

UNITED PRESS DISPATCHES By far the largest and best news report of any paper in Southern Oregon.

Medford Daily Tribune.

The Weather Cloudy, with occasional showers tonight and Sunday.

THIRD YEAR.

MEDFORD, OREGON, MONDAY, JANUARY 18, 1909.

NO. 258

LOOKS AS IF STEEL WILL MAKE GOOD

Matter of Crater Road Appropriation Now up to Jackson County--Steel Awaits Authorization

The matter of securing an appropriation from the national government for the building of the Crater lake road is now up to Jackson county and Jackson county must get busy in a hurry. Klammath county has come through with the authorization of a levy and have given Will G. Steel authority to represent them in Washington, and Mr. Steel only awaits such authorization from Judge Neil and the county court of Jackson county to get things going and was out. He wrote Dr. Reddy recently in regard to the matter as follows: "I have had several conferences with Garfield and Pinchot, and have another appointment with the latter for tomorrow morning. It is very unfortunate that I am not authorized now to speak officially for Jackson county, and that fact is counting seriously against me. Several days ago I wired Judge Neil for it, asking an answer by telegraph, but have received no response. Doubtless it will come by mail, but in the meantime I am losing valuable opportunities. The time to strike is when the iron is hot. It is harder to work when cold. To make sure, I think it would be well to telephone the judge and see that everything is all right. In my opinion, I will win with or without such authority, but I cannot expect the degree of success without it that is possible with it. Here everybody with a mission must represent something or he cannot accomplish anything. The first question asked is, 'What do you represent?' I can only answer, 'The Crater Lake road commission,' which is not considered as tangible as a county court."

WEINHARD TO ERECT ICE PLANT

To Cost \$20,000 and Will Be Large Enough to Supply Medford for Twenty Years--Work on Well

A \$20,000 ice plant is to be erected by the Weinhard company to take the place of their present one in this city, and work will start in the very near future. The plant will contain all modern improvements and is to be large enough to supply Medford with ice for the next 20 or 25 years. It will be located upon the property owned by them near the Crater Lake Lumber company's box factory. The building is to be of brick. Work will also be commenced again on their well that has been stopped for several months. This well is down at the present time some 1200 feet and the company has decided to continue to sink it an endeavor to obtain artesian water. They plan to sink it at least 2500 feet.

WM. ULRICH APPOINTED TRUSTEE BY CREDITORS

The creditors of the Jackson County Lumber company, who recently went into insolvency, met with John S. Orth, referee in bankruptcy, on Saturday afternoon and chose William Ulrich as their trustee, to act for them. The affairs of the company are fast being adjusted so that each creditor will receive their pro rata.

President-elect Taft is a staunch friend of the west and for that reason it is believed he will be present in Seattle during the progress of the Alaska-Yukon-Pacific exposition. The big exhibition is to exhibit the resources of Alaska and the Yukon territory of the Pacific ocean.

MACK SAID BY JURY TO BE GUILTY

Slayer of Carter Convicted of Murder in Second Degree--Jury Was Out Four Hours

GRANTS PASS, Or., Jan. 18.—At 4:45 Saturday afternoon the case of Will Mack, charged with the murder of Miles Carter, came to a close and in 30 minutes the judge had given his instructions and the jury retired to deliberate. After deliberating four hours and 20 minutes the jury returned a verdict of guilty in the second degree. The courtroom was severely taxed by the increased crowd of women, who managed to crush their way through to the space usually occupied by the bar. Mack took the stand in his own defense during the day and made the plea that he was insane when he shot Carter. He said hard drinking caused him to have crazy spells, during which he was irresponsible. He also declared that Carter was kicking him when he fired. Mack told his story calmly. He could not be tangled in testimony by the cross-examination, but he admitted that on former occasions when he had had the "tremons" he was always sick and in bed.

Friend Gave Him Gun.

Coming down to the day the deed was done, he explained how a friend had given him the pistol and in the morning he went hunting and on returning he visited several places and took to drinking. He remembered nothing of the crime from 5 o'clock until next morning he woke up in jail. It was at this juncture of his story that the state, upon cross-examination, attempted to draw out that the defendant's lapse of memory was due to his reading the report of the Pinch trial in Portland. But this he denied. Not since the famous Jennings case of three years ago had a trial in the Josephine county circuit court attracted as much attention as this. The courtroom was packed to suffocation, every hour of the trial, the hall being required to close the doors to keep the room from being too greatly packed. Mack was defended by Attorneys A. C. Hough and Judge J. C. Hale of this city, while District Attorney Mulkey was assisted by Robert G. Smith.

Bitterly Fought.

The case was bitterly fought. In outlining the case to the jury Prosecutor Mulkey declared that the nature of Mack's crime was such as to make but one verdict justifiable, that being a verdict of murder in the first degree. Mack's attorneys expected to prove that Mack, besides being "crazed" with drink, notwithstanding Grants Pass is a prohibition town, was obliged to shoot in self-defense. Witnesses whose testimony was calculated to prove this assertion were brought on the stand and their testimony was to the effect that Carter, the barkeeper of the Layton saloon had ordered Mack out of the place, when the latter refused to pay for the "temperance beer" given him, and at once began to kick him in an attempt to put him out. The two were in combat, as it was asserted, when Mack pulled his revolver and shot Carter through the lungs.

HARRINGTON SAVED BY A STAY OF EXECUTION

Because John Harrington failed to appear in the county court Saturday afternoon in the matter of the estate of Victor E. Snyder, deceased, and in the partnership estate of Snyder & Co., a bench warrant was issued for his arrest and commission to the Jackson county jail until he should comply with the order of the court and deliver unto Mrs. Snyder the full and complete possession of the partnership property known as the Office cafe, on D street, Medford.

The warrant was given to Deputy Sheriff Dow, who came over to serve it Saturday evening, but Circuit Judge Hanna at Grants Pass granted a stay of execution upon a writ of review. The litigation over the partnership property has lasted for two years, the circuit court deciding in Mrs. Snyder's favor. Harrington failed to appear in the probate court when he agreed to and the bench warrant was issued by Judge Neil in consequence upon motion of W. F. Phipps, attorney for Mrs. Snyder.

Korea will be represented at Seattle next year by an exhibit of brass wares, carved woods, linens and silks. An exterior exporter in Seoul is preparing a fine exhibit for the 1909 exhibition to show the progress of the Pacific country.

APPLE MEN WILL FIGHT PORTER BILL

Object to Increase of Size of Apple Box--Says It Means Loss of \$1,000,000 Annually

The Rogue River Horticultural association will in all probability take steps in the very near future to prevent the passage by congress of the Porter bill which proposes to increase the size of the apple box used by northwest growers. Other localities throughout the northwest are taking steps to protest against its passage and the Rogue River valley will probably fall into line. The Hood River apple growers, according to a press dispatch, have asked the Oregon delegation in congress to work against the measure, and the apple men of Washington have sent J. L. Dumas, owner of the big Pomona apple ranch at Dayton, to the capital city to use his influence to bring about its defeat.

It is stated that the matter will be taken up officially by the Hood River Apple Growers' union, which will communicate with other similar organizations in the state, asking that they use their utmost efforts to prevent the bill from passing; and also for their co-operation in raising funds to send a representative of the apple growers of the state of Washington to work with Mr. Dumas in opposing a measure which it is stated will mean an annual loss to growers on the coast of \$1,000,000.

Memorial to Congress.

One of the probable courses of action will be to prepare a memorial to congress showing that the present box in use in the northwest, which was adopted several years ago as the standard and box of the fruitgrowers' organization, contains 400 cubic inches than the Winchester bushel, at present accepted as the standard in the United States. It will also be shown that a change such as the one proposed will disorganize the present method of packing and shipping apples and place growers on the coast under unfair competition until an altogether new system could be inaugurated.

Apple growers also object to the passage of the bill in whole or in part, particularly a provision in it which states that boxes not conforming to the larger size stipulated in the Porter bill shall be marked "short box." This, they say, is placing an unfair restriction on the apple products of the north west. It is also said that the apple box now in use contains over a bushel of apples that are all salable and as near perfect as it is possible to have them, and that dealers who are pushing the Porter bill are taking an unjust course to compel the grower to give them more fruit in order for the buyers to take profits which justly belong to the grower.

ROGUE RIVER ENCAMPMENT INSTALL THEIR NEW OFFICERS

Rogue River Encampment, No. 30, I. O. O. F., on Saturday evening installed their new officers. The ceremonies were in charge of District Deputy Grand Patriarch A. J. T. Smith of Gold Hill. The officers are: Senior warden, C. C. Taylor; high priest, W. S. Cronell; junior warden, N. J. Wiley; treasurer, W. S. Cronell; scribe, J. G. Denmore; guide, J. E. Day; first watch, H. H. Harvey; second watch, E. C. Gaddis; third watch, R. F. Clark; fourth watch, A. H. Olin; inside sentinel, Charles O. King; outside sentinel, M. L. Meadows; guards of tent, R. O. Duncan, J. W. Cox.

TOP NOTCH REACHED IN KLAMATH FALLS FOR GRAIN

KLAMATH FALLS, Jan. 18.—All kinds of grain has reached the top notch price in the Klamath country. The crop last season was short, and the demand has increased so that the farmers are getting the best prices that have been paid in this section for some years. Wheat, oats and barley are selling for 2 cents per pound, while rye is bringing 2 1/2 cents. The price of flour has gone to \$1.75. It is estimated that there is enough grain in the country to supply the demand, but that there will be none left by the time the crops are harvested this year. The average of grain was larger in 1908 than any previous year and will be nearly doubled this year, so that next fall the Klamath country should have all kinds of grain among its exports.

The wireless telephone will be demonstrated on the grounds of the Alaska-Yukon-Pacific exposition next year.

ROOSEVELT DENOUNCED BY WILLET

President Is Called Nearly Everything That Congressman Can Lay His Tongue to

WASHINGTON, Jan. 18.—Taking as his theme, "The Passing of Roosevelt," but otherwise not mentioning his name, Representative Willet of New York today made the most vitriolic attack upon Roosevelt that has ever been directed toward the chief executive of the American nation. Words were not minced, nor was his course interrupted and occasional rounds of applause were heard through out the house. Among some of the choice words and phrases hurled at the presidential head were: "Waterspout," "Tyrant," "Pigmy," "Descendant of Dutch trades people," "Fountain of Billing-gate," "King Logan the First," "Bank initiation of a man," "President of the Amalians club," "In verity a big stick."

Willett declared that the president was saved at San Juan Hill during the war in Cuba by the colored soldiers, after lack of judgment had placed the Rough Riders where they would have been cut to pieces. Further, the fiery representative denounced the president as assistant secretary of the navy. He said that his election as governor of New York was a fluke.

Club to Meet.

The New Thought club will meet on Monday evening with Mrs. Langly on North N street. All who are interested are cordially invited to attend.

NAB COIN AND CORRESPONDENT ARE NABBED

Two Klamath Falls Men Rob Bank But are Soon Captured

KLAMATH FALLS, Or., Jan. 18.—Two masked men entered the Klamath County bank shortly after noon Saturday and at the point of pistols ordered Cashier Alexander Martin and two depositors, Don J. Zornwalt and C. C. Brown, to throw up their hands. One of the thieves handed a bag to Martin and told him to fill it. Two trays containing \$2500 were emptied into the bag. Four hours later both robbers were in custody.

One of the robbers was left to guard the three men while the other hurried away with the booty. At the expiration of a few minutes the remaining highwayman calmly left the bank and ran up Conger avenue. Martin, Zornwalt and Brown, recovering from their surprise, followed, after seeing men that were hid beneath the bank counter. The bold criminal was fired upon and the shots attracted many persons, who joined in the chase. The fugitive being hard pressed took refuge in an old barn and tried to hide under a pile of hay. He was captured and said to be Rely Beever, a mere boy, who worked here for two years.

At 2:30 o'clock in the afternoon the second highwayman was captured in a haystack south of town. He proved to be John Hall, a young man well known about Klamath. When questioned he refused to give any account of his reason for committing the deed. The police searched a room that had been occupied by the pair in the Klamath hotel and found \$22000 of the stolen coin, a mask and a revolver in a work chest.

Rely Beever, the first robber captured, broke down and confessed. He was immediately indicted by the grand jury which is now in session.

Fish caught in a hundred different ways will be served in the Alaska building at the Seattle exposition next year. This will be done to demonstrate the value of Alaska fish as a food product.

M'ARTHUR SIDESTEPS STATEMENT

Names House Committees Regardless of Fight Over Senatorial Plum --- Big Time Tomorrow

SALEM, Jan. 18.—Speaker McArthur of the house this afternoon announced the standing committees of the session. It is evident that McArthur in making his selections paid but little attention to statement or anti-statement affiliations. Twenty chairmanships out of 42 standing committees go to anti-statement Republicans, the remainder to statement men. No chairmanships have been given to Democrats, but they are well treated, being placed on several important committees.

When the senate convened this afternoon it was to consider the 12 senate bills which were voted by the governor during the last session of the legislature. Political leaders from all parts of the state are gathering to take a hand in the Oregon senatorial battle which is to take place at noon tomorrow in the separate houses of the legislature. The anti-statement members plan a meeting for tonight.

SUPREME COURT HOLDS AGAINST MOYER IN SUIT

WASHINGTON, Jan. 18.—The United States supreme court today held against Charles H. Moyer, president of the Western Federation of Miners, in his appeal for damages against former Governor Peabody of Colorado and others for illegal imprisonment. This comes from the judgment of the circuit court.

SEATTLE IS STRUCK BY CRIME WAVE

Seven Burglaries and Three Murders Hold Attention of Police--Five Men Held Up

SEATTLE, Jan. 18.—Seven burglaries, three murders and five holdups in the record last night in this city, and the police are at a loss to explain the apparent wave of crime that is sweeping over the city. For some time the order of the city has been well preserved. The authorities are at their wit's end in trying to solve a murder mystery in finding the decomposed and horribly mutilated body of an unidentified man which had been crushed into a wooden box and which was thrown high and dry by the tides on the shores of Vashon island. It was discovered Saturday by an Indian. It is evident that the body had been in the box a long time. It will be brought to this city pending an examination.

An autopsy is being held this afternoon over the remains of William L. Seelye, a former national bank examiner, his wife and daughter, Rome, which were found yesterday in their home on Capital hill. It is believed that Seelye killed his wife and daughter and then committed suicide.

It was learned today that he was discouraged because of financial troubles and that he sought death rather than become a beggar. The three bodies were found lying in a bath tub. The daughter and mother had their heads blown off, while Seelye was unmarked, choosing the carbolic route, then standing to the bath tub and falling upon the ones he had killed.

LA SALLE ARRIVES TO MEET LOCAL CHAMPION

"I never was in better shape in my life and expect to make good Tuesday night in my bout with West," said La Salle, the famous wrestler, who has arrived from Eugene to meet the local champion in the last match of the season at Angie Opera house tomorrow night. La Salle is a big husky looking man and evidently in fine shape physically. West is saying little and confident of winning, as usual. He is well trained and in better condition than at his previous contests.

This will be the last wrestling match seen here this winter, as both West and Welch leave for Seattle next week.

YALE PROFESSOR PRAISES ROGUE RIVER FISHING

W. F. Isaacs has received a letter from Max Farrand, professor of history in Yale university, who made a trip down the Rogue with Medford's champion fisherman last summer. Professor Farrand states: "I had been planning to come to the coast next summer and I was going to arrange things so that I might be free to repeat that trip on the Rogue when the fishing was at its best. I have had to change my plans, however, owing to the recent death of my father. One thing, however, I have made up my mind to do, and that is that no many years will be allowed to pass before I get back to the fishing on the Rogue, which is certainly the finest I have ever seen. In fact, I cannot conceive of any better."

BILLY BOHANNA BLOWS IN, BOOSTING FOR BUSY CITY

Billy Bohanna, editor and owner of the Durris Booster, a publication devoted to the interests of the thriving little capital of the Durris valley, Durris, on the California & Eastern mill road (S. P.), just below Klamath Falls, across the California line, blew into town on Sunday afternoon, returning home on Monday morning. Billy brought with him a new slogan, which appears on his card "Dandy," "God hates a loafer." He is the living personification of the motto and exclaims more boasting in 20 minutes than most men can in a decade. He is charmed with Medford and the Rogue River valley, but is more charmed with the valley of the Rogue and its capital city. Billy is certainly a Durris booster.

Guido Mereno, an Italian newspaper man of New York, is going to use his publications in the interest of inducing immigration to Seattle next year, when there will be low water as the result of the Alaska-Yukon-Pacific exposition. Mereno believes that thousands of his countrymen in New York in the crowded tenements could find future homes in the rural districts of the west.

COST BIG SUM TO TRY CASE

Testimony Consisted of 4,500,000 Words in the Standard Oil Case

NEW YORK, Jan. 18.—An unprecedented record of costs in a single suit and a record of words of testimony never before approached in a case prosecuted by the federal government were revealed today when the case the object of which is to dissolve the Standard Oil company in New Jersey ended in the custom house.

The testimony taken filled 22 printed books. The Standard Oil company spent more than \$4,000,000 to defend itself and the federal government spent about the same amount in prosecuting 69 companies declared to be subsidiary to the Standard Oil which were involved in the suit. Exactly 192 witnesses were called by the government and 140 by the defendant. The testimony consists of 4,500,000 words, a greater number, perhaps, than any ever taken in a trial by the United States government or any individual or corporation. The Bible contains only 773,746 words. If the tables of the government and the Standard Oil be added to the figures mentioned the addition would be about 10,000,000 words, submitted in print but unspoken. If all the testimony were printed and bound, the volumes would be more than seven feet high. The maps submitted by the company are in four colors, thus entailing great expense.

KLAMATH FALLS TO HAVE NEW COUNTY COURTHOUSE

KLAMATH FALLS, Jan. 18.—After making a thorough investigation of the laws, the county court has concluded that it has the authority to make a special tax levy for the erection of a fund for the erection of a courthouse, and in accordance therewith 2 mills will be added to the regular tax levy made several days ago. This special levy will raise about \$15,000, a sum sufficient to secure plans and specifications and also do most of the preliminary work.

SETTLERS MAY SELL TIMBER

Must Simply Swear That Land is Not for Speculation--Free to Sell

WASHINGTON, Jan. 18.—For the second time the United States supreme court has interpreted the timber and stone act, and for the second time rendered a decision adverse to the contention of the government. These decisions, almost identical in terms, and entirely identical in effect, strike at the most vital parts of many of the land fraud cases that have been tried, or still remain to be tried in the federal courts of various western states, and the law, as defined by the supreme court, renders lawful acts which, up to this time, have been held by the department of justice and the department of the interior to be unlawful and contrary to the provisions of the timber and stone act.

In the Oregon timber land cases, as in cases in Idaho, Colorado, California and elsewhere, the government contended that a timber entryman was not permitted to sell, transfer or agree to sell, transfer or otherwise dispose of his entry at any time between the filing of his initial application and the completion of his final proof. The supreme court, first in the case of Congressman Williamson, and only a few days ago in the Colorado land cases, specially holds that an entryman, at any time after filing his original application may sell his entry, and be entirely within his legal right. The government contention to the contrary having been twice held void by the highest court in the land, it is to be presumed that new tactics will hereafter be pursued by protesting officers of the government.

Every traveling man representing a Seattle firm has been made an honorary member of the nobility bureau of the Alaska-Yukon-Pacific exposition. The Seattle drummers recently visited the grounds in a body and now when they are spending an evening in a Pullman they will have something to talk about.