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THIRD YEAR. MEDFORD, OREGON, MONDAY, JUNE 8, 1908. No. 69.

FIGHT AGAINST PROHIBITION IN MEDFORD IS UNDER WAY

NO MONEY TO ENFORCE FISH LAWS

Warden Messler Resigns Job Because He is not Paid-- Master Fish Warden Appealed to for Help

Probability of total extinction of game fishing in the Rogue river and its tributaries, and threatened destruction of one of the most attractive assets of this region has aroused not only local anglers, but business men, to action. Protests are being sent to the master fish warden over the omission of screens from the irrigating ditches and other law violations, and an organization of fishermen to see that the law is enforced is being formed.

Are Roused to Action.

Deputy Game Wardens Harvey Messler and Charles Gay have been roused to action by the Tribune's publication of facts, and are notifying all ditch owners to screen their ditches. According to their statements, they are not to blame for the present conditions, as they are game, and not fish wardens, and only serve as volunteers in the latter capacity, without pay. Mr. Messler has been serving as water bailiff, without compensation, but Monday sent in his resignation, and has requested the appointment of a regular fish warden to protect fishing in this county.

Mr. Messler stated that he has had trouble for two years in enforcing the law on Evans creek, not only in having screens placed on ditches, but in having fishways built. There is not a single legal fishery around the dams, which turn all the water into the ditches, leaving the substitutes for fishways dry. The same conditions exist upon Little Butte and other streams. There is no fishway at the Fish Lake dam and other points of diversion.

Ignored by Van Dusen.

Repeated requests to Mr. Van Dusen, until recently master fish warden, have brought no response, save in one instance, when plans for a 30-foot fishway for Evans creek, a stream less than 20 feet wide, were sent. They were useless and returned.

Better things are expected from the new master fish warden, McAllister, and a request will be sent for him to come here and personally inspect conditions. Something must be done and done at once to protect game fishing in this county.

Deputy Game Warden Messler says:

Only One Fish Warden.

"First, there is but one appointed fish warden for southern Oregon under salary—J. D. Wilson of Yoncalla. He has more territory to look after than three men could do justice to. I accepted a commission about a year ago under H. G. Van Dusen as water bailiff without compensation, just to help matters along for the good interest of fishing industry in Jackson county.

"I have made a number of arrests along that line and have never discriminated even among my friends. Rather than to continue to do this without pay I have decided to let the other fellow have the glory.

"I have held a commission as deputy game warden under J. W. Baker for over four years, and I now hold a commission under R. O. Stevens, state game and forestry warden under regular salary, but that does not apply to the fishing industry, only is game fish, game animals, protected birds, etc., and I have done some good work for the state during my period of office.

"I have written to the master fish warden of the state and also to the deputy fish warden, J. D. Wilson of Yoncalla, and also one to the state game and forestry warden, Hon. R. O. Stevenson of Forest Grove, Or., and my friends of Jackson county will see that my heart is in the right place, to help enforce all the laws pertaining to the protection of fish and game of the state of Oregon and especially Jackson county."

Letter to Fish Warden.

Mr. Messler has written the following letter to J. D. Wilson, deputy fish warden, Yoncalla:

"Enclosed find clippings from The Medford Daily Tribune roasting me rather hard, but I do not blame the people of Jackson county. Of course they do not know the conditions under which I am acting. I accepted a water bailiff's commission under H. G. Van Dusen without commission from the state in order to work with you and help suppress some of the violations in the fishing industry. I have made a number of arrests that came in with my other work as deputy game warden under game protection. But you know if I should go out and incur expense for the state under the fishing industry and charge it up to the state the game warden and the secretary of state would not allow it to me.

Surrenders Commission.

"So I shall surrender my commission as water bailiff and turn in with the boys of Jackson county and help make a big kick for fish protection, for Jackson is as much entitled to it as is Josephine and other northern counties.

"Without question the fishways and irrigating ditches in Jackson county should be looked after. Now, Jack, I am not blaming you, but the head commission should in some way start some sort of protection. Fishing above Grants Pass is so very poor that an expert fisherman cannot go out and catch fish enough with rod and line in an entire day for a square meal.

"There must be something wrong. Now, let me know what you think, and if I can be of any service to you for the good of Jackson county, I am ready to hear from you.

"HARRY MESSLER,
"Deputy Game Warden."

NEW HOPE FOR ALLIES AT CHICAGO

Cannon Boomer Arrives to Fight Taft -- Georgia Taft Men Seated--Hitchcock Claims to have Won.

CHICAGO, June 8.—New hope has been instilled into the allies in their battle against the Taft-Roosevelt power in the republican national convention by the arrival of Congressman McKinley, the manager of the Cannon boom.

Senator Hemenway of Indiana and Senator Murray Crane of Massachusetts, who have been at the head of the allies, send a hurried call for McKinley and he came promptly to the scene of battle.

The contest before the national committee will be continued, according to a statement given out last night, after they had given up the plan to save their powder until they could appear before the credentials committee. That was looked upon in many quarters as a sign of defeat, but today the fight seems to be on with all its original vigor.

There is little doubt, however, that the Taft men will carry every issue before the national committee.

Frank H. Hitchcock, the Taft manager, whose presence in the national committee caused a great outcry from the allies, announced today that he would not participate in the sessions any more.

Solomon Luna of New Mexico, whose proxy Hitchcock held, entered the session of the committee today in person. It was suggested that Hitchcock could attend the meeting of the committee in his capacity as assistant secretary, but he decided to stay away.

The Taft Georgia delegates were seated this afternoon.

Manager Hitchcock remained in the anteroom during the session of the committee. He declared that he was certain Taft would have 700 votes on the first ballot. When asked about giving up his proxy to Luna, Hitchcock said Luna had merely asked him to take his place until he could reach Chicago.

UNDER ARREST, CHARGED WITH EMBEZZLING FUNDS

SAN FRANCISCO, Cal., June 8.—Charged with the embezzlement of $55 of the funds of the Metropolitan Surety company, of which he was Pacific coast manager, Judson C. Brusi, is under arrest at Los Angeles today, and the authorities here are awaiting his return to this city to be put on trial on the felony charge. Brusi is secretary of the state board of railroad commissioners and is prominent in state politics.

The warrant for his arrest was sworn by D. A. McBeth, an eastern representative of the firm by which he was employed.

The accused man did business with the defendants in the San Francisco cases and is well known here. As soon as his friends were apprised of his arrest they made arrangements to secure bail, which was refused. Brusi spent the night in jail in Los Angeles.

KEEP CITY WET UNDER PROVISIONS OF CHARTER

HODSON BREAKS AUTOMOBILE RECORD

Medford Motorist Drives From Medford to Roseburg in Six Hours and Fifty Minutes, Beating Record Made by Nelson a Fortnight Ago.

ROSEBURG, Or., June 8.—(Special.)—Billy Hodson of Medford, who has gained considerable fame as an automobile driver, accompanied by Van R. Gilbert, his chief driver, arrived in the city this afternoon at 1:49 p. m.

They left Medford at 6:55 o'clock this morning, the time consumed in the trip totaling 6 hours and 44 minutes. The trip was free from accidents of any nature. The Buick machine which he drove worked excellently. Seven miles of heavy road was encountered between Glendale and Canyonville, but aside from this stretch the roads were in fine condition. The only stop was at Glendale, where a delay of 11 minutes was met, due to reporting to the telephone exchange. The railroad time, train No. 15, is 5 hours and 36 minutes. A large crowd thronged the streets here awaiting the arrival of the car.

W. M. Hodson today lowered the auto record from Medford to Roseburg, covering the distance of 131 miles in 6 hours and 50 minutes. The previous record was held by Ferdinand Nelson, with Bill Slimmons driving a 30-horse power White steamer, in 8 hours and 30 minutes. Hodson drove a 22-horse power Buick.

Mr. Hodson left the Medford postoffice at 6:55 a. m. He reached Gold Hill at 7:33, 14 miles; Graves, 49 miles, 9:20 a. m.; Glendale, 10:05; Johns, 69 miles, 10:55; Canyonville, 83 miles, at 11:55; Myrtle Creek, 12:35; Roseburg, 1:45.

It takes the train about six hours. The roads were good to Johns, but poor to Myrtle Creek and good from there on.

PHACTS FROM PHOENIX.

That thundercloud looked kind of bad to several Sunday afternoon, especially to those who had their hay down, but as it did not damage here all are satisfied and are hauling in their hay.

Harry Reames got too rough with their old mower and broke it beyond repairing and had to go to Medford the last of the week and get a new one. Maybe he drove into a ditch on purpose. What about it, my boy?

William Wilder spent Sunday evening in Medford. What's the attraction, William?

Reno Goddard was over from the Palmer orchard Sunday. He says that the county is making some good roads over in that district. I'll bet it's not some of Dunn's elevated.

There will be a marriage here Wednesday, the 10th inst. Congratulations.

It is rumored that Lloyd Colver is a candidate for the hog trough.

The old schoolhouse was sold Saturday night. S. F. Reynolds was the lucky bidder. What are you going to start, a school of your own, F?

Mrs. Bell returned from her visit to Ashland Sunday. While there her little girl caught the mumps.

WOMAN MURDERS TO AVENGE WRONG

Russian Nurse in New York Shoots Physician—Claims She Was Denied Justice in Courts and Then Shot to Kill—"What Else Could I do?

NEW YORK, June 8.—New York today has another sensational murder case, with a good-looking woman as the chief figure, and the story, though based on the usual passions, is one of the most dramatic and thrilling the courts have ever seen.

Sarah Koten, a Russian nurse, 22 years old, arose in police court when she was presented on the charge of having killed Dr. Martin A. Anspitz, and exclaimed:

"I did not murder Dr. Anspitz. He brought his death upon himself.

"He wronged me and I killed him.

"My mother and father are dead. I have no brother, no protector. It was left for me to avenge my honor with my own hand.

"First I tried to get my revenge in the courts, but there was nothing for me there. Then I shot to kill. What else could I do?"

INJUNCTION APPLIED FOR

Would Restrain County Court from Declaring Prohibition in Effect in City.

Action was begun today to prevent prohibition from going into effect in Medford, as provided under the city charter. A temporary injunction was applied for from Circuit Judge Hanna by Attorney Robert G. Smith, representing J. C. Hall, to restrain the county court from declaring prohibition in effect in Medford, as provided under the local option law. It is expected that the prohibitionists will seek to dissolve the injunction, which the wet forces will seek to have made permanent. Attorney McAllister of the Anti-Saloon league is in the city, presumably to defend the league's cause.

The charter's clause under which action is brought reads as follows:

"The city council shall have power and authority within the city limits of Medford to license, tax, regulate or prohibit barrooms, drinking shops, billiard rooms, bowling alleys, dance halls, and all places where spiritous, 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."

The county court is compelled by the option law to declare the result of prohibition 11 days after the election. The case will be fought at every point by the wet town advocates.

Attorney Smith said today: "This is not a question of sentiment, but of law. The courts will pass upon the law, which I think is altogether in favor of the charter, which was passed after the local option law. The only supreme court decision upon the point is that of the case of Renshaw vs. the county court of Lane county, where it was held that if the city charter had been specific on the questions involved, it would have been binding. Medford's charter is specific."

JACKSONVILLE BEATS GRANTS PASS 4-0

Strong Hitting Grants Pass Aggregation Shut Out by the Snappy Fielding of the Jacksonville Infield—Large Crowd Watches Exciting Game.

In the first championship game of the season played on the Medford diamond, and the last game as well, Jacksonville yesterday afternoon defeated the Grants Pass team by a score of 4 to 0. Jacksonville secured one run in each of the first four innings, due in a large part to unfortunate errors on the part of the players from Grants Pass.

There was no scoring in the last five innings.

Grants Pass came the nearest to scoring in the eighth, when with two out and three men on bases they fanned, losing their only chance to escape a whitewash.

Jacksonville shut out Grants Pass by the snappy playing of both infield and outfield.

They made few errors and supported their batery far better than the losing aggregation.

Grants Pass had the strongest team at the bat and the best pitcher.

The game was closer than the score indicates and kept the large crowd constantly intense with excitement.

Nash Hotel Arrivals.

Joseph T. Elliott, George B. Elliott, W. F. Charter, Indianapolis; R. K. oMntgomery, Grants Pass; C. A. Baker, city; H. L. Kelly, Jr., Puited States bureau of fisheries; C. L. McHussy, Lansing; C. L. Monson, Portland; Frank Wood, C. W. Rollins, St. Louis; W. R. Warren, Boston, J. B. Norman, Ashland; S. B. Leighton, James J. Murray, Portland; William Sander, San Francisco; J. S. Diller, Washington; George Rentall, San Francisco; Frank Reese, Los Angeles; R. H. Thommason, J. H. Baum, Mrs. McNully, Portland.

J. H. Beery and S. Walsh of Jacksonville were in Medford Saturday afternoon.

BREWERS SELLING BEER IN SOUTH

Prohibition Does Not Prohibit, but a Two Per Cent Alcoholic Brew Called by Another Name, Is Sold—Big Boom in Soft Drinks Containing Caffeine.

MILWAUKEE, Wis., June 8.—That the south, particularly Georgia, is not dry, despite the prohibition laws, was shown at the national convention of the United States Brewers' association which opened here Saturday. The operation of the prohibitory laws in the south is one of the chief topics at the convention. Although the licensed saloon has passed away in the south liquor by the carload is being distributed in the various states.

The brewers are still doing business in Georgia, though the product that is placed on sale is no longer called beer, and has only about half the amount of alcohol contained in the old beverage. The articles now manufactured by the brewers to conform to the state law of Georgia are called "malt ale," "bud," "home brew" and "near beer," and contain from 1½ to 2 per cent of alcohol, where beer contains 3½ to 4 per cent. Outside of these drinks, however, there are hundreds of other concoctions being sold in the grocery stores, drug stores and dispensaries.

Although the state court of appeals has decided that the law fails to stipulate the amount of alcohol in the prohibited liquors, the brewers, to be on the safe side, have cut down the percentage to the most 2 per cent, and say they are producing a beer which is not intoxicating, though it is not called beer. It is said that the "near beer" tastes very much like beer, and Georgia is consequently as wet as ever it was, while the state has lost the revenue it formerly obtained from the saloons.

Bottle Goods in Demand.

The tremendous demand for bottled goods has caused an increase in that output also. Some of the brewers say that even if the law is repealed, they will continue to put out their low alcohol percentage beer.

Another phase of the operation of the law is the boom of the soft drink business. One brand containing caffeine is so powerful that two glasses after supper are effective in preventing a night's sleep. The habit formed by this beverage gives the victim a craving for it before breakfast, and at intervals during the day, with the alternative of a headache or a drink.

MAN TEMPORARILY INSANE BLOWS OUT HIS BRAINS

WASHINGTON, June 8.—Dr. Joseph Pohphiel, an employe of the pension office, lies dead at his home here today, having committed suicide after 50 shots at the police and imaginary murderers.

Posphiel was sitting in his home Sunday when he suddenly sprang from his seat, rushed to the front porch and began to fire at pedestrians. He reloaded his revolver repeatedly and opened fire at the police as they appeared. Mrs. Posphil and her three children tried in vain to induce him to return, but he held his ground until the police charge became too hot for him. Then he ran to the second floor of his home, injected morphine into his arm to steady his nerves and blew out his brains. He fell from the window and was lifeless when picked up. It is supposed that Posphiel was temporarily insane.

YREKA MURDERER SEEKS NEW TRIAL

YREKA, Cal., June 8.—When the case of Domonica Corica, convicted of murder in the first degree, was called yesterday for pronouncing judgment, B. K. Collier, attorney for Corica, moved the court for an order directing that the testimony be written up by the reporter. This was granted, and the further hearing of the case continued to June 10, to which time the passing of judgment was also continued. It is understood that as soon as the testimony is written up the defendant will move for a new trial. Corica shot William Amos at Red Cloud.

BOURNE ADVOCATES OUR GEORGE'S ELECTION

WASHINGTON, June 8.—Senator Course states: "My views are well known as to Statement No. 1, of which I have been and am an advocate. If Chamberlain has received the popular plurality he is entitled to receive the vote of the legislature for senator as the man the people selected. It is no longer a question. The legislature is bound to ratify the popular choice."

$10,000 IS PAID UPON COAL MINE

Pacific Coal Co of Los Angeles to Develope Property-- Options at Meadows to be Taken up

That Pacific Coal company of Los Angeles, Cal., today paid $10,000 upon the purchase price of the Medford coal mine, having done nine months of development work and being confident that they have an immense body of coal, that only awaits taking out to make them a fortune. Fifteen thousand dollars is due September 7, and $25,000 on December 7, which will close the deal.

Besides R. E. Doan, the manager of the company, M. Miles Dodge, the president of the Los Angeles, and Ira J. H. Sykes of Pasadena, one of the directors, were present when the payment was made. They announce a program of rapid development, both at this mine and at Meadows, where they are doing extensive prospecting work.

BILLEK, CONVICTED, IS REFUSED PARDON

SPRINGFIELD, Ill., June 8.— The governor and the pardon board today refused to commute the sentence of death passed upon Herman Billek, who was convicted of having murdered the entire Vraseal family in Chicago. Billek was convicted after a hard fought legal battle which lasted two weeks. The poisoning of the Vraseal family was a mystery for a long time before the crime was fastened on Billek.

WOMAN MOVES HOUSE WITH AUTO

Plucky Heroine of Mining Camp Heads Off Squatters Attempting to Seize Claim by Moving Structure by Motor Car.

RENO, Nev., June 8.—It was learned here today that Mrs. Alice McDonald, formerly of San Francisco and one of the pioneers of the new camp of Horn Silver, in southern Nevada, is the heroine of the camp because she moved a house by automobile onto one of her lots to prevent squatters from taking possession.

The woman owns considerable property in the camp, and when she went to it squatters were attempting to take possession of some of it. She decided to move one of the houses onto it. No horses could be obtained for the moving and she chartered a powerful automobile and she says she will shoot the first man that tries to rob her of the property.

FINDS REAL SCIENCE IN WOMAN'S DECEIT

LONDON, June 8.—The Lancet this week boldly tackles the much-discussed woman, and dares to pulverize scientifically her faults and failings.

Woman is declared to be deceitful, obstinate and cruel, but a scientist. A scientific explanation to excuse her deceit is her protection in certain forms. It is peculiarly beneficial, for false teeth, added to false hair, result in improved mastication and the prevention of colds. Then her love for ornaments is good for trade, while her obstinacy to a certain extent is a result of logical reasoning.

It is admitted that women dress mainly to please themselves, which means that they have an innate yearning for the artistic.

Golden Grain Granules is advertised elsewhere and known everywhere. Enough said. We sell it. Allen & Reagan. 71

E. Pearce, the expert mechanic, made relatives living on Poorman's creek a short visit Saturday.

Another carload of Waitsburg Pure White Flour just in. Allen & Reagan.71

Charles Baker was in Medford Saturday. He is located in Jacksonville now.

NO CHANCE FOR BLIGHT IN VALLEY

Rogue River Section Premier Pear Belt of the World, Wait's Theory Eroneous Say Fruit Men.

Climatic and soil conditions are such as to make the Rogue River valley almost proof against pear blight. This dread disease, which has ruined the pear orchards of California and other fruit sections, has existed for 15 years in the orchards around Medford and has done but slight damage in this period and can easily be controlled, if proper watchfulness and care is exercised.

This is the opinion of a majority of the members of the Rogue River Valley Horticultural society, comprising the orchardists about Medford.

Nearly every practical orchard man and owner, who has given the subject study, takes this view. All, moreover, are convinced from study, observation and actual experiment, that the theories of Professor M. B. Waite of the United States agricultural department holding that pear blight is due to bacteria and contagious, is fallacious, and that the theory of Inspector J. F. Myser of Rifle, Col., that pear blight is the result of climatic and soil conditions and that the basteria is the result of the blight and not the cause.

L. D. Harris, manager of the famous Lewis orchard, and an accepted authority on diseases of fruit trees, led the discussion at the Horticultural society monthly meeting Saturday. He stated as the result of experiments and observation that climatic aid soil conditions were the sole cause of blight, and challenged anyone to infect a tree by putting blight bacteria upon the blossoms of the trees not infected. He stated that blight had existed for years in the local orchards, but because of unfavorable natural conditions had never made much headway and never could when proper care was exercised. His opinion is confirmed by F. E. Merrick, Tom Pankey of the Hopkins orchards and others.

Conditions to Blame.

In order for blight to flourish the right conditions must prevail. A sharp frost, with the tree full of sap, and favorable soil conditions, with the main roots in water, is the most common cause. The blight starts from the extremities of the branches and very rapidly works down to the trunk, killing the tree as it spreads. The only preventative is to cut the tree severely as soon as the blight shows itself. If not, within a remarkably brief period the entire tree will be dead.

As the most favorable conditions possible for pear blight obtained this year, when a series of heavy frosts caught the trees in blossom and ful of young fruit, the fact that there is comparatively little blight in the orchards of the valley and none where proper vigilance has been exercised, proves conclusively that conditions in this valley are most unfavorable for pear blight and that this is the greatest natural belt for the growing of pears known in the world. Trees bear heavier, produce a finer quality of fruit and are more immune from diseases that infest this delicate tree.

Careful Watching Needed.

Mr. Harris states that on the Lewis orchard one man has been able to prevent the spread of blight on 50 acres by removing twig infections before the germs are present, and keeps the blight out of the orchard. It is important for every pear orchard to keep a man watching the blight, for it works very rapidly. No one intelligent enough to sight an infested twig need fear the blight in Jackson county.

The blight has destroyed the great pear orchards of California and Colorado, and the fact that local orchards are almost immune is proof conclusive that the Medford pear district is the greatest in the world, and the surest of investments.

Fourteen years ago there was blight in local orchards. There is less in proportion to planted acreage today than there was then, and the loss from blight in these 14 years has been less than ½ of 1 per cent.

County Inspector Taylor advised all growers to keep strict watch an remove infected parts of trees.

A communication was read from Secretary Wilson refusing the request of the society for a joint demonstration between Professor Wait and Mr. Myser.