

THANK THE COLONEL

W. H. Holabird's Work Appreciated By Citizens

Was the Means of Interesting Capital in This Section and Inducing L. H. Harriman to Select the Klamath Lake Resort for His Summer Home

Col. W. H. Holabird, who has done so much in interesting E. H. Harriman and others in this section, will leave in a few days for Los Angeles to spend the winter. Before leaving the Colonel will be presented with a memorial signed by a large number of the business men of this city, expressing their appreciation of his efforts in behalf of Klamath county.

Col. Holabird made his first reconnaissance to this section in 1904. Shortly afterward he interested the California capitalists, who formed the Klamath Development Company. He started the railroad subsidy and has been working constantly for the development of this section. He has been closely allied with Mr. Harriman for many years, making a trip to the Philippine Islands as his special representative. He finally interested Mr. Harriman in this section, and was the means of inducing Mr. Harriman to select the beautiful resort on the Upper Lake for his summer home, the result of which has been to make Klamath known from one end of the United States to the other. The memorial as presented is as follows:

"We, the undersigned citizens of Klamath Falls and vicinity, wish by means of this memorial, to express to you our appreciation of your efforts in behalf of the Klamath county.

"We remember very well that at the time of your first reconnaissance in 1904, you made great predictions for the future of Klamath Falls and the surrounding country, which predictions, we are pleased to say, have been fulfilled as fast as passing events would permit.

"We are also aware that by reason of your large acquaintance throughout the Pacific Coast, you have done much to advertise and make known the advantages of this region.

"We also appreciate to the full the interest which Mr. Harriman, the greatest financier and railroad magnate in the world, has taken in this country, principally through your efforts, and we believe that we are due to a considerable degree, of benefits to be derived by us from Harriman's interest here. We believe that he is in a position to do much for this country at this time than any other man that lives.

"Therefore, it is our purpose in presenting you with this memorial to give you our earnest and sincere thanks for your untiring efforts in behalf of a community and region acquaint you with our desire to

co-operate with you further, and to express the hope that your pleasant associations with us may continue for many years to come.

Respectfully submitted,

American Bank & Trust Company, by Chas. E. Worden, President.
Klamath County Bank, Alex. Martin, Jr., President.
First National Bank, J. W. Siemens, Asst. Cashier.
First Trust & Savings Bank, J. W. Siemens, Cashier.
C. S. & R. S. Moore.
Klamath Development Company, by D. B. Campbell, Asst. Secy.
Hot Springs Improvement Company, by W. S. Worden, Asst. Secy.
Klamath Falls Land and Transportation Company, by E. R. Renness, President.
Geo. T. Baldwin.
C. R. DeLap, County Clerk.
W. B. Barnes, Sheriff.
J. P. Lee, Assessor.
W. A. Walker, County Com.
J. G. Pierce.
W. H. Dolbeer.
Klamath Falls Planing Mills, by J. F. Goeller.
Frank E. Aukewy.
R. I. Hammond.
H. T. Chitwood.
A. J. Manning.
O. C. Applegate.
J. V. Houston.
G. Heitkemper, Jr.
Evening Herald, W. O. Smith, Editor.
E. J. Murray, Editor Klamath Republican.
K. K. K. Store, Fred L. Houston, Manager.
H. J. Winters.
H. Boivin, Plumber and Steam Fitter.
Van Ripper Bros.
Crisler & Stills.
A. E. Cranee & Co.
C. H. Underwood.
Monarch Mercantile Company, by Otto Hedrich.
Frank Ward.
The Boston Store, I. Jacobs.
R. E. Hunsaker.
K. Sugarman.
Mrs. M. McMillan.
Chastain & Obenchain.
John R. Stills, Mayor.
Star Drug Store, F. M. White, Prop.
Schallock & Daggett, by Fred Schallock.
Mason & Slough, by J. B. Mason.
Percival Sholl.
Chas. Woodard.

HARRIMAN PARTIES BEGIN WORK

Promises made by Edward H. Harriman that a road would be constructed into Central Oregon are already in course of fulfillment, says the Portland Journal. Already surveying parties sent out from Portland, are at work locating the most feasible route into Central Oregon in point of grade and curve and construction cost.

One party is working through the Cascade range from the Detroit terminal of the Corvallis & Eastern toward the Klamath Lake country.

Another party is surveying down the gorges of the Deschutes establishing the gradient and cost of construction there.

Still another corps is surveying for an extension of the line of the Columbia Southern from Shaniko through the Central Oregon lands toward the Klamath Lake.

According to General Manager O'Brien the Harriman system will have the choice of these three routes in constructing the Central Oregon road. Mr. O'Brien estimates that it will require from two weeks to a month for the surveyors to finish their work and make their reports to the office of the head engineer in Portland. As soon as these reports are made the engineer's office will take up the task of estimating the cost of construction and from these figures will determine

which route will be most feasible of construction and economical in operation.

"It will be two weeks or a month before the surveyors have finished their work," said Mr. O'Brien. "As soon as they have finished and the figures are available the choice of a route into Central Oregon will be made. It will be these figures that will tell the tale.

"The next step following the choice of a route will be the work of securing rights of way, and as soon as this task can be accomplished the construction work will begin."

Mr. O'Brien said he could make no statement regarding the Coos Bay line at this time and that he understood that E. E. Lytle had already resumed the construction of the Pacific Railway & Navigation company's line to Tillamook.

General Manager O'Brien also states that there is no truth in the rumor that the Harriman interests have secured control of the Nelson survey up the Deschutes into the Central Oregon district.

"There is plenty of room in the Deschutes for two roads," said Mr. O'Brien. "There is nothing in the story that we have purchased the Nelson survey. Our surveying party is establishing a new grade entirely independent of any other that has been made there."

OPINION OF ATTORNEY GENERAL

Municipality No Right to Take In Additional Territory Without Regard to Wishes of the Residents Thereof

The following letter, received by City Attorney John Irwin, gives the opinion of the Attorney General of the state of Oregon, relative to enlarging the city boundaries of Klamath Falls. The Attorney General has every facility for obtaining authorities and information on the subject, and while his opinion is not conclusive, it naturally will have considerable weight:

August 31, 1908.

Dear Sir:

Replying to yours of the 17th instant, relative to enlarging the city boundaries of Klamath Falls, permit me to say that in our opinion a vote must be taken some time by the people in the district proposed to be added to the city, as well as within the city boundaries, and if a majority in each district vote for annexation, the territory can be annexed.

Our statutes are not very clear upon this proposition, and the constitution has been amended so much that it is a little mixed, and I am unable to find any provision of the constitution or of the statute which will deprive the people in the district proposed to be annexed from having a vote as to whether or not they must be annexed to the city.

I think the city boundaries could be enlarged under Section 2690 of the Code, providing a proper vote is taken, and under the provisions of

the constitution, if the city provides by ordinance for the enlargement of its boundaries and enacts the mode of taking a vote, and, also, at the same time describes the enlarged boundaries, and then provides for a vote in the new district, as well as the old, I am satisfied the courts will hold it good, but I do not believe that the constitution, nor the statutes, intends to give to any municipality the right to take in additional territory, regardless of whether the people of the new territory desire to be annexed.

It is true, when the legislature had the right to establish cities and towns and enact their charter, they could do so, enlarging their boundaries regardless of the wish of the inhabitants in the proposed annexed territory, but the principle is different. The members of the legislature represented all of the people of the state even in the new district as well as the city, while permitting a city to vote to enlarge its boundaries, they only represent themselves, and no one is heard for the people residing in the new territory, and the people of the city in no way represent them.

Therefore, I think that they are entitled to a voice in the proceedings, and that must be by ballot.

Very truly yours,
A. M. CRAWFORD,
Attorney General.

ON MURDER CHARGE

Willie Barclay, Half Breed Indian, Arrested at Alturas

Murdered Man Was Sid O. Jacobs and the Coroner's Jury Charges Barclay With the Crime--Man Was Shot Three Times and Body Hid in Crevice in Rock

Sheriff Barnes, Coroner Whitlock, Prosecuting Attorney Kuykendall and R. M. Richardson will return this evening from Yainax, where they went to investigate the death of the man found dead near that place. The coroner's jury found that the man's name was Sid O. Jacobs and that he came to his death by a pistol shot, and they charge Willie Barclay with the crime. Nothing is known of the murdered man except that he was about thirty years of age. He came from Alturas with the Indian, Barclay, and claimed to be a horse buyer. The crime is supposed to have been committed for robbery.

A message was received at 9 o'clock this morning from the sheriff of Modoc county at Alturas to the effect that they had the man and the Indian boy. Sheriff Barnes will leave in the morning for Alturas to bring Barclay and the boy to this city.

The body was found Monday afternoon at the summit of Yainax Butte, which is about 500 feet high and two and one-half miles from the station of Yainax. The body had been hidden in a crevice in the rocks about eight feet deep, and was covered over with rocks and sticks. There were three bullet wounds and the throat had been cut.

The crime was committed on the 26th day of August, and Little John, a great uncle of Barclay and who is between 80 and 90 years old, knew of the crime and helped hide the body. He worried about it and finally told his wife and Barclay's sister. The latter told her husband. The old Indian, Little John, could not bear the worry and he confessed to Mr. Fletcher, the reservation farmer. He did not put much faith in the old man's story, but he and Mr. Parks, who has charge of the school, went to the Butte Monday afternoon after school was over. After searching some time Mr. Parks discovered the body. They at once reported to the Agency and to the Sheriff here.

Dr. Hemenway, who examined the body, stated before the Coroner's Jury that the man came to his death from a pistol shot in the back of the head below the right ear. Following is the finding of the Coroner's Jury: "We, the jury empaneled to inquire into the death of the person found dead on the summit of Yainax Butte in Klamath county, do make and render the following verdict: "First--We believe that the name

Helps the City Pay Expenses

What was at first reported to be a hold-up and robbery developed to have been nothing more than a drunken row when the case was brought before Police Judge Leavitt this morning. The trouble occurred about 12 o'clock last night in the vicinity of the Bennett Feed Barn. The party, consisting of Ivan and Alva Rowley, Robert Stewart and Claude Smith, according to the evidence before the Police Judge, had been drinking at several of the saloons nearby all the evening, and were drunk at the time of the trouble. Some words started a quarrel between Stewart and Ivan Rowley. In the mix up Stewart had his head badly damaged. It is not known whether he used his fists or a rock, although the damage done would indicate the latter. The entire party was arrested by Chief of Police Low.

They were brought before Judge Leavitt at 10 o'clock this morning, and after hearing the evidence, he fined Ivan Rowley and Stewart \$19.75 each. Alva Rowley and Claude Smith were each fined \$10. The fines were all paid, making a total of \$59.50 to be added to the city treasury to help pay the expenses of the city.

Eugene Spencer has been appointed postmaster for the new office called Wampus at Spencer's ranch on Tuesday. He has filled out his bond and the same will be forwarded at once. Mr. Spencer says he will have a mail line established from Pokemama to Keno by way of Wampus.



WHETHER you pay us \$15.⁰⁰ or \$40.⁰⁰ for a Suit or Overcoat --you get the best Suit or Overcoat that \$15 or \$40 can purchase.

K. K. K. STORE
Agents CONTINENTAL TAILORING CO.

Benson & Stone, Attorneys at Law.
J. M. Fountain.
Geo. R. Hurn.
W. T. Shive.
Roberts & Hanks.
Melhase Bros.
L. F. Willits.
A. L. Leavitt, Police Judge.
John Ellis.
Thomas Drake.
C. H. Withrow.
Virgil & Son.
Morning Express, by J. Scott Taylor.

Klamath County Abstract Co., by Bert E. Withrow.
Frank Ira White.

BUILD THE HIGHWAY.

Speaking of the appointment of the Crater lake road commission by Governor Chamberlain, Mr. Harriman said:

"I am heartily in sympathy with the movement and will be glad to do anything I can do in the building of a fine boulevard from Medford to the lake and Klamath Falls. No investment Oregon can make will yield bigger returns than money invested in making Crater lake accessible to tourists, for it is the greatest natural wonder in the world, and thousands will come from all parts to view it.

"I have been named as chairman, but as I must necessarily be absent from the state a great part of the time I would suggest an Oregon man to head the movement. I will do my share, and Superintendent J. P. O'Brien will probably act for me when I am unable to meet with the commission.

"I am in favor of immediate action, and the movement for a fine highway should be launched at once."


NEWS FROM KENO.

Mrs. Fox returned Sunday from San Francisco with her little boy, who has been in the hospital having his ear treated. His hearing has been improved and is all right now.

Miss Ruth Doten is having good success with her eating apartment. She feeds as many as seventy-five persons a day and all go away well satisfied with their investment.

Miss Pitney, from Junction City, Oregon, has opened school in Keno this week.

Keno has had no mail from the south for four days. This is the kind of mail service we are getting. There will be some complaints made soon if we don't get our mail on time. There is no excuse for this delay and we don't expect to stand it very long.



Going Camping ?

We have the best guns and ammunition. Let us outfit you for a trip to the mountains. We have the goods that hunters need.

Going Fishing ?

Our rods and tackle are the best that are made and the stock from which we invite you to select is very extensive. . . .

Roberts & Hanks
Hardware Merchants