

ASSOCIATED PRESS DISPATCHES

Medford Daily Tribune

THE WEATHER. Showers tonight and Saturday; southwest winds.

THIRD YEAR.

MEDFORD, OR., FRIDAY, APRIL 3, 1908.

NO. 13

REALTY LICENSE UPHELD

Circuit Court Upholds Tax Upon Salem Real Estate Dealers--Medford License Money Turned Over.

City Recorder Collins has received a letter and clipping from the city recorder of Salem, showing that the circuit court has upheld the license imposed by the city of Salem upon real estate dealers.

Salem Recorder's Letter. The Salem recorder's letter is as follows:

"Salem, Or., April 2, 1908. City Recorder, Medford, Or.

"My Dear Sir: I noticed a few days ago in the papers you had a case in the matter of a real estate dealer fighting your ordinance. Thinking Judge Burnett's decision may be of some use to you, I enclose it.

"Yours respectfully, W. A. MOORES, Recorder.

"Our license is \$10 per year and is paid by 40 agents or dealers."

Newspaper Account.

The clipping reads:

"Judge Burnett made an important ruling yesterday affecting the city ordinance relative to the licensing of real estate brokers.

The rule announced was in the case of S. Page, plaintiff, vs. C. W. Brasher, defendant, wherein plaintiff brought an action against defendant for a real estate commission amounting to \$296.25.

Brasher appeared by his attorneys, John H. and C. L. McNary, and filed an answer, alleging among other things that the sale was made within the corporate limits of Salem, and that the plaintiff had not complied with the city ordinance in that he failed to procure a license to sell real estate and therefore could not maintain an action to recover his commission. The plaintiff, through his attorney, Mr. Pogue, filed a demurrer to the answer upon the ground that the ordinance was defective in that the legislature did not delegate the authority to the city to impose a tax upon real estate brokers and that the ordinance imposed a tax rather than a license.

The case was argued some time ago and taken under advisement and decided by the court yesterday. The demurrer was overruled, which holding sustains the city ordinance and makes it legally impossible for a real estate man to recover his commission unless he has a license from the city.

"The validity of the ordinance has been questioned for some time, but yesterday's ruling removes all doubt.

"The decision is a body blow to the 'curl-stainers,' whose only offices are on the street corners and who pay no license and usually not a great deal of taxes."

ONLY TWO DEMOCRATS IN PORTLAND SEEK HONORS

PORTLAND, April 3.—There will be only two democratic candidates on the county and legislative tickets to be voted in the June election in Multnomah county. Walter C. Farahan seeks the nomination for state senator on a Statement No. 1 platform, while Tom Word will be nominated for sheriff and will oppose Sheriff E. L. Stevens in the general election. Aside from the strife for legislative nominations, the principal contest will be over the selection of precinct committeemen. The period in which nominating petitions for county and legislative offices could be filed has expired and County Clerk Fields immediately began the arrangement of the candidates' names as they will appear on the official ballot.

In this county five state senators are to be nominated and for these places there are 16 candidates among the republicans. Seven of the 16 have subscribed to Statement No. 1, eight agree to vote for the republican voters' choice, while one, M. J. MacMahon, is undecided. Walter C. Farahan is the only democrat appearing in this nomination. Twelve representatives are to be nominated and 35 republicans are asking for the places with not a democrat in the field. Of the 35 candidates, 15 have endorsed Statement No. 1, 14 will support for senator the republican voters' choice; one, H. E. Narkling, a member of the house at the 1907 session, is unpledged for senator, and another, A. A. Anderson, promises to support the people's choice for senator if he is a republican.

WATSON NAMED BY POPULISTS

Samuel H. Williams of Indiana for Vice-President--Nebraska and Minnesota Want Bryan.

ST. LOUIS, April 3.—Thomas E. Watson was nominated by the populists national convention for president and Samuel H. Williams of Indiana named for vice-president this afternoon. Exciting scenes preceded the nomination. The Nebraska and Minnesota delegations, which were favorable to Bryan, bolted the convention.

Money for the People.

George A. Honnecker of New Jersey was made permanent chairman after considerable opposition. Honnecker made an address of considerable length, in which he attacked the courts of the country and by whose rulings, he declared, many gross injustices were committed. He attacked the democratic party for the conduct of Cleveland in the railroad strike of 1894 and the republican party for sending troops into Idaho during the miners' strike.

Following his address, the report of the committee on resolutions was presented. It provides for radical changes in the money system, demanding that money be issued direct to the people, without the intervention of banks, and be made full legal tender for all debts, public and private.

Ask Government Control.

The Aldrich and Fowler bills were denounced. The plank on trusts demands that the government own and control railroads and all public utilities, which in their nature are monopolies. The public ownership of telegraph and telephone lines and parcels post is also asked. The platform favors the initiative and referendum, and power to recall from office disloyal or inefficient representatives, the enactment of an employers' liability act within constitutional bounds, and other matters for the improvement of labor conditions.

There was considerable opposition to certain planks, especially to the money planks.

GERMANY'S NEW LOAN SHOWS HARD-UP FINANCES

LONDON, April 3.—News of the new German and Prussian loans, amounting to \$162,000,000, has come as a surprise to London. It has resulted in much discussion and even in an expression of some distrust of the financial position of Germany.

That loans amounting to \$250,000,000 have already been found necessary this year, and that these loans are keeping pace with the greatly increased naval expenditures of Germany, interests British financiers and the British public keenly, and some are of the opinion that this financial activity shows a tendency ultimately toward war. Others believe that the German loans are safeguards against war.

While certain civil undertakings in Germany require immense sums at this time, it was not expected that the government would borrow so much at a time of peace or find it necessary to pay such a high rate of interest. Four per cent is higher interest than Germany has been compelled to pay in more than 20 years. It is believed that but little English capital will be invested in these loans and that the English market will only be indirectly affected.

SAYS MAN SHOULD BE IN HIS PRIME AT 80 YEARS

CHICAGO, April 3.—Three score and ten years of earthly existence is an old-fashioned allotment of a man's life, according to Bishop Samuel Fallows. People should be ashamed that they do not live to be 100 or 120 years in this age, he holds. At 80 a man should be in the prime of life, whereas now 40 or 45 is declared to be the climax. Bishop Fallows was speaking on Paul's Reformed Episcopal church. "The Mission of Pain" at the St. Plant More Apples.

LA GRANDE, Ore., April 3.—The Grand Route Fruit company will plant 10,000 fruit trees on its fruit ranch at the foot of Mount Emily, a few miles from this city. The farm contains 425 acres and a large part of it is already set out to fruit. Many other orchardists are planning to set out at least as many trees as they did last year, when several hundred acres in the near vicinity were planted to apple and cherry orchards.

WATER BONDS CARRIED BY BIG MAJORITY AT POLLS

BIG ALIMONY FOR SILENCE

Alfred G. Vanderbilt Offers Wife \$1,500,000 and His Mouth Will be Closed.

NEW YORK, April 3.—David McClure, referee appointed to hear the case of Mrs. Alfred G. Vanderbilt, who has brought an action for absolute divorce, has begun taking the evidence. The hearing is behind closed doors.

The principal question at issue is the amount of alimony to be paid by Vanderbilt. It is reported that he has consented to the payment of a lump sum of \$1,500,000, and that if this is accepted his defense will be passive in character, but if rejected, the action will be actively contested.

NEW STAR MAIL ROUTE DOWN KLAMATH TO HAPPY

With the inauguration last week of a new star mail route from Happy Camp down the Klamath river to Orleans Bar, Happy Camp ceases to be a terminal postoffice.

This route was in operation a few years ago, but was abandoned. It has been restored at the earnest solicitation of the people living along the river below Happy Camp, to have their mail delivered at their doors, and also for the great advantage it will be to the employes of the national forest. The latter are doing all they can to promote new mail routes when needed.

It is thought a new postoffice will soon be established at Cottage Grove. As Orleans Bar receives mail from the coast side also, the new route enables mail to be sent direct from Happy Camp to the coast.

The contract has been let to E. A. Head of Happy Camp and contains the recently added provision prohibiting a mailcarrier from receiving or delivering intoxicating liquors.

NEW MILL AT M'CLOUD TO RUN NIGHT AND DAY

One of the officials of the McCloud Lumber company has given out the statement that only their new mill will run day and night. Three of the logging camps will begin operations at the same time. He says further that it is likely the other mill will be started some time this summer, if business permits, but in that event it will only be run on day shifts.

He also states that employment will be given to American only, who are old hands, and have families depending upon them. The situation regarding the Italians there, of whom there are many, is becoming desperate. They have been out of employment now for several months and have been waiting for the mills to start. Having no credit and no means with which to get away, many of them are on the verge of starvation.

RICH COPPER ORE FOUND AT ELK CREEK

The report comes from Elk creek in the Happy Camp district of a mineral discovery of no small importance on one of J. H. Malone's claims. In cross cutting he found a vein, apparently 15 or 20 feet wide, containing much decomposed quartz, the ore being base. It is said that the vein is cut a little too high to form a correct estimate of its value, but it is believed to be an immense body of copper ore of a high grade.

Apples Keep Two Years.

W. H. Barr is showing some Baldwin apples raised by him in South Medford in 1906. They are fine specimens of apples, considering their age, and are in a good state of preservation.

BOURNE SENDS MAN TO WORK FOR STATEMENT NO. 1

WASHINGTON, April 3.—Senator Bourne has sent his secretary, John C. Young, to Oregon to assist the supporters of Statement No. 1 and set as his representative during the present campaign.

Strip Kidneys in Bright's Disease.

STOCKTON, Cal., April 3.—The elaborate operation of removing the covering of the kidneys for the cure of Bright's disease was performed recently by Dr. C. L. Devinity of this city by Dr. Harbert, assisted by three other surgeons. The patient's kidneys were taken out and stripped of the diseased portions and replaced during an operation that consumed an hour and ten minutes.

Buffalo Bill Breaks Down.

IDAHO, April 3.—Colonel William F. Cody (Buffalo Bill) is seriously ill here at the Stratford hotel, suffering from a general nervous breakdown, largely by a recent attack of the grip.

Every Indication that People of Medford Have Settled Water Question by Voting \$300,000 for the Construction of System.

There is every indication that the city water bonds for the acquisition and construction of a municipal gravity water system, with Wasson Canyon Springs as a source of supply, were voted by a big majority today. At 3 o'clock a tight vote had been polled, but it was apparently largely in favor of the bonds. In the three wards, 304 votes had been polled, about evenly distributed in the three sections.

Early this morning the friends of progress and the boosters for a greater Medford were astir and a heavy vote was recorded early for the bonds. The usual opposition to progressive measures was out also, but in greatly diminished numbers, and there seems no good reason for doubting the success of the bonds.

If the bonds carry, it will be the dawn of a new era of growth and prosperity for Medford.

STARTLING DISCLOSURES IN SUBMARINE SCANDAL

WASHINGTON, April 3.—Representative Lilley, author of the resolution for investigation of the methods of the Electric Boat company, placed in evidence an affidavit dated March 12, signed by Samuel Ferguson, who swore that during the fall and winter of 1902 he served in the navy in the capacity of chief electrician and that during that time he served upon several submarine boats owned by the Holland Torpedo Boat company, or its successor; that many of the United States navy were sailors of the United States government, and in addition thereto received wages from the Holland company.

The statement offered as substantiation of Lilley's charges that the Electric Boat company had paid money to enlisted men. Lilley also introduced the affidavit of John C. Lake, vice-president of the Lake Torpedo Boat company, dated March 16, to the effect that Charles Perry, representative of the Bridgeport Brass company, told him that President Rowley of the Fore River Shipbuilding Engine company, had asked Perry to use all the influence possible upon the Connecticut congressmen to induce him not to use his influence in favor of the Lake company, but to use it in favor of the Electric Boat company, and that if he was successful the Fore River company would make contracts with the Bridgeport Brass company for \$100,000 worth of goods. Perry, in his testimony Wednesday, denied any such transaction or proposition being made to him.

STARTED ACROSS CONTINENT FORTY-FOUR YEARS AGO

Just 44 years ago today A. W. Bish of Medford, his father and mother, two sisters and six brothers, left their family home in Bloomfield, Ia., for the Pacific coast, coming half way across the continent in prairie schooners. Untold hardships were endured by the sturdy pioneers who pushed their way westward across the virgin wilderness to California. The family was joined by other immigrants and fully 50 wagons were in line before the Missouri river was crossed, with probably 250 people in the party, now strong enough to resist Indians. At Walker Lake, Nev., the party was attacked by Indians, but the attackers were dispersed by a tribe of friendly Indians who arrived in the nick of time. The party, however, lost many horses in a stampede by Indians at Walker river.

In 1871 Mr. Bish came to Oregon, settling here, where he has since resided.

Ned Magruder Dead.

Ned Magruder, aged 29, of Central Point, who was taken ill at Horebush, Cal., recently, died there April 2. His remains were shipped to Central Point for burial, which will be under the auspices of the A. O. U. W. and I. O. O. F., of which lodges he was a member.

The deceased was very popular among a large circle of friends and comes of one of the best known pioneer families. He leaves a wife and child to mourn him.

JAMES JEFFERY BOACH, AMERICAN CONSUL, DEAD

BEHNE, April 3.—James Jeffery Boach, American consul at Behne, died today of a long illness. Boach was appointed April 19, 1907.

36 LOST ON TORPEDO BOAT

British Cruiser Rams Torpedo Destroyer in Midnight Manoeuvres at Sea.

PORTSMOUTH, England, April 3.—Thirty-six men, including Lieutenant Middleton, commander of the torpedo boat destroyer Tiger, lost their lives in a collision off the Isle of Wight last night with the British cruiser Berwick. The vessels were engaged in night manoeuvres. The destroyer attempted to cross the Berwick's bow and was cut in half, sinking immediately. Twenty-two aboard were rescued by ships manoeuvring without lights.

MRS. THAW PUTS BLAME UPON HER DOUBLE

NEW YORK, April 3.—That E. R. Thomas and Mrs. Evelyn Nesbit Thaw, while at supper in the grillroom of the Hotel Knickerbocker, were requested to leave the hotel by James R. Logan, the proprietor, and that after a debate they obeyed, has become known.

Mrs. Thaw late tonight issued a denial of the story of the ejection and blamed it all on a "double." She said that there is in New York a young woman, described by her as "an actress or something," whose resemblance to her has caused a great deal of trouble.

"She wears linen collars like I need to wear," says Mrs. Thaw.

FIND PAYING ORE ON WAGON ROAD TO YREKA

MONTAGUE, Cal., April 3.—Near the place where the powder magazine blew up over a year ago on the road to Yreka, O. Poor and others working on a ledge of marble on the "Horror" ranch, have now entered good paying strata of one which produces gold. The shaft they are sinking is now down to the depth of 32 feet and the pay is widening in depth.

IMMENSE PRAIRIE FIRE DEVASTATING NEBRASKA

PAXTON, Neb., April 3.—A prairie fire has been raging in the sandhills for two days. James Kane is known to have been burned to death, many homes destroyed, hundreds of head of cattle lost and thousands of acres of prairie burned. A 50 mile gale carried the embers ten miles. The sky is so black with smoke that ranchmen are unable to locate the fire until the blaze is upon them. There are grave fears for the safety of a number of

MITCHELL REFUSES JOB IN PANAMA CANAL ZONE

WASHINGTON, April 3.—John Mitchell, ex-president of the United Mine-workers of America, called on the president today. On leaving the white house he said that the president had offered him the position of special commissioner to study labor conditions in the Panama canal zone. Mitchell was unable to accept the offer, his health not permitting it.

TROOPS FIRE ON RIOTERS, THEREBY CAUSING STRIKE

ROME, April 3.—A general strike was proclaimed as a protest against the fatalities in connection with the discovery of the street yesterday when troops fired on and killed three rioters and wounded 15 others. The strike has far less not been a very successful one.

MEDFORD TO HAVE A MODERN HOSPITAL

G. P. H. Voss, who recently purchased the W. H. B. have some fine Oak Dale avenue, is fitting it up for a private hospital. It will be ready in a few particulars by society will have charge of the institution.

THREE TOBACCO FACTORIES DESTROYED BY FIRE

LYNNHURST, Va., April 3.—Fire destroyed three tobacco factories owned by T. B. Dunham. The estimated loss is about \$200,000.

JAMES JEFFERY BOACH, AMERICAN CONSUL, DEAD

BEHNE, April 3.—James Jeffery Boach, American consul at Behne, died today of a long illness. Boach was appointed April 19, 1907.

LIST OF OFFICE SEEKERS

Those Who are Seeking Jobs on County and State Ticket and After Party Nominations

Votes have until April 8 to register for the primaries. Not half the vote of Medford is registered as yet. The time for candidates to file petitions with the county clerk expired yesterday, and below is given the full county and state ticket that will be balloted on at the primaries April 17.

Jackson County Ticket.

The following primary election candidates have filed with County Clerk W. R. Coleman:

For representatives—Joseph L. Hamersley, Gold Hill; D. H. Kubit, Appleton; republicans; D. H. Miller, M. Harbin, Medford.

For sheriff—D. H. Jackson, Ashland, republican; W. A. Jones, Medford, democrat.

For county judge—G. W. Dunn, Ashland; M. P. Eggleston, Ashland, republican; J. R. Neil, Jacksonville, democrat.

For commissioner—James Owens, E. M. Andrews, Medford, republican; Martin Marshall, Central Point, democrat.

Clerk—W. R. Coleman, Phoenix, republican.

Treasurer—James M. Cronmiller, Jacksonville, republican.

Recorder—R. T. Burnett, Ashland, republican.

Assessor—William T. Groves, Prospect; J. W. Layton, Medford, republican; R. R. Dow, Jacksonville, republican.

School superintendent—J. Percy Wells, Jacksonville, republican.

County—A. E. Kellogg, Gold Hill, republican.

State and Congressional.

For United States senator—C. W. Fulton, republican; H. M. Okey, republican.

Congressman, first district—W. C. Hawley, republican.

Congressman, second district—W. R. Ellis, T. T. Geer, George S. Shepard, republicans; John A. Jeffrey, A. J. Derby, democrats.

Railroad commissioner—First district: T. K. Campbell, W. A. Carter, B. Robertson, republicans. Second district: R. B. Albrecht, Joseph Gaston, A. S. Hamilton, Howard Whiting, C. L. Lewis, W. H. Harlow, republicans. Supreme judge: R. S. Bean, republican.

Food and dairy commissioner—J. W. Bailey, Alexander Reid, republicans.

Circuit Judges.

Fourth judicial department 1—E. G. Brown, W. R. McGarry, L. A. McNary, republicans.

Fourth judicial department 2—Thomas O. Jay, democrat; E. G. Moore, republican.

Eighth district—T. H. Crawford, democrat.

Ninth district—L. W. Shoups, democrat; J. W. Rowley, L. J. Davis, republican.

Tenth district—H. V. Littlefield, republican.

District Attorneys.

First prosecuting attorney district—Gus Newberry, B. P. Malley, republican.

Second prosecuting attorney district—D. Y. Koykendall, P. B. Mills, republican; W. J. Moss, democrat.

Third prosecuting attorney district—George M. Bunch, W. W. Cardwell, republican.

Fourth prosecuting attorney district—E. E. Bryson, republican.

Fifth judicial district—John H. McNary, republican.

Sixth judicial district—John Manning, democrat; Waldemar Nelson, H. S. Westbrook, George J. Cameron, J. M. Davis, Gus C. Moser, Roger B. Finnett, James Cole, E. T. Taggart, republicans.

Seventh judicial district—E. B. Tongue, republican.

Eighth judicial district—G. W. Phelps, republican.

Ninth judicial district—F. W. Williams, W. P. Myers, republicans.

Tenth judicial district—W. S. Lewis, C. H. Chang, C. P. Murphy, W. H. Strayer, democrats; Lucy Lewis, republican.

Joint Senators.

Cass and Curry—W. O. Chase, republican.

Cook, Grant, Klamath and Lake—G. H. Meersman, H. L. Halgaitz, republican; O. Springer, democrat; L. P. Willey, republican.

MINORITY DEADLOCKS CONGRESS

Democrats Seek to Force Passage of Certain Bills by Holding Up Others--To Break Filibuster.

WASHINGTON, April 3.—The house committee on rules today agreed to a program to break the existing filibuster. It provides for the passage of a deficiency appropriation bill now before the house without intermediate mention, and for the dispensing of the first reading of the District of Columbia appropriation bill, which is to follow the deficiency bill. It limits the general debate on the district bill to two hours.

The leaders of the two parties in the house agree that yesterday's engagement on the floor was but a skirmish preliminary to an extended battle in which the democratic minority expects to fight out to a finish its program of endeavoring to secure, by coercion, certain legislation demanded by them, and in part recommended by the president, and their republican party will abandon its defensive attitude and carry the war across the border.

Five big appropriation bills—the District of Columbia, naval academy, naval sundry, civil and general deficiency—were yet to be disposed of, and as the fighting order of the minority is to compel action on the selected measures by blocking all action, neither minor bills nor debates of any length will be allowed to consume the remaining time. The understanding is that republicans are prepared to hear up against the warfare of the minority for a limited time without recourse to the "deadly weapon of the majority, the rules committee," but that the democrats will not be allowed to imperil by this big appropriation bills. The speaker will not veto the "dilatory motion" decision unless forced.

EUGENE SCHOOL GIRL DROWNED IN CANOE

EUGENE, Ore., April 3.—Miss Edna Yarnell, a high school girl and a student of the University School of Music, was drowned in the millrace while canoeing with her friend Vesta Davis, who narrowly escaped the same fate.

The two friends had gone to the head of the millrace and started down the swift flowing stream past the island which divides the race from the river. The canoe was overturned and both occupants thrown into the water, but Miss Davis saved herself by catching on a rock and clinging to the bank until rescued.

HOUSE LAND COMMITTEE SUSPICIOUS A JOKER

WASHINGTON, April 3.—The house public lands committee, at its session Wednesday, gave evidence of its intention to deal squarely in the matter of the adjustment of the Oregon and California land grant, and no legislation which is based will be permitted to go through committee. It was evident at the same scrutiny that the Mondell resolution contained a joker, and the committee very promptly refused to report it, offering it instead to the attorney general, with a request that he confer with R. D. Townsend and make such changes as will fully protect the interests of the government.

Lincoln, Tillamook, Yamhill and Washington—W. N. Barrett, Oak No. 1, C. C. Hamersley, republicans.

Gilliam, Sherman and Wheeler—Jay Bowerman, G. B. Barhall, republican.

Union and Willows—E. W. Rumble, republican; Turner Oliver, democrat.

Grant, Harney and Malheur—C. W. Parrish, J. L. Sitz, republican.

Joint Representatives.

Designs and Jackson—J. A. Buchanan, republican.

Polk and Lincoln—B. P. Jones, C. H. Gardner, republican.

Tillamook and Yamhill—A. G. Beals, republican.

Cleekamas and Multnomah—C. N. McArthur, W. C. Bell, republicans.

Cook, Grant, Klamath and Lake (two to elect)—H. P. Bolinap, republican; J. E. Marks, H. A. Brattain, republicans.

Morrow and Umatilla—T. J. Mahoney, republican.

Union and Willows—C. R. Eberkrook, J. P. Bask, republicans.

Harney and Malheur—W. H. Brooks, republican; William Murfit, democrat.

Gilliam, Sherman and Wheeler (two to elect)—B. P. Pike, B. N. Donnelly, republicans; W. P. Jackson, democrat.

M. Purdie and D. H. Miller are State ment No. 1 candidates for the legislature in Jackson county.