

COURTS WRONG

Roosevelt Starts Sensation In Editorial Article

PEOPLE ARE BOUND TO GOVERN

If Courts Persist in Killing Legislation Power to Pass On Constitutionality of Law Will Be Taken.

(Special to The Evening News.) NEW YORK, Jan. 5.—A referendum law, whereby the people may place on the statute books enactments which even the United States supreme court cannot declare unconstitutional, is asked by Theodore Roosevelt in a sensational copyrighted article, entitled "Judges and Progress," which appeared in the Outlook. Unless the referendum is granted the Colonel believes the time will soon come when the power now held by the courts to pass on the legality of laws will be taken from them by the people. The article asserts that it is within the province of the courts only to pass on those points raised under the law, but that they have no power to kill legislation unless it proves to be flagrantly unconstitutional.

Hibson on a Maniac. BOSTON, Jan. 5.—It is learned today that the Rev. Hibson, accused of the murder of Miss Avis Linnell, has gone raving mad in his cell. An application was made this afternoon to have a lunacy commission appointed to examine him, and if he proves to be insane he will doubtless be sent to an asylum for treatment.

Hibson showed the first bad symptoms of insanity yesterday while talking with his attorney. At that time he suddenly leaped to his feet screaming, and was thrown back onto a cot by a negro cell-mate who held him down until assistance arrived. All day long he continued to jabber like an idiot.

Coldest Place in Country. DULUTH, Jan. 5.—This is the coldest place in the United States today, the mercury standing at 35 below zero at nine o'clock this morning. Business is practically suspended on account of the extreme cold, and thousands of poor people in the city are suffering intensely for lack of sufficient fuel and clothing to keep them warm.

Ted Refuses to Talk. NEW YORK, Jan. 5.—Declaring that he positively had nothing to say on any subject, but at the time asserting that he had not read Lawrence Abbott's interview, in which he stated he was not a candidate for presidential nomination, Theodore Roosevelt today appeared at his office for the first time in several days.

WEDDING BELLS JINGLING IN THE FOREST SERVICE.

Mr. Homer J. Ireland and Miss Hazel S. Brown were united in marriage by the Reverend J. E. Burkhardt, at the Presbyterian parsonage, at seven o'clock last evening. The bride is an accomplished young lady, who has been making her home with her aunt, Mrs. Nannie Callahan at Malrose, Oregon. She is well known in Roseburg, having at one time been an operator at the telephone station here. The bridegroom is a highly respected young man of Roseburg, and is well known in Douglas county.

being the son of the late Kenner B. Ireland, one of the earliest and best known settlers of Oregon. For a number of years Mr. Ireland has been connected with the United States forest service. Mr. and Mrs. Ireland leave tonight for Tampa, Florida, where they will spend their honeymoon. They will be at home to their friends, in Roseburg, after April 1, 1912. The News joins their host of friends in wishing them a long, happy and prosperous wedded life.

LOCAL NEWS.

R. M. Hexter, of Cleveland, is spending a day or two in Roseburg looking after business matters. H. M. Farrer, general manager of the Oregon & Southern Railroad, arrived here this afternoon from Medford to spend a couple of days looking after business matters.

The members of the county court went to Winchester, this morning where they spent a couple of hours viewing the bridge. The work of repairing the structure will be commenced at an early date.

The Roseburg Rochdale Company has filed a suit in the circuit court against J. M. Lindeburger and wife, both well known residents of this city. The plaintiffs ask to recover the sum of \$19.80, alleged to be due for goods and merchandise. Attorney B. L. Eddy represents the plaintiffs.

D. C. Courtney, for the past four months an inmate of the county home, passed away early yesterday morning after an illness of several weeks. The funeral was held this afternoon, interment following in the county cemetery. The deceased was about 96 years of age and prior to being admitted to the county home lived at Cow Creek. He has no known relatives on the coast.

Believing that it will be useless to stand trial in face of the evidence in possession of the officers, Edward Jurgins and Fred Potser, who are accused of holding up and robbing the occupants of the Scottsburg stage several weeks ago, and Earl Biard, who is accused of obtaining money under false pretenses in connection with passing a worthless check upon D. O. Weatherly, of Elkton, this morning announced their intention of pleading guilty to the respective crimes in the circuit court. District Attorney Brown is quite elated over the decision of the prisoners inasmuch as he will not be compelled to call a dozen or more witnesses and thus incur unnecessary expense to the county. The grand jury, serving during the last term of the circuit court, will convene on Monday and consider such matters as are brought to their attention.

Canyonville Call: The school board of Canyonville called a meeting last Saturday evening to attend to some special business before the board. The clerk was directed to advertise for bids for furnishing 25 cords of wood, 20 cords to be body fir, and 15 cords hardwood, 4 feet long. Another matter discussed was the purchase of a tract suitable for a high school building and grounds, and the board decided to submit the purchase of a tract containing about 400 acres, owned by Perry Cornutt, to the voters of the district. This land is situated in the northeast part of town on the road toward Myrtle Creek. While no action has been taken toward building a high school building, this step is being taken with a view to future needs. The question of selling a narrow strip of land along the residence property of Mr. Hartley, which belongs to the district will also be submitted to the voters.

LIST OF WINNERS

Secretary Wimberly Announces Final Awards for Show

RECEIPTS MEET ALL EXPENSES

Second Annual Douglas County Poultry Show Will Be Held During The First Week In December Next.

Work of finishing up the records in connection with the poultry show has just been completed by Secretary Wimberly, and below is given a complete list of all winners in the exhibit. It was stated that the next show will probably be held a little earlier in the season, and possibly the first week in the coming December. From a financial view point the first annual show was also a success, and sufficient funds were taken in to just about meet all expenses attached to the enterprise. The cost of exhibition coops necessarily made the first year's expenses quite high, but this will of course be eliminated in future shows. General satisfaction is expressed from all quarters over the awards, which follow:

White Orpingtons. Casa Granda Poultry Co. Roseburg, Oregon: 1 pullet, 3 hen, 1 cockrel, 2 cock, 1 pen. Brookside Poultry Farm, Roseburg, Oregon: 2 pullet, 2 cock, 2 hen, 1 cock, 2 and 2 pen. H. E. Gurney, Winchester, Oregon: 3 pullet, Roselaw Farm, Roseburg, Oregon: 1 pen, Wilby Pilkington, Roseburg: 2 hen, 3 cock, Charles Wharton, Roseburg: 3 cockrel.

Barred Rocks. Geo. W. Speight, Hubbard, Or.: 1 and 2 hen, 2 cock, 3 ck., 1 pen. E. A. Miller, Roseburg: 1 cock, 3 ck., 2 pen. M. M. Lower, Creswell, Or.: 1, 2, 3, pl. R. S. Hutton, Wilbur, Or.: 3 cock, 1 pen. B. B. Bale, Roseburg: 3 hen. E. A. Kruse, Roseburg: 2 ck.

Rhode Island Reds. H. B. Church, Roseburg: 1 hen, 2 ck.; 2 hen. Clarence Church, Roseburg: 1 cock, 1 D. Carlo Roseburg: 2 cock, Red Fir Poultry Yards, Crabtree, Or.: 3 cock, 1 and 2 pl. J. W. Mullen, Roseburg: 1 ck. Ray Mabley, Roseburg: 3 pl.

White Plymouth Rocks. R. L. Staggs Roseburg: 1 cock, 1 G. Flisk, Roseburg: 1 and 2 pl., 1 cock.

S. C. Black Minorcas. Geo. Speight, Hubbard, Or.: 2, 3 ck., 1, 2, ckrl., 1, 2 hen, 1 pl. 1 pen. H. E. Gurney, Winchester: 3 pen. E. A. Kruse, Roseburg, Or.: 3 ckrl., 3 hen, 2 pl., 2 pen.

S. C. Brown Leghorns. F. T. Craigm, Oakland, Or.: 1 ck H. C. Wheeler, Pleasant Hill, Or.: 1 ckrl, 1 hen, 1 and 2 pl., 1 pen. E. A. Kruse, Roseburg: 2 and 3 ckrl, 3 pl.

White Minorcas. Bruce B. Bale, Roseburg: 1 and 2 ckrl, 1 and 2 pl.

R. C. Buff Leghorns. Ed Schoel, Albany: 1 pl.

Black Leghorns. Ed Schoel, Albany: 1 ckrl., 1 pl., 1 hen.

S. C. Buff Leghorns. William Shands, Milwaukie, Or.: 1, 2, and 3 pl., 1 and 3 hen, 1 and 2 ckrl., 1 pen. H. C. Gurney, Winchester, Or.: 2 pen. Alpa Delta Poultry Co., Glendale, Or.: 2 hen, 2

pen, R. L. Staggs, Roseburg: 3 cockrel.

S. C. White Leghorns. William Shands, Milwaukie, Or.: 1 and 2 ckrl, 1 and 3 hen, 1, 2 and 3 pl., 1 pen. Ed Schoel, Albany, Or.: 2 ck, 3 hen. H. C. Wheeler, Pleasant Hill, Or.: 3 pen. E. A. Kruse, Roseburg, Or.: 2 pen, 2 ckrl. C. W. Bradford, Roseburg: 3 ck.

White Wyandottes. Roselaw Farm, Roseburg, Or.: 1 ck., 2 ckrl., 1 and 3 hen, 1, 2 and 3 pl., 1 pen. Ed Schoel, Albany, Or.: 3 ck, 3 hen. H. C. Wheeler, Pleasant Hill, Or.: 3 pen. E. A. Kruse, Roseburg, Or.: 2 pen, 2 ckrl. C. W. Bradford, Roseburg: 3 ck.

Black Wyandottes. Roselaw Farm, Roseburg: 1 hen. S. C. Black Orpingtons. Brookside Poultry Farm, Roseburg: 1 ck., 1 pl.

S. C. Anconas. H. J. Stone, Roseburg: 1 ckrl, 1, 2, 3, pl. 1 pen. T. J. Deanen, Shobbs, Or.: 3 ckrl. Walter Kruse, Roseburg: 2 ckrl.

Buff Orpingtons. J. S. Northrup, Lebanon, Or.: 1 ck., 1, 2, 3, ckrl., 1 and 3 pl., 1 pen. D. W. Roof Springfield, Or.: 2 and 3 ck., 2 hen 2 pl., 2 pen.

Silver Laced Wyandottes. Mrs. S. G. Long, Yoncalla, Or.: 2 ckrl., 2 pl., 1 pen. Franklin Barker, Roseburg, Or.: 1 ckrl., 1 and 3 pl.

Golden Polish. R. S. Hutton, Wilbur: 1 and 2 pl.

White Cochins. Hubbard, Or.: 1 ck., 1, 2, 3, pl., 1 pen. Harry Phillips, Roseburg: 2 ckrl. Ed Schoel, Albany, Or.: 2 ck., 3 hen.

Buff Cochins. H. A. Phillips, Roseburg: 1 ck., 1 hen. A. K. Nicholas, Roseburg: 2 pl., 2 ck., 2 hen.

B. B. Red Game Bantams. Harry Phillips, Roseburg: 1 ck., 1 hen.

Indian Runner Ducks. E. A. Kruse, Roseburg, Or.: 1 drake, 2 and 3 duck, 1, 2, 3, young duck, 1 pen. F. H. Meyers, Roseburg: 2 drake, 2 pen. Alpa Delta Poultry Co., Glendale: 1 young duck, 3 pen. R. M. Wood, Roseburg: 2 drake, 1 duck.

Pekin Ducks. Ed Schoel, Albany: 1 drake, 1 duck. E. A. Kruse, 2 drake, 2 duck.

Buff Orpington Ducks. Ed Schoel, Albany: 1 young duck, 1 young drake.

Emden Geese. Ed Schoel, Albany: 1 young gander, 1 young goose.

Missouy Ducks. G. A. Bron, Sutherlin: 1 drake, 1 and 2 duck.

Toulouse Geese. E. A. Kruse, Roseburg: 1 gander, 1 goose.

Bronze Turkeys. E. A. Kruse, Roseburg: 1 ck., 1 ckrl., 1 hen, 1, 2 pen.

White Holland Turkeys. Ed Schoel, Albany: 1 ck., 1 pl.

Columbian Wyandottes. R. H. Paxson, Central Point, Or.: 1 ck., 1 ckrl., 1 hen, 1, 2 and 3 pl., 1 pen.

Light Bantams. Arthur Wooden, Roseburg: 2 pl., 3 ckrl. Mrs. J. E. Skallon, Roseburg, 2 and 3 hen Norman Poultry Yards, Talent: English Ring Neck Pheasants, 1 ck., 2 hen.

A BIG INCREASE

Valuation of Douglas County Property Growing.

GRAND TOTAL OF \$32,000,000

Expected That This Year's Tax Levy Will Approximate 10 Mills—Development Work Increases Valuations.

County Clerk Edward Lenox received a message from Balom last evening to the effect that the state tax commissioners have fixed the valuations of property owned by corporations in Douglas county at \$6,191,178.99. This figure shows a material increase when compared with the valuations levied by the tax commissioners last year.

The message also contained information that Douglas county's proportion of the state tax is \$109,611, or more than twice as much as that of last year. This increase is probably due to the increase of expense in conducting the state institutions, together with the liberal appropriations sanctioned by the legislature two years ago.

Adding the valuations of the corporations of Douglas county to the valuations of property levied by County Assessor Frank Callahan it appears that the property of the county is valued at approximately \$22,976,758.99, or about \$1,000,000.00 in excess of a year ago. The increase in valuations coming under the jurisdiction of the local assessor is said to be due to the remarkable development of the past year, enhanced by many substantial improvements. Last year the valuations of the county totaled \$21,662,978.00.

With the substantial increase in valuations, both at the base of the county assessor and the state tax commission, there appears to be valid excuse, it is said, for delaying erection of an armory. According to the figures of a well known county official furnished The News this afternoon, a three mill tax levy, based upon the present valuations, will raise sufficient money to erect four or five bridges, together with the armory. Previously, it was thought that a three mill levy would be necessary in constructing the three bridges for which contracts were yesterday awarded.

The valuations received by the

TRAIN ROBBERY

Oregon Express on S. P. Line Raided By Bandits

GET SEVERAL THOUSAND DOLLARS

Mail Clerks Tied Up While Leisurely Rifled the Registered Mail Pouches—Posses In Pursuit.

(Special to The Evening News.) REDDING, Cal., Jan. 5.—The Oregon Express on the Southern Pacific line, enroute to Portland, which left San Francisco last night, and carrying United States mail for points as far east as Montana, was robbed of the registered mail by two bandits, who entered the car at Cottonwood when the train stopped there before daylight this morning. Mail Clerk Rheln and two of his assistants were forced, at the point of revolvers, to submit to being tied, and after this precautionary work the robbers deliberately rifled the registered mail while the train sped northward. It is not known how much the robbers secured, but it is believed that the amount will total several thousand dollars. The men probably concealed themselves in the mail car at Red Bluff, and when the time came drew their guns and got busy. They took complete possession of the car, throwing off mail pouches at two small stations that were passed during the time they were aboard, so that suspicion was not aroused. Shortly before the train reached Redding the robbers dropped off the car and disappeared in the darkness. As soon as the mail clerks were discovered and released from their bonds posses were organized and started on the trail of the bandits.

Evans Funeral Today.

WASHINGTON, Jan. 5.—With President Taft, Admiral Dewey, General Miam and other officers of high rank attending the funeral of the late Admiral Evans was held here this afternoon. Mors (Jan. 1, 1899) man, representing the army and navy, escorted the remains to their last resting place in Arlington cemetery. Mrs. Evans, who has been prostrate since her husband's death, was unable to attend the funeral.

POWULA IS FINED \$125.

Convicted of Carrying Concealed Weapons

At the conclusion of the arguments of the attorneys late this afternoon, Justice of the Peace Marsters found Joseph Powula, accused of carrying concealed weapons, guilty as charged. He was fined \$125. Attorney Dexter Rice, who defended Powula, said he would probably appeal the case to the circuit court.

The case of the State vs. Walter Christie, charged with the crime of assault and battery, commenced at 4 o'clock this afternoon in Justice Marsters' court. Christie was arrested charged with assault and battery, based upon the contention of Powula, who said that Christie struck him prior to the time he (Powula) drew his revolver.

In view of Powula's conviction, it is likely that Christie will be acquitted, considering that the evidence will be about the same as adduced in the former trial.

With the court room crowded to its capacity, the preliminary hearing of Joseph Powula, a strike-breaker charged with the crime of carrying concealed weapons, came up for hearing before Magistrate Reuben Marsters this morning. The state was represented by District Attorney George M. Brown, while Attorney Dexter Rice, local Southern Pacific counsel, looked after the interests of the defendant.

Witnesses for the state included Walter Christie, Charles Justus, P. A. Satar, J. A. McFadden and J. M. Call, all of whom are members of the local federation of labor unions. The several witnesses introduced upon behalf of the state testified that they were in the vicinity of Sheridan street on the night the trouble is alleged to have occurred, but denied in emphatic terms, that they were in any manner responsible for the controversy. In fact, Powula, who is alleged to have struck Powula a blow in the face, denied that he acted as accused, neither did he see anyone assault the prosecuting witness. Christie's evidence was corroborated in detail by the other witnesses, who declared they were witnesses, and would have noticed the blows in the event of trouble. The state's witnesses admitted having congregated near their headquarters on Sheridan street, but in this they were not aware of any violation of the law. They testified that Powula carried his revolver without cause or provocation, and that he discharged the same with a view of instigating trouble. He denied emphatically that he was struck or molested other than being called a "scab", which has been held as a legitimate word. Some of the state's witnesses even went so far as to testify that Powula made advances, and called

county clerk today covering the valuations of the corporations came as a surprise, considering that they show a material increase over a year ago. It had been expected that they would remain practically at the same figures.

County Clerk Lenox is this afternoon busily engaged in arriving at a tentative tax levy—which will be approved by the county court late in the present term. Mr. Lenox is a yet unable to make a definite statement as to the amount of the levy, nor will he be able to reach such a conclusion before next Monday. It is said, however, that it will be somewhere in the neighborhood of 19 mills.

them a number of unbecoming names. According to the version advanced by the strikers the defendant acted without the least cause. Relative to the position of the gun, the strikers contend that it was concealed and was not seen by them prior to the time Powula flourished it in the air and sent a bullet into the ground. In this regard, the strikers were positive, and their respective testimony was introduced without material variance.

The defense introduced five witnesses, including Herman Young, Carlos Leonard, T. J. Robbins, Gus Schneider and the Reverend Spaulding. In this regard, the strikers were positive, and their respective testimony was introduced without material variance.

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WIND AND SNOW

Middle West In Grip of Severe Cold and Storm

MUCH SUFFERING IN CHICAGO

150,000 People Without Work or Money Thrown on Charity Organizations—Need Food and Clothing.

(Special to The Evening News.) CHICAGO, Jan. 5.—Gripped in the severest winter of the season, and the coldest snap recorded in five years in many places, a fierce wind is howling across the Middle West and the territory tributary to the Great Lakes, intense suffering prevails among the workless people in Chicago and other cities where the storm has overtaken the unprepared. The cold from the Rockies eastward is intense. The mercury dropped to five below zero last night, while every indication is that it will take another tumble tonight. There is such universal suffering among the poor of Chicago today that the charity agencies are practically overwhelmed with those who are helpless and without food and adequate clothing. At Dubuque, Iowa, the mercury dropped to 16 below; at Minneapolis the cold registered 28 below, at Winnipeg, 24; Williston, N. D., 18; Devils Lake, 22. Kansas and Nebraska are experiencing the full force of the terrific blizzard.

Dead Man Found. Near Gardiner—Coroner N. T. Jewett Investigating.

A long distance telephone call this morning informed N. T. Jewett, county coroner, that the dead body of an unknown man was found about five miles up in the timber from Gardiner. The telephone connections were poor and the coroner was unable to get more than the mere fact recited above. Mr. Jewett leaves tonight on No. 16 and will not return before next Monday or Tuesday.

BORN.

BISHOP—To Mrs. Nat Bishop, in Roseburg, on Friday, January 5, 1912, a boy.

Mrs. George Stearns, of Oakland, came over this morning to spend the day with friends.

"News" Presidential Preference Ballot

Table with 2 columns: Republican and Democratic. Republican candidates: Wm. H. TAFT, ROBT. LA FOLLETTE, THEODORE ROOSEVELT. Democratic candidates: Wm. JENNINGS BRYAN, JUDSON HARMON, CHAMP CLARK, OSCAR UNDERWOOD, WOODROW WILSON.

The "News" in order to sound the sentiment in the county on presidential candidates offers its readers an opportunity to express their preference for the man they would like to see nominated.

If you are a republican mark only the republican ballot. If a democrat mark the democratic ballot. Make an "X" to the left of your choice. If none of the men listed is your choice, fill in the name of your favorite candidate. After filling in, either mail to "The News" or drop your ballot in the box in the News office. Do not sign your name to your ballot. It will be as secret as the primary. The News' ballot will run for the next ten days. Avail yourself of this opportunity of expressing the view of this county on presidential candidates.

Study Your Bank Account

And you will find it an interesting and profitable occupation. Deposit your savings and spare cash with us and you will be interested in watching it grow. Don't trust to home hiding places. Thieves or fire may



get the hard. Put your surplus cash here where you will get good interest and be sure that your money is safe. We are reliable, solid and liberal to depositors.

4% Interest on Time Deposits

First Trust and Saving Bank

"WATCH THE 'NEWS' GROW" Subscriptions increased so fast yesterday that by evening The "News" had to add to its force another carrier. This makes three boys carrying this paper to its constantly increasing list of readers. "A Square Deal in All News Matters" is our Motto. Daily Delivered, 50 cents per month Daily by Mail, \$3.00 per year



SMILE GIRLS IN VARIETY ISLE Raymond Teal and his Big Musical Comedy Co. at the Palace Theatre Tonight. See the chorus of singing and Dancing girls. All seats 50c reserved.