

Semi-Weekly Herald

A Continuation of the Klamath Republican

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INDIANS TO HELP FORT WITH FETE

(Herald Special Service)

KLAMATH AGENCY, May 26.—The coming "Big July Time" at Fort Klamath, June 29-July 2, is being much talked of by the Indians. They will help the Wood River people in every way possible to entertain the visitors and make the celebration a success.

We hear that the Sicán Indian's baseball team is to play at Chiloquin Saturday. Everybody is stirred up as a result, and if the game is held, everybody around here will be present to root for Chiloquin. When the Chiloquin team gets into good shape, it will worry its opponents.

Instead of coming to Chiloquin on Sunday, the Klamath Falls team will play the Sicán Indians at Klamath Falls that day. The Sicán Indian team demonstrated the fact that they are fast ball players Sunday at Chiloquin, when they took the Klamath Stars into camp.

John Hessig was a visitor on the reservation Monday from Fort Klamath.

Dr. Johnson of the Agency made a professional trip to Yainax.

Dan W. Ryan was on the reservation recently looking after the beef cattle he is pasturing here.

George Isaac's wife is very ill at her home. She has been sick for several months without any improvement.

BANTA HEARING IS POSTPONED

The preliminary hearing for Harry Banta on charge of committing an unnatural crime was postponed until Monday afternoon by Justice of the Peace Gowen.

This was done at the request of the defense. Friends of Banta have interested themselves in his behalf, and the postponement was taken in order to give them time to secure an attorney.

Hears of Father's Death.

Mrs. A. J. Lyle left on Tuesday for Howard Lake, a suburb of Milwaukee, Wis., where she is called by the death of her father, Dr. Edward Young Chilton, a well known Wisconsin practitioner, and father of Dr. Leo L. Chilton and Fremant Chilton, who are also well known in Klamath Falls.

A Little Wreck.

A wooden sill flat car, caught between heavier cars as a switch string was backing up near the station Monday, was telescoped, and the trucks thrown off the track. The damage was cleared up without any delays in train schedules.

Club Meeting.

The Pythian Club meeting will be held tomorrow night at the home of Mrs. Glen Johnson, 1213 Main street.

WISCONSIN FIRM SENDS MONEY TO HELP THE CAUSE

It is not only in Klamath county and in the Portland Commercial Club that the meritorious work of the people of Klamath Falls in raising money for the Klamath Chamber of Commerce is attracting attention. From Oshkosh, Wis., comes a note of encouragement, accompanied by a donation of \$30.

The contribution is made by the Oshkosh Land and Timber company, which has considerable timber land here. Reading in the Evening Herald of the work that is being carried on, William P. Bray, one of the company, sent the following to Bert E. Withrow of this city:

"Klamath Falls folks certainly show public spirit to raise \$5,000 for their Chamber of Commerce during these dull days. Enclosed please find draft for \$30 for your Chamber of Commerce from the Oshkosh Land and Timber company."

GARRETT TO MAKE 3RD ST. PAVING

Third street, from Main street to California avenue, is to be improved by J. H. Garrett. His bid for \$17,943 was accepted by the council Monday night.

The question of a suitable bond for the performance of the work created some discussion. Mayor Nicholas opened it by stating that he believed the amount of the bond should be for the full cost, or two-thirds of the cost of the improvement, as a protection to the property owners.

Savidge suggested that the bond be \$17,000. Matthews held that this was too high, and suggested \$12,000.

"The full price is too high, the property couldn't be damaged to that extent," said Doty.

"The only protection the property owners have," interposed Judge Leavitt, "is the bond."

"I believe I would rather have you turn down the bid than set the bond at the full amount," said Garrett.

The question of the bond at full cost resulted in a tie vote, Hamilton, Underwood, Savidge, Owens and Cantrell voting "yes," and Goeller, Rogers, Matthews, Townsend and Doty voting "no."

"I don't want to work a hardship on Mr. Garrett," said Mayor Nicholas; "neither do I wish to see the people slighted. If I knew there would be a motion fixing the bond at \$12,000, I would vote 'no' on this tie."

"I'll make that motion," said Matthews. Nicholas then cast the deciding "no," and the matter was then settled with the bond at \$12,000.

The paving is to be completed by October 1. The whole project is to be completed by December 15.

The improvement of Third street consists of grading and a crushed rock and asphalt roadway twenty-four feet wide, with surface valley gutters from Main street to Grant street, and from Grant street to California avenue by grading, cutting and filling.

Some "Gobbleberry."

A turkey egg measuring 8 1/2 inches one circumference and 7 inches the other, is the latest addition to the exhibits at the Klamath Chamber of Commerce. This egg was laid by one of the turkeys owned by S. D. Tooker, who lives on a part of the old Shook ranch near Dairy.

By French law no doctor may inherit property left to him by a deceased patient.

Every time a carp breathes it moves 4,386 bones and muscles; its veins number 4,329.

TRANSFERS OF REAL ESTATE

The Klamath Development company to A. C. Corniel, warranty deed, \$10, lot 14A, block 7, Railroad addition.

The Klamath Development company to F. E. B. Gates, warranty deed, \$10, lot 7, block 36, Hot Springs addition.

United States to John H. Claypool, patent, S 1/4 SE 1/4, SE 1/4 SW 1/4, Sec. 21; SW 1/4 SW 1/4, Sec. 22-28-9.

The Klamath Development company to R. D. Vernor, warranty deed, \$10, lot 20, block 36, Hot Springs.

E. D. McDonald to Charles C. Bradbury, warranty deed, lot 5, block 18, Opportunity addition.

United States to Elizabeth Bliss, patent, lot 4, Sec. 19; N 1/4 NW 1/4, Sec. 30-37-11.

Andy B. Moore et ux to Tona Hill-ton, warranty deed, \$1, part of lots 6, 7 and 8, block 3, Bonanza.

E. D. MacDonald to C. S. Hennon, warranty deed, \$10, two-thirds interest in blocks 12 and 13; lots 1 to 4, block 11; 4 to 6, block 14; 6 to 7, block 15; 3 and 4, block 18, 2 to 9, block 22; 1 to 10, block 23; 1 to 3, 9 and 10, block 24; all in Opportunity addition.

United States to Bertha C. Harris, patent, E 1/4 NE 1/4, Sec. 34-28-10.

INJURED MAN HAS A LONG JOURNEY

Suffering from a fractured rib and a badly bruised hip, J. H. Beckley, accompanied by his wife, drove the sixty miles from his Klamath Marsh ranch to Klamath Falls Tuesday, to secure medical aid. He is resting easier today.

Beckley, who reached the Marsh a few days ago from Portland, was on horseback, chasing a steer, when the cinch on the saddle broke, throwing him to the ground.

WILL TRY TO PASS BY SPECIAL RULE

WASHINGTON, D. C., May 27.—The house irrigation committee has decided to urge that a special rule be brought in to pass a bill objected to on unanimous consent, extending the time for payment of irrigation projects from ten to twenty years.

The bill has passed the senate. A committee consisting of Taylor of Colorado; Baker, Hayden, Stout and Johnson of Utah, was named to see the president and secretary of the interior, the speaker and chairman of the rules committee, Representative Henry, and try to get the rule.

CHAMBER OF COMMERCE QUARTERS UNCHANGED

The Klamath Chamber of Commerce headquarters will not be moved from the Loomis building on Fourth street, between Main and Pine. This was decided by the directors at their meeting Tuesday.

It was argued that while a Main street location might be better for displaying products, etc., the greater part of the organization's work was by correspondence, and that the Loomis building location was larger and roomier, and at a lower rental than the McDonald building, proposed as the new location.

At this meeting the Chamber of Commerce directors also accepted an invitation from the Grand Army to participate in the Memorial Day exercises. The directors will take part in the procession.

During the summer months the directors of the Chamber of Commerce will meet on alternate Tuesday evenings, instead of every Tuesday, as heretofore.

SAY WITNESS TOLD UNTRUTH ON STAND

Charged with perjury during his testimony in the trial of the Beebe vs. Hoyt litigation, Al Carrington was arrested at Woodland, Calif., and is being brought here by Sheriff C. C. Low. The complaining witness is James Werlow, who operates a saw-mill on Bryant mountain.

The alleged perjury is said to have occurred in Carrington's testimony over some lands close to Bryant mountain and in Poe Valley, the hearing being heard before Charles F. Stone as referee.

Getting Better.

The many friends of Miss Fanny Virgil will be pleased to learn that the young lady is gradually improving, and her recovery is now hopefully looked forward to.

FOR SALE OR TRADE—Number of good mares; will sell or trade for cattle. U. E. Lemon, Dairy, Ore. 3t d&sw*

FOR SALE—Fine driving mare, not afraid of anything; suitable for lady. Also buggy, wagon, harness, robes, sleigh bells and sleigh runners for buggy. Would trade for real estate. See Mehaffey, 713 Main St. 25-2t sw2t

ROOSEVELT TO BE GUEST OF WILSON AT DINNER PARTY

WASHINGTON, D. C., May 26.—Clapp, Poindexter and other progressive leaders went to Philadelphia today to meet Wilson and confer with him after tonight's lecture.

This afternoon, Wilson will visit the Smithsonian institution, and be a guest at a dinner party at the White House.

The White House emphasized the fact that Roosevelt's visit is merely a friendly call. It is stated authoritatively that Wilson expects Roosevelt to be the strongest critic of his administration, and the president rather welcomes a fight.

It is understood that Senator Lodge has conferred with friends that he intends to tell Roosevelt that "the time is ripe for patriotism to rise above partisanship," and that he owes it to himself to unite the republican factions.

McGEE-JEFFERS WEDDING

E. E. Magee and Mrs. Nell Jeffers were married Tuesday afternoon at the residence of the bride, Rev. J. S. Stubblefield officiating.

The house was prettily decorated, with lilies of the valley. Only a few intimate friends of the couple were present, and following the ceremony a dainty luncheon was served. These present were Rev. J. S. Stubblefield, Mrs. S. W. Dowling, Mr. and Mrs. Nate Otterbein and Ronald Jeffers.

Mrs. Magee is a native daughter of Oregon, one of her brothers, C. W. Leever, being a member of the county court of Jackson county. Another brother, E. M. Leever, is a resident of Fort Klamath. She has been a resident of Klamath Falls for over a year, and has made many friends.

Mr. Magee hails from California, but has been associated with Underwood's pharmacy in this place for nearly two years, and has made a wide circle of friends here.

The newlyweds expect to make their home in Klamath Falls, and have prepared an attractive bungalow on Washington street for a residence. Friends and relatives of the couple presented them with a number of beautiful and useful gifts.

BOND COMPANY WIRES FOR ADDITIONAL DATA ON BONDS

Is the firm of R. M. Grant & Co. sparing for more time to effect a sale for the \$50,000 city hall bonds before accepting the issue from the city?

This is a question which has been raised, following the receipt of a telegram from the bonding house Monday, requesting additional data. The wire advised the city that the bond house attorney, after examining the forms, transcripts, etc., submitted that he found a couple of omissions, and requested that the corrected copies be forwarded.

Upon the receipt of these, and the approval of the bonds by the attorney, the concern said the money would be sent.

"This sort of a request, which means a delay, looks like threshing straw to get longer time," said Mayor Nicholas. "Especially after the company sent the blank bonds here for the signatures of the city officials."

"It is a matter of detail altogether, and could have no effect upon the legality of the issue," said Police Judge Leavitt.

Councilman Rogers moved that the papers requested be sent to the concern with the understanding that upon their receipt the company would put up the money for the bonds or return the city its transcripts, etc., ending the deal. This motion was passed.

McNARY LEADS BENSON IN THE REVISED COUNT

SALEM, May 26.—In the revised count of the contest between Judge Henry L. Benson of Klamath Falls and Justice Charles McNary of Salem for the fourth republican nomination as supreme judge, McNary is leading this afternoon by thirty votes.

Even yet the figures are not entirely official. It will in all probabilities take a complete canvass of the entire state vote, or maybe a recount to establish who is nominee.

Figures compiled from the official county vote and state canvasses show that McNary received 34,598 and Benson 34,563. The official canvass of Multnomah returns showed a discrepancy from the unofficial returns in favor of McNary.

The race between these men is one of the closest that has ever been held in the history of Oregon. Politicians firmly believe that a recount of the entire vote will be necessary to definitely decide whose name is to be printed on the republican ticket with McBride, Bean and Harris.

Radium water as a medicinal beverage has been introduced in Holland.

The Coos Bay port commission has closed a contract to complete the 300 foot channel into that harbor.

HEAD OF BANDON PLANT TO REACH HERE TOMORROW

There is still a possibility that a woolen mill, with its payroll, may be one of the enterprises operating in Klamath Falls.

A telegram has just been received from R. E. L. Bedillion, manager of the Bandon woolen mills, stating that he is on his way here to take the matter up with the Klamath Chamber of Commerce. He is expected tomorrow night, although it may be a day or so more before he reaches here.

The directors and the manufacturers committee of the Klamath Chamber of Commerce are holding a meeting this afternoon to consider the matter. At this, they will decide whether or not a site is to be offered, etc.

Earlier in the year the Chamber of Commerce began work to secure a woolen mill here, as one of the boosts to the local payroll. There has been extensive correspondence with the Coos Bay concern, culminating in this visit.

According to Klamath Falls men who have seen the Bandon plant, it has new, up-to-date machinery, and it furnishes employment for nearly 100. It is possible that after it is moved here a shirt factory might be started, giving additional employment to the young women of the city.

LOCAL DOCTORS GIVEN CONTRACT

Drs. R. R. Hamilton and E. V. Morrow have just secured the contract from the government for the care of the 8,000 or more men to be employed on the federal railroad construction in Alaska. Upon receipt of word to that effect from Dr. Morrow Tuesday, Dr. Hamilton disposed of the firms' fixtures, apparatus, etc., to Drs. Cathey and Johnson, who are here from Portland, seeking to locate, and who are high in their profession.

Dr. Morrow, who has been in the north for several weeks, will return in a short time, to assist Dr. Hamilton in winding up the firm's business. They expect to go into Seward in July, and will at once erect a hospital there, in order to properly care for the injured.

Legal Notices

Administrator's Notice

In the Matter of the Estate of Juliette Jackson, Deceased:

Notice is hereby given to the creditors of the above estate and all persons having claims against the same, to present such claims, together with the proper vouchers supporting them, within six months from the date of the first publication of this notice, to the administrator of said estate, John S. Horn, at the Bank of Bonanza, Bonanza, Oregon.

JNO. S. HORN, Administrator of Said Estate. 5-7-6-4 sw

SUMMONS.

In the Circuit Court of the State of Oregon for Klamath county.

Joseph H. Seeds, plaintiff,

vs.

Alice Seeds, defendant.

To Alice Seeds, the above named defendant:

In the name of the State of Oregon: You are hereby required to appear and answer the complaint filed against you in the above entitled suit, on or before the 6th day of July, 1914, that being the last day of time within which the defendant is allowed to answer herein as fixed by the order of the court for publication of summons herein; and if you fail so to appear and answer, the plaintiff will apply to the court for the relief prayed for in the complaint filed herein, to-wit: for a decree of said circuit court of the State of Oregon, for the county of Klamath, forever dissolving the bonds of matrimony existing between the plaintiff and defendant, and for such other relief as to the court shall appear just and equitable.

This summons is published in the Semi-Weekly Herald, a semi-weekly newspaper published at Klamath Falls, Oregon, by order of the Honorable Henry L. Benson, Judge of said Circuit Court, dated the 21st day of May, 1914, directing that such summons be so published once a week for six successive weeks. Date of first publication, May 25, 1914.

C. C. BROWER, Attorney for plaintiff. 5-25-6-29 sw

Notice to the Stockholders of the Klamath Water Users' Association:

You are hereby notified that pursuant to a resolution of the board of directors of the Klamath Water Users' Association duly made and entered on the minutes of said board held in the association office, rooms 17 and 18 Maddox-White building, Klamath Falls, Oregon, Saturday, March 28, 1914, the call for the annual meeting of the stockholders of the Klamath Water Users' Association was made, and that said annual meeting will be held in the Houston

Opera House, Klamath Falls, Klamath county, state of Oregon, Friday, the 5th day of June, A. D. 1914, at the hour of 2 o'clock p. m. of said day.

That the purpose for which said annual meeting is called is for the election of a board of five directors for the ensuing year and for the transaction of such other business as may regularly come before said meeting.

You are further notified that at said annual meeting the following amendments to the by-laws of the Klamath Water Users' Association will be submitted for your acceptance or rejection, to-wit:

That section one (1) of article four of the said by-laws as amended be amended to read as follows:

Section 1. Revenues necessary for the accomplishment of the purposes of this association shall be raised by an assessment thereof from time to time as required upon and against the share holders. No assessment shall be declared by the board of directors to be delinquent within less than thirty days after the time for levying the assessment.

That section two (2) of article four (4) of said by-laws be amended to read as follows:

Section 2. No subscription of stock shall be accepted unless accompanied by the full payment of an amount in money equal to all assessments previously levied by this association on lands subscribed thereto, and the previous assessments herein referred to shall be determined by taking the aggregate of all assessments heretofore levied by this association. Assessments paid on shares of stock cancelled at the instance of the association within three years after April 1, 1905, for the reason that the land to which said shares are appurtenant is non-irrigable from the system owned or controlled or to be owned or controlled by the association shall be refunded to the holder at the time of cancellation; provided, however, that the association may execute releases upon the approval of the secretary of the interior for all lands heretofore subscribed to this association where such lands are not deemed irrigable from the irrigation works now constructed by the United States of America or their successors in interest upon payment of all assessments heretofore levied by this Association against said lands and against lands owned by the applicant for said release.

That section one (1) of article eight (8) of said by-laws be amended to read as follows:

Section 1. All certificates or other evidence of the ownership of shares of stock in this association shall have the seal of the association affixed; provided, however, that no certificate of stock or other evidence of ownership of stock in this association shall be issued until the full amount levied by the secretary of the interior under public notice upon and against the shares and lands represented thereby, and further, until the full amount of all assessments previously levied by this association upon and against the shares and lands represented thereby shall have been paid by the owner thereof.

Dated at Klamath Falls, Oregon, this 23d day of April, 1914.

KLAMATH WATER USERS' ASSOCIATION.

By Albert E. Elder, Secretary. (Seal) 4-30-6-4 sw

Notice to Creditors

Notice is hereby given that I have this day been appointed executor of the last will and testament of Clara E. Moore, deceased. All parties having claims against the said deceased are required to present them to me at the office of my attorneys, Messrs. Kuykendall & Ferguson, in the Loomis building, in the city of Klamath Falls, Oregon, within six months from the first day of May, A. D. 1914. All claims must be accompanied by proper vouchers as provided by law. Dated this 30th day of April, 1914.

CHARLES WILLIAM MOORE, Executor of the Last Will and Testament of Clara E. Moore, Deceased. 7-7-14-21-23 s

Notice of Sheriff's Sale

By virtue of an execution on foreclosure duly issued by the clerk of the circuit court of the county of Klamath, state of Oregon, dated the 6th day of May 1914, in a certain action in the circuit court for said county and state, wherein R. B. Vining, as plaintiff, recovered judgment against P. L. Fountain as executor of last will and testament of James C. Mongold, deceased, and William D. Mongold, a minor, and an order for the sale of real property for the sum of one thousand dollars with interest from June 15, 1911, due R. B. Vining and the further sum of six hundred fifteen dollars due the Klamath Water Users Association, and costs taxed at \$15.60, on the 6th day of May, 1914.

Notice is hereby given that I will on the 11th day of June, 1914, at the front door of the court house in Klamath Falls, in said county, at 10 o'clock

in the forenoon of said day, sell at public auction to the highest bidder for cash the following described property, to-wit:

The northeast quarter of section four, township forty, south of range nine east of Willamette meridian, Oregon.

Taken and levied upon as the property minor, or as much thereof as may be necessary to satisfy the said judgment in favor of R. B. Vining and an order of sale of the said William D. Mongold, of sale of real property and against said William D. Mongold, a minor, with interest thereon, together with all costs and disbursements that have or may accrue.

C. C. LOW, Sheriff.

By Geo. A. Hayden, Deputy.

Dated at Klamath Falls, Oregon, May 9, 1914.

5-11-6-8 sw

Notice for Publication (Not Coal Lands)

Department of the Interior, United States Land Office, at Lakeview, Oregon, April 15, 1914.

Notice is hereby given that Pliny A. Jerome, whose postoffice address is Dairy, Oregon, did, on the 19th day of March, 1914, file in this office sworn statement and application No. 07376, to purchase the W 1/4 NW 1/4, section 26, Township 38 south, Range 10 east, Willamette meridian, and the timber thereon, under the provisions of the act of June 3, 1878, and acts amendatory, known as the "Timber and Stone Law," as such value as might be fixed by appraisal, and that, pursuant to such application, the land and timber thereon have been appraised at a total of \$240., the timber estimated at 200,000 board feet at \$1 per thousand, and the land at \$40; that said applicant will offer final proof in support of his application and sworn statement on the 23d day of June, 1914, before J. O. Hamaker, U. S. commissioner, at Bonanza, Oregon.

Any person is at liberty to protest this purchase before entry, or initiate a contest at any time before patent issues, by filing a corroborated affidavit in this office, alleging facts which would defeat the entry.

JAMES H. BURGESS, Register. 4-20-6-22 s

Notice of Proceedings to Determine Water Rights

Before the State Water Board of the State of Oregon, Water Division No. 1, Klamath County.

In the Matter of the Determination of the Relative Rights to the Waters of Anna Creek and its Tributaries, Tributary of Wood River.

To All Persons, Firms and Corporations, claiming a right to the use of the waters of the above named stream or any tributary thereof, or owning or being in possession of lands bordering on or having access to said stream or any of its tributaries, in the County of Klamath, State of Oregon, and To All Whom It May Concern:

In the name of the State of Oregon: You and each of you are hereby notified that the state engineer of the state of Oregon will begin the examination of that certain stream known as Anna Creek, and its tributaries, situated in Klamath county, Oregon, and the ditches diverting water therefrom, on Monday, the 15th day of June, 1914, at Fort Klamath, Klamath county, Oregon, pursuant to a petition filed requesting a determination of the relative rights of the various claimants to the water thereof;

And you are hereby further notified that the superintendent of Water Division No. 1, of the state of Oregon, will commence the taking of testimony as to the rights of all parties claiming water from said stream, or its tributaries, for irrigation, power, mining or other beneficial use, on Tuesday, the 16th day of June, 1914, at the hour of 10 o'clock a. m., at the Hotel Hall, in Klamath Falls, Klamath county, Oregon; and on Thursday, the 18th day of June, 1914, at the hour of 10 o'clock a. m., at the hotel in Fort Klamath, Klamath county, Oregon.

And you are hereby ordered to appear before the undersigned superintendent of Water Division No. 1, at one of the times and places above mentioned, and submit proof of your claim to the waters of said stream or any tributary thereof, if any right thereto is claimed by you; and you are hereby further notified that if you fail to so appear and submit proof of your claim to the waters of said stream, or tributary thereof, default will be entered against you, and you will be barred and estopped from subsequently asserting any rights to the waters aforesaid, and will be held and deemed to have forfeited all right to the use of said waters theretofore claimed by you.

By order of the state water board of the State of Oregon.

Dated this 19th day of November, 1913, at Salem, Oregon.

JOHN H. LEWIS, State Engineer. JAMES T. CHINNOCK, Superintendent of Water Division No. 1.

GEO. T. COCHRAN, Superintendent of Water Division No. 2. Attest—M. F. MERS, Secretary. 5-4-11 s