

**OUR COUNTY Correspondents**

**EAGLE POINT EAGLETS.**

By A. C. Howlett.

Miss Belle Malby of Medford and Austin Green of our town were guests at the Sunny Side one evening last week.

Floyd Pierce and family of Forest Creek came over to visit Mrs. Pierce's parents, Mr. and Mrs. J. J. Foye, last week.

J. H. Mayhew of Medford and Mr. Hansy of Wisconsin were here last week looking over the country.

A man by the name of Thompson, from the Big Bend country, was here last week.

George Westerfield of Chehalis, Wash., an old miner, called on Saturday night and on Sunday went on his way to Central Point.

Claude Warnsley, who has been visiting old time friends in Newport, Or., returned to his old home last Saturday.

A. C. Howlett will preach at the Durby school house next Sunday at 11 o'clock a. m., and Rose Creek at 2 o'clock p. m.

Owen Dunlap and William Miller called one night last week quite late and asked for an early breakfast. They started for Big Butte bridge by 5 a. m.

Leonard Smith of Medford, the orator of the day at the Fall celebration on the Fourth, took dinner at our hostelry on the 50 on his way to Trail.

Mr. and Mrs. Cook of Boise, Idaho, came out last Saturday and remained with us until Monday evening. They looked at several of the places around our town and on Monday I took them out north and east of here to see some of the foothill country.

Glen Frabrick and wife, accompanied by his brother, and Dr. F. D. Wilson of Hood River came out last Sunday for an outing and to see our country and try a meal at the Sunny Side Hotel.

Miss Hatie Allen of Trail, who has been in Medford for some time, stopped here for dinner last Saturday on her way home. She went on the Eagle Point and Trail stage line. Mrs. Underwood came out on the stage the same day on her way to Medford via the P. & E. R. R. Mrs. Underwood has been visiting friends in the Elk Creek country.

There were quite a large number of our citizens went to Butte Falls to spend the Fourth, and on the road there on Friday one backload of young men met with quite a mishap in going down the Obenchain mountain. They got to driving faster than the law allows, and perhaps were a little reckless. You know it was nearing the Fourth and they were feeling a little jubilant, and it was that they ran the horses off the grade, tumbled over the back, and all of them were bruised more or less, and one or two of them were quite badly hurt. They were going to the dance, and of course had on their good clothes. One of them did not regain consciousness for several hours. But they learned one lesson—

**Boy's Life Saved.**

My little boy, 4 years old, had a severe attack of dysentery. We had two physicians, both of them gave him up. We then gave him Chamberlain's Colic, Cholera and Diarrhoea Remedy, which cured him and believe that saved my life.—William H. Stroding, Carbon Hill, Ala. There is no doubt but this remedy saves the lives of many children each year. Give it with castor oil according to the plain printed directions and a cure is certain. For sale by Charles Strang.

**For Sale—50 acres level land.**

Snowgrazed, 40 acres partially cleared. Small orchard, 6 room plastered house, good barn, farm implements, good fence. Within a few rods of store and postoffice. Price \$2000. E. Vroman, Wimer, Oregon. 20-111.

**It Can't Be Beat.**

The best of all teachers is experience. C. M. Harden of Silver City, N. C., says: "I find Electric Bitters does all that's claimed for it. For Stomach, Liver and Kidney troubles it can't be beat. I have tried it and find it a most excellent medicine." Mr. Harden is right; it's the best of all medicines also for weakness lame back and all rundown conditions. Best, too, for chills and malaria. Sold under guarantee at Chas. Strang's drug store. 50 cents.

**DIARRHOEA**

There is no need of anyone suffering long with this disease, for to effect a quick cure it is only necessary to take a few doses of

**Chamberlain's Colic, Cholera and Diarrhoea Remedy**

In fact, in most cases one dose is sufficient. It never fails and can be relied upon in the most severe and dangerous cases. It is equally valuable for children and is the means of saving the lives of many children each year.

In the world's history no medicine has ever met with greater success. PRICE 25c. LARGE SIZE 50c.

**Opinion of Judge Hanna.**

(From Saturday's Daily.) The written opinion by Judge H. K. Hanna in the case of J. C. Hall vs. George W. Dunn et al., which was filed yesterday morning as announced in yesterday's Morning Mail, is as follows:

"The Medford charter reads as follows:

"Section 19. To license, regulate or prohibit barrooms, drinking shops, billiard rooms, bowling alleys, dance houses and all places where spirituous, malt or vinous liquors are sold or kept for sale, irrespective of any general law of the state on this subject enacted by the legislature or by the people at large; provided, that no license for the sale of spirituous, malt or vinous liquors shall be granted for any less amount than is or may be provided by the general laws of the state in force at the time of granting thereof; and further provided, that the city shall not at any time license drinking shops or other places where intoxicating liquors are sold to sell intoxicating liquors on Sunday."

"It has been contended that the legislature was without authority to grant the power embraced in said charter to the city. An examination of our constitution as it existed at the time of granting said charter shows that but few restrictions or limitations were placed upon the legislature in its granting charters to municipal corporations, and it would seem that if it is constitutional to grant the people the right to amend our constitution and enact all other laws by initiative, it would be equally so to grant the powers it has attempted to do under the charter.

"The defense conceding that the legislature had the power to grant the charter, the next question is, has it been repealed? The local option law was passed June, 1903, and before the act granting said charter. It must be presumed from the wording of said subdivision 19 and from the enactment of the repealing clause embraced in section 115 that the legislature had in mind and were directly referring to the existing local option law. In fact, it has not been contended by the defense that the charter had been repealed by either the legislature or by vote of the people, but it is contended that subdivision 19 is suspended by vote of the people taken under the local option law. But the defense does not point out, nor do I find where the people have been granted the power to suspend any of the provisions of said charter.

"In June, 1906, the people amended section 2 of Article XI of the constitution of Oregon so that it reads as follows:

**Constitution of Oregon.**

"Corporations may be so formed under general laws, but shall not be created by the legislative assembly by special laws. The legislative assembly shall not enact, amend or repeal any charter or act of incorporation for any municipality, city or town. The local voters of every city and town are hereby granted power to enact and amend their municipal charter, subject to the constitution and criminal laws of the state of Oregon."

"The legislature cannot confer even to the people any greater power than it possesses. If the legislature cannot under the constitution as amended either enact, amend or repeal any municipal charter, it cannot confer upon the people the right to do so except as provided by said amendment, which places such power exclusively in the hands of the local voters of the city or town.

**Relief by Injunction.**

"It is urged that the plaintiff has mistaken his remedy, that he is not entitled to a hearing on equity. It is true that a party is not entitled to relief by injunction where he has a plain, speedy and adequate remedy at law. But, conceding plaintiff's contention as to the rights and powers conveyed under said charter, has he a plain, speedy and adequate remedy at law? If the order against which he is moving should be made by the county court the law would not come to his defense or relief until he has been arrested, indicted and placed upon his trial. I am compelled to think the complaint states a cause of suit and that the plaintiff is entitled to be heard in equity. Under this rule of the law the demurrer must be overruled.

"I very seldom set out in writing my decision when passing upon a case, knowing full well that the reasoning of the lower court in reaching a decision will not be inquired into by the appellate court, and I have departed from the rule in this case principally from the fact that misinformed, though perhaps well meaning individuals, actuated by their zeal in the cause of prohibition, have addressed anonymous communications to me under the idea that the court could act in this matter under his individual feelings, not realizing that a judge would be unworthy his seat upon the bench who would decide a case upon his personal feelings or upon the clamor of the public except as they accord with the law as understood by him.

"No decisions of other courts have been cited to materially aid the court in passing upon this case, as no direct precedent upon the main question involved has been found by the able attorneys in the case or by myself.

"H. K. HANNA, Circuit Judge."

**READ THE MORNING MAIL.**

**THE SLEEPER AWAKES.**

Rip Van Winkle returned from his long sleep looking fresh as a daisy and made his way to one of Medford's leading barber shops, not only because he needed a haircut and a shave, but also because he wished to catch up on the news.

"Let's see," he said to the barber, after he was safely tucked away in the chair, "I've been asleep twenty years haven't I?"

"Yap," replied the tonsorialist. "Have I missed much?"

"Nope, we bin standin' nat." "Is Seventh street paved yet?"

"Nope." "Is the new electric road in yet?"

"Nope." "Do we drink water from a gravity system?"

"Nope." "Is the city cleaned up yet?"

"Nope." "Are the sidewalks fixed?"

"Nope." "Has Congress done anything yet?"

"Nope." "Platt resigned yet?"

"Nope." "Bryan been elected yet?"

"Nope." "Carnegie poor yet?"

"Nope." "Any trusts busted?"

"Nope." "Portland won the pennant yet?"

"Nope." "Had a war with Japan yet?"

"Nope." "Well say," said Rip, rising up in the chair, "never mind shaving the other side of my face I'm going back to sleep again."

**Over Thirty-Five Years.**

In 1872 there was a great deal of diarrhea, dysentery and cholera infantum. It was at this time that Chamberlain's Colic, Cholera and Diarrhoea Remedy was first brought into use. It proved more successful than any other remedy or treatment and has for 35 years maintained that record. From a small beginning its sale and use has extended to every part of the United States and to many foreign countries. Nine druggists out of ten will recommend it when their opinion is asked, although they have other medicines that pay them a greater profit. It can always be depended upon, even in the most severe and dangerous cases. For sale by Charles Strang.

**Card of Thanks.**

There are hours which come into the lives of some when every impulse of the heart is buried under its weight of sorrow. We stand there at this time. Still we would not be so forgetful as to fail to give expression to the gratitude which wells up from the depths of our hearts as we remember the kindness of those who gathered about us in our recent bereavement and whose every act and expression seemed a desire to help us bear our burdens, and especially are we not forgetful of those who so deftly wove beautiful garlands of flowers, nor of those who have endeavored to lessen our sorrow by their kind words of sympathy.

**H. W. LUMSDEN AND FAMILY.**

**Rupture With Venezuela.**

NEW YORK, July 7.—Jacob Slesper, formerly Charge d'Affaires of the American legation at Caracas, whose departure from the post marked the severance of diplomatic relations between the United States and Venezuela, arrived at New York today. He will go to Washington immediately.

Regarding the probabilities of war between the United States and Venezuela as the result of the unsettled relations, Sleeper said, "Well, I have been recalled as a result of the Venezuelan government refusing to arbitrate our difference. What the next step shall be remains with Washington."

**Large Airship.**

The new Zeppelin airship, which is 426 feet long and 43 feet in diameter, and which has a carrying capacity of twelve men and a radius of 1440 miles, is about to be tried in Germany. Before purchasing it, the government has made the requirement that it shall be capable of landing on the ground safely instead of on floats on Lake Constance. It is expected to make a long-distance flight from Friedrichshaven to Mayence.

**Same Old Story.**

PORTLAND, July 7.—Mrs. Gragalone, a Greek woman, was fatally injured here this afternoon by the explosion of a cook stove in which she had used kerosene oil to hasten the fire for supper. She died between 9 and 10 o'clock tonight. Flames from the stove set the house on fire, as well as her clothes. The woman ran shrieking into the yard, but before neighbors threw a bucket of water over she had breathed fire with fatal effects.

**Low Rates to Newport and Yaquina.**

Excursion tickets to Newport and Yaquina and return, June 1 to October 15, the Southern Pacific company will sell round-trip excursion tickets to the above-named points, good for six months, at \$10. Full information at the depot.

**Birth.**

On May 21st, at San Iridro, Philippine Islands, the wife of Lieut. George von der Hellen, P. C., of a son.

**POPULATION IN 1906.**

Estimate Based on School Census Shows Increase of 86,538.

SACRAMENTO, July 7.—California has a population of 1,828,156. This is according to an estimate by Job Wood, Jr., statistician in the office of the State Superintendent of Public Instruction, based on the school census returns, which are now all in. This shows an increase of 86,538 over the estimate a year ago. The records show that there are 437,029 school children between the ages of five and seventeen years. This is a net gain of 21,634 over the total for 1907.

The counties that made the greatest gains are as follows: San Francisco, 10,329; Los Angeles, 2,387; Fresno, 1,393; San Mateo, 1,004; San Diego, 996; Tulare, 770; Alameda, 718. Humboldt county shows the greatest loss, with a decrease of 216. Monterey shows a loss of 163.

The school census shows the following population in the counties surrounding the bay:

Alameda, 49,407; Contra Costa, 6,292; Marin, 4,582; Monterey, 4,880; San Francisco, 87,696; San Mateo, 5,345.

To get the total population of the State, Statistician Wood used the multiple 4. He used a different multiple for each county, and 4, he said, is about the average for the State.

**Help for Those Who Have Stomach Trouble.**

After doctoring for about twelve years for a bad stomach trouble and spending nearly \$500 for medicine and doctors' fees, I purchased my wife one box of Chamberlain's Stomach and Liver Tablets, which did her so much good that she continued to use them and they have done her more good than all of the medicine I bought before.—Samuel Dover, Folsom, Ia. This medicine is for sale by Charles Strang, Salem, free.

**BEVERIDGE TALKS TO TAFT.**

HOT SPRINGS, Va., July 6. Senator Beveridge of Indiana, Representative McKinley of Illinois and Representative Burke of Pennsylvania arrived here today. Beveridge was closeted with Taft for several hours and went over the conditions in Indiana with great detail. Beveridge told Taft not to consider the affairs of the party in Indiana in any condition to endanger the state next fall. Taft will have a conference with McKinley and Burke tomorrow.

**Celebration At Trail.**

Our country's natal day was very appropriately observed by the citizens of Trail. At an early hour the people from the surrounding country began to assemble and by ten o'clock nearly 200 people were present. An excellent program was rendered by the school children at the close of which the speaker of the day, Mr. Leonard Smith of Medford, was introduced by Prof. H. E. Inlow of the Cottage Grove public schools. Mr. Smith is a young man with a growing reputation as a public speaker and delivered a masterful address which gained the well-merited applause of the audience.

At noon a bountiful repast was partaken of and the afternoon was given over to sports.

In the evening, the young people repaired to Allen's hall to enjoy the dance. This occasion was especially conspicuous by the absence of rowdyism which has heretofore attended like events, and shows conclusively that this factor is necessary to the enjoyment of the day.

**LARGE NUMBER OF BODIES RECOVERED.**

OZOVA, European Russia, July 2.—The bodies of 214 were recovered from the Kozovski mine, the scene of an explosion on yesterday, and were buried today. Today the horror was added to by a fire which penetrated the galleries where 150 miners were imprisoned, and made the efforts of the rescuers almost useless. Fifty-three bodies were taken out today, and seventy-five injured were taken to hospitals. Of these, ten died. Three women dropped dead when they recognized the bodies of their husbands. A number of others have gone mad.

**MAY FOLLOW OKLAHOMA.**

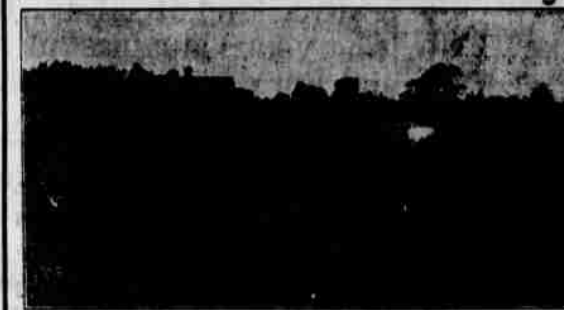
DENVER, July 3.—Governor Haskell of Oklahoma, who has been mentioned for chairman of the committee on resolutions, arrived tonight. He said he would strive to have incorporated in the democratic platform two features of the principles of the Oklahoma state constitution, one declaring for radical modification in the practice of federal courts in injunction proceedings, the other calling for the guarantee of bank deposits.

**Safe Blowers at Ager.**

AGER, July 7.—The safe in J. A. Ager's store at Ager was blown open and rifled of its contents. The amount of cash secured is not known, but it was somewhere in the neighborhood of \$30. The post office is in the store building and the thieves took all the postage stamps in the strong box, amounting to over \$200.

Government secret service men are on the grounds, and Uncle Sam will make a determined effort to apprehend the rascals.

**Page Woven Wire Fence Colled Spring Steel The Very Best that Money and Modern Science Produce Two Carloads Just Arrived**



Remember Page Fence has stood the test for over 20 years and is the PIONEER FENCE on the market today. We SHIP DIRECT from the factory in carload lots; get the very best rates, and as we represent the company direct, we sell PAGE FENCE for less money, quality considered, than other fences will cost you.

Remember That we are the only exclusive woven wire fence dealers in Southern Oregon; that we do not handle trust made goods, that we see you get the right style of fence in the right place; we assist in the erection of and GUARANTEE every rod of Page Fence.

Remember If you have no posts we can furnish them, as we have two cars of posts on hand at present; both cedars and yews. If you are contemplating fencing we would like for you to see our line of PAGE, as we are sure we have what you want.

**Gaddis & Dixon**

The Page Men Agents Southern Oregon and Northern California

MAIN OFFICE MEDFORD, OREGON

Just Exactly Right. "I have used Dr. King's New Life Pills for several years and find them just exactly right," says Mr. A. A. Felton of Harrisville, N. Y. New Life Pills relieve, without the least discomfort, best remedy for constipation, biliousness and indigestion. 25 cents at Strang's drug store.

**LOW RATES EAST**

Will be Made this Season by the **Southern Pacific** Lines in Oregon

From Medford Oregon As Follows

To	Both Ways Through Portland	One Way Via California
Chicago	\$82.40	\$87.50
St. Louis	\$77.40	\$82.50
St. Paul	\$69.00	\$81.75
Omaha	\$69.90	\$75.00
Kansas City	\$69.90	\$75.00

Tickets Will be on Sale **May 4 18 June 5 6 19 20 July 6 7 22 23 August 6 7 21 23**

Good for return in 90 days with Stopover privileges at pleasure within limits

**Remember the Dates**

For any further information see **A. L. Rosenbaum** Agent

Or write to **M. McMURRY** General Passenger Agent

PORTLAND OREGON

**DUNCAN-KOONTZ UNION STABLES**

Good Horses. Good Rigs. Good Service FEED AND SALE STABLE

Prices Reasonable Satisfaction Guaranteed

Medford, Oregon

**Portland Business College**

"THE SCHOOL OF QUALITY"

Tenth and Morrison, Portland, Oregon A. P. Armstrong, LL.B., Principal

ⓈWe occupy two floors 65 by 100 feet, have a \$30,000 equipment, employ a large faculty, give individual instruction, receive more calls for office help than we can meet. Our school admittedly leads all others in quality of instruction. It pays to attend such an institution.

ⓈSaid a Business Man: "Keep hammering away everlastingly on thorough work. It will win out in the end." ⓈSaid an Educator: "The quality of instruction given in your school makes it the standard of its kind in the Northwest." ⓈOpen all the year. Students admitted at any time. Catalogue free.

References: Any bank, any newspaper, any business man in Portland.

**OCEAN YACHT RACE.**

Today a Race from San Pedro to Honolulu Will Start.

SAN PEDRO, July 3.—One hundred thousand people who have gathered here to participate in the most notable celebration of the Fourth of July ever held in Southern California will tomorrow witness the start of an ocean yacht race from this port to Honolulu. The signal gun is to be fired at noon, and negotiations are progressing toward having President Roosevelt at Oyster Bay give the signal that will send the four yachts on their journey. It is possible that wire conditions may interfere with the president's participating in the event. The yachts to start are the Hawaii, sent across the Pacific by the Hawaiian Yacht club; the Lady Maud, flying the colors of the San Diego Yacht club; the Gwendolynne II of Seattle; the Lurline of the South Coast Yacht club, Handicaps—Lurline scratch; Gwendolynne eighteen hours; Lady Maud and Hawaii about eight and one-half hours each.

**HURT IN PLAYING BALL.**

W. J. Cates, Engineer, Fractures Skull in Game.

KLAMATH FALLS, Or., July 7.—W. J. Cates, an engineer employed in the allotment survey on the Klamath Reservation, sustained a fracture of the skull in a baseball game yesterday at the Indian Council grounds near Fort Klamath. Cates played in a picked nine against the Klamath Indian team and the injury was received in collision with another player in the score of the game. Klamath County people celebrated the Fourth at the Council grounds and the accident was witnessed by several hundred people. Recovery of the injured man is doubtful.

**NOMINATE A PRISONER.**

Preston Expresses No Surprise at His Nomination.

CARSON CITY, Nev., July 6.—M. R. Preston, who is serving five years in the penitentiary here for murder and who was nominated on the socialist ticket at New York for president of the United States, expressed no surprise when shown a telegram announcing his nomination. From the cell he gave out an interview tonight in which he said he was confident that his party would recognize him one way or the other.