscription showing that it belongs to the Klamath Chamber of commerce, and was donated by the quarrymen. The names of G. D. Grizzle, R. R. Brewbaker and T. O. Robberts appear on the finished surface.

BANKER WILDE'S TRIAL IS TO START FRIDAY NEXT

PORTLAND, Jan. 13.—Louis J. Wilde, San Diego banker, formerly of Portland, charged with the embezzlement of \$90,000 in connection with the wrecking of the Oregon Savings and Trust bank here, will face trial Friday morning. Wilde will be represented by four attorneys.

District Attorney Cameron will be aided by three deputies and Special Prosecutor A. E. Clark. Selection of a jury is expected to be exceedingly difficult, as both sides will seek jurors who have not read much of the case or the recent sensational events which preceded the actual trial.

SETTLE RENT IS GRAVES' DICTUM

PEACE JUSTICE HOLDS THAT PULLEYS MUST MAKE GOOD FOR CHECK WHICH DRAWEE DELAYED IN PRESENTING

Justice of the Peace Charles Graves Friday heard the case of J. P. Satterlee against P. A. Pulley and wife, Mrs. M. Pulley, on action to recover \$25 for the August rent, 1931, of the dwelling house at 522 Klamath avenue. It appeared according to evidence introduced that Pulley had given a check to Satterlee about August 1, which remained undeposited until August 9, when there were no funds in the bank to meet it. The contention of the defendant, through his attorney, W. H. A. Renner, was that the holder of the check was not entitled to a judgment because he had been given a check whose value he lost through laches.

Attorney J. S. Kent, for the plaintiff, argued that either the husband or wife was liable in the case. The Oregon Code, he contended, says that a check must be cashed within a reasonable time or the drawer be charged with the loss by delay, asserting that both defendants were liable for family expenses. He said the drawer had not been subject to any loss in the matter. The expense, according to his argument, was a family one, while Attorney W. H. A. Renner met this with the claim that the place was conducted as a boarding house. Mr. Kent said this made no difference, as both husband and wife made it their home and family abode, involving a family expense.

Justice Graves gave judgment against the Pulleys for the amount of the rent and costs. Mrs. Pulley's deposit at the First Trust and Savings bank was attached by the plaintiff. It could not be learned today whether the issue would be carried to a higher court.

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STRAYED

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BICYCLES

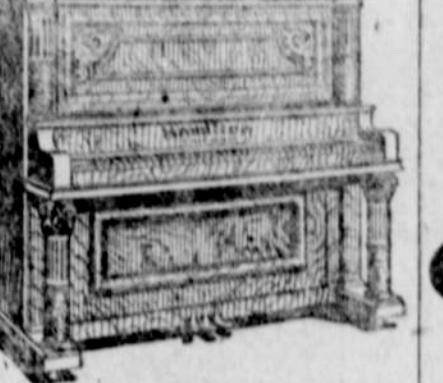
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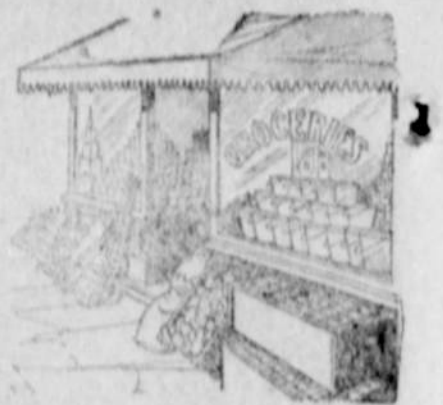
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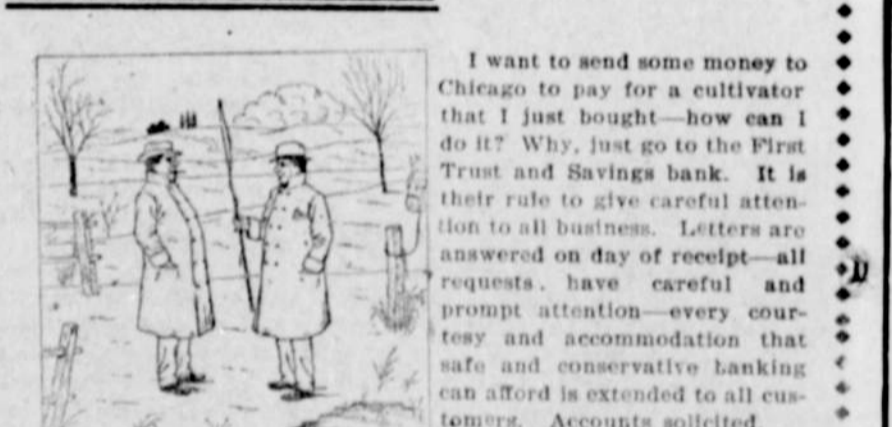
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