

MEDFORD DAILY TRIBUNE

FOURTH YEAR.

MEDFORD, OREGON, TUESDAY, APRIL 27, 1909.

No. 33.

COSS IS GRANTED NEW TRIAL

ENYART WINS FIRST SHOOT THIS SEASON

Gun Club is Already Planning on the Tournament for August, When Experts From All Sections Will Be Invited.

ENYART NAILS TWENTY-SIX SHOTS OUT OF THIRTY

Pleasant Afternoon Had by Members of Rod and Gun Club—Tourout Light.

J. E. Enyart won the first shoot of the present season by taking 26 shots out of 30 at a recent meeting of the Medford Rod and Gun club. The was perfect, and while only a few members of the club were out, a most enjoyable time was had and the scores showed up well for the first time in the field this season.

Already are the members of the club planning for the entertainment of expert shots from all sections of the United States who are expected to be in Medford next August, when the annual tournament of the club is to be held. Last year Medford and vicinity received a great deal of advertising from the tournament, and this year's will be larger and better than ever.

The scores made at the first shoot of the season were:

	Shot at.	Broke.
Enyart	30	26
Lance	30	23
Duffield	30	22
Biden	30	20
Seely	30	19
Smith	25	17
Bigham	30	14
Collins	25	14
Phlegar	25	8

GOVERNMENT DECIDES IN FAVOR OF SCRIPPERS

KLAMATH FALLS, Or., April 27.—Again the famous 37-10 case in the limelight. This time the decision is adverse to the individual applicants and in favor of the scrippers, the commissioner of the general land office having reversed the register and receiver at the Lakeview office.

Under Secretary Hitchcock this case was closed, his decision being favorable to the timber and stone applicants and the homesteaders. Secretary Garfield reversed the case and ordered a hearing before the officials of the Lakeview office. Their decision was adverse to the scrippers. The case was appealed, with the result that the commissioner has found the corporation placing the scrip.

RAILROADS AGAIN SCORE IN MISSOURI

KANSAS CITY, April 27.—Federal Judge Phillips today issued an order dissolving the temporary injunction recently obtained by the circuit attorney in the state courts to prevent the 18 railroads entering Missouri from returning to the 3-cent passenger rate. Judge Phillips ruled that unless the state officials and state courts kept out of the case they would be held in contempt.

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WILL NOT REDUCE RATES WITHOUT FIGHT IN COURT

Railroads Reply to Notice Served by the Commission to Reduce Their Rates to the East.

ROADS ASK FOR A FURTHER STATEMENT REGARDING RATES

Hill and Harriman Attorneys Notify Commission That Rates Will Not Be Reduced.

SALEM, Or., April 27.—Replying to the notice of the Oregon railroad commission to the effect that the increase in transcontinental freight rates is excessive and unjust and that a complaint will be made to the interstate commerce commission unless the rates prior to January, 1909, be re-established, the attorneys for the Hill and Harriman roads advised the commission today that the rates would not be reduced without a fight.

Attorney Cotton for the Harriman roads in a letter to the commission says that the commission can assume no action to be taken by the railroads to substitute old rates for the new ones.

Other roads have asked for a further statement of facts.

ROSEBURG TO HOLD BIG STRAWBERRY FESTIVAL

ROSEBURG, Or., April 27.—The date of the proposed strawberry festival to be held in Roseburg has been set by the Commercial club for Friday and Saturday, May 14 and 15. The two days will be given over to displays of strawberries. A program for both days has been prepared. On the evening of the first day the women will give a musicale.

The occasion will also be taken advantage of by the importers and raisers of blooded livestock and a large parade of animals is expected.

The Ashland lodge of Elks, accompanied by members of that lodge from different towns in southern Oregon will visit Roseburg on Saturday, the second day of the festival. The visitors will number about 250.

Douglas county strawberries are the first in the market each year, and this fact will be widely advertised at the festival. It is proposed to secure photographs of the best displays and the parades and use them in booster booklets.

BIG FRUIT CROP IS ASSURED IN NEHALEM

NEWBERG, Or., April 27.—Cherry, prune, pear and apple trees are loaded with bloom, and Nehalem valley has never had a better prospect at this season of the year for a bumper crop of fruit than is in sight at the present time. Barring killing frosts and cold rains, which are always to be feared in the spring, the fruit crop will be a big one. The Weber, Bussell Canning company is arranging to start the big cannery here with the opening of the berry and fruit season, and will be prepared to take care of all that will be offered.

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SUPREME COURT CRITICIZES JUDGE HANNA FOR REMARKS DURING THE PROCEEDINGS

Four Principal Grounds are Cited Which Relate to the Admission of Evidence and Remarks Made by Presiding Judge During Trial

SALEM, Or., April 27.—Upon four principal grounds relating to the admission of evidence and the improper remarks of both the presiding judge and the attorneys, the supreme court today in an opinion announced by Justice Bean reversed the case of the state vs. Coss and ordered a new trial.

The court held that where the defendant attempted to prove an alibi the judge should instruct the jury that the exact date of the commission of the alleged act is material.

The remarks made by Judge Hanna during the progress of the trial are criticized by the court. The fact that the judge permitted evidence of facts to be shown that were not included in the indictment is also held as an error sufficient upon which to base a reversal, while he would not permit evidence to be presented to show the bitter feeling of hatred for the defendant held by Mrs. Becht, the divorced wife of Coss.

The trial of H. M. Coss upon a statutory charge preferred by Carrie Stagg, a 14-year-old girl, who was employed as a domestic in the Coss family, attracted state-wide attention during the fall. Coss was indicted by a grand jury and after a lengthy trial was found guilty and sentenced to seven years in the penitentiary. A stay of execution was granted by the supreme court until such time as they could review the case and Coss was released under bond. The stay of execution was served upon Sheriff Jones just without the gates of the penitentiary in Salem as he was taking his prisoner to that institution to commence the serving of his term.

Since the time that Coss was convicted the complaining witness, Carrie Stagg, went to Grants Pass, where she made a similar complaint against Dr. J. E. Castain, who was arrested and arraigned, but who was not tried, owing to the fact that he and the girl were married.

HOOD RIVER WILL TURN OUT MANY APPLES

"Hood River will be producing 1,000,000 boxes of apples annually within the next four years," declared E. L. Smith, better known as "Hood River" Smith, recently in Portland. "The crop this year will not be valued at less than \$300,000," he continued. "Last year's crop sold for a quarter of a million dollars and many more trees come into bearing this year. In fact, I never saw the Hood River valley looking more beautiful than at the present time. The prospects for a great year are splendid."

Mr. Smith came to Hood River 23 years ago. He has now largely retired from the apple business, having sold his valuable holdings. He spent seven years raising apples in California before coming here. He says other parts of Oregon will ultimately produce as good apples as those raised on Hood river, and spoke of the fine quality of Newtown Pippins being grown now in southern Oregon.

JOHNSON BOOM FOR 1912 IS UNDER WAY

CHICAGO, April 27.—The boom of Governor John A. Johnson of Minnesota for the democratic nomination for president in 1912 has arrived in Chicago in the custody of Sam Wood of Minneapolis, formerly of Evanston. Mr. Wood thinks this is the psychological moment for starting the "Johnson for president" propaganda in Illinois. The big feature at present of the plans of the boosters of the Minnesota executive is to hold a national mass meeting of democrats in St. Paul on the first Tuesday in next September.

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KLAMATH FALLS TO CLEAN UP FOR CELEBRATION

KLAMATH FALLS, Or., April 27.—In preparation for the celebration of the completion of the railroad, Klamath Falls will have a "clean-up day." It is the desire to make the city as near a spotless town as possible and put it in first-class sanitary condition. With the extensive street improvements being planned for the year, which will probably include the paving of Main street its entire length, the town will be one of the most attractive spots on the coast for summer visitors.

JAPANESE POTATO KING WILL HAVE MEN CELEBRATE

STOCKTON, Cal., April 27.—George Shima, the Japanese potato king, who recently purchased a fine residence in Berkeley, is planning to give a hundred or more of his Japanese laborers a trip to San Francisco while the superior's crochets are there, and will dress the men in new business suits for the occasion. The laborers will be given a steamboat trip to the Bay City at Shima's expense. Their outing will cost Shima \$2000.

FOREST FIRE RAGES NEAR TOWN OF SISSON

SISSON, Cal., April 27.—A forest fire was started by a hobo near Mt. Shasta Home, about a mile north of Sisson, yesterday morning. The fire raged furiously, crossing the railroad tracks, and burned three block signal poles, also damaging the main telegraph line. The box factory belonging to Curtis Brothers & company narrowly escaped destruction.

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TURK SULTAN IS NO LONGER TURK SULTAN

Brother is Proclaimed as His Successor and is Installed Amongst Wildest Enthusiasm Great Crowds Attend.

NEW RULER GREETED WITH CHEERS BY THE MULTITUDE

National Assembly and Mohammedan Church Jointly in Favor of Deposition of Late Ruler.

CONSTANTINOPLE, April 27.—The sultan of Turkey was deposed today. His brother, Mehmed Rehad Effendi, was proclaimed as his successor.

The sultan was removed from the palace and his brother installed amid the wildest enthusiasm.

While the ceremony of enthronement was in progress great crowds rushed about the palace shouting "The tyrant has fallen—Hail to Rehad."

The deposition was declared upon jointly by the national assembly and the Mohammedan church.

The Sultan Abdul Hamid is a prisoner in the palace of Cheraghan on the straits of Bosphorus. He was conveyed there by the Young Turks.

BALDWIN AND SANDERSON CANDIDATES FOR MAYOR

KLAMATH FALLS, Or., April 27.—F. T. Sanderson and George T. Baldwin have been selected as the candidates for mayor. There were 179 votes cast, Sanderson receiving 104 and Baldwin 71. Scattering votes were cast for Boyin, Dezel, Slough and Wilkins. For police judge, A. L. Leavitt received 100 and W. H. Harris 14. For treasurer, J. W. Siemens received 140 and A. M. Worden 37.

Very little interest was taken in the election until nearly 3 o'clock. At the opening of the polls a number of friends of Mr. Sanderson were on hand with printed tickets and had the field to themselves, as the Baldwin supporters had to write their own tickets. Finally someone had some Baldwin tickets on hand, but not until after over half of the votes were in.

WILL FRAME TARIFF BILL FOR FILIPINOS

WASHINGTON, D. C., April 27.—The senate committee on Philippines today named Senators Beveridge, Heyburn and Johnston of Alabama as a sub-committee to frame a tariff bill for the Philippine islands.

NEED NOT PAY BICYCLE LICENSE

MARSHFIELD, Or., April 27.—Owners of autos and bicycles need not buy a license in Marshfield. This is the decision of City Recorder Butler, who today sustained a demurrer entered against a recent ordinance passed by the city council levying the annual license.

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REPUBLICANS CONTINUE TO FOOL PEOPLE

So Declares Senator, Who Says the People Were Again Fooled by the Promises of the Republican Party.

DECLARES PAYNE BILL IS NOT DIFFERENT FROM OLD TARIFF

Senator Scott Says to Reduce Tariff on Lumber Will Be to Cut the Wages of Employes.

WASHINGTON, D. C., April 27.—Declaring that the people are again fooled by the promises of the republican party, which is revising the tariff to suit itself and also by the American Protective league, Senator Raynor of Maryland created a sensation on the floor of the senate today, when he declared that the people are being fooled again as they will be fooled until externity under federal taxation until released from the contamination of politics and combinations "that practically own the government."

The senator analysed the Payne tariff bill, charging that while certain schedules were lowered that others were raised, so that the reductions were ineffective.

Senator Scott of West Virginia spoke favoring the changes in the existing rates on coal, lumber, iron, steel, hides, wool, oil, pottery. He declared that as a standpatter he was supported by the West Virginia legislature.

In protesting again, the schedule cutting the lumber rate in half he stated that nothing would be left for the lumbermen, who would be forced to cut the wages of their employes.

FRUIT CROP IN WALLA WALLA VALLEY UNINJURED

MILTON, Or., April 27.—Fears that the fruit crop of the Walla Walla valley had been injured by the frosts several days ago have been generally dispelled by the careful investigation of the orchards and vineyards in this vicinity. In some places near the state line strawberries and prunes were injured some, but the damage is not considered to be of great volume. Apple orchards, which were in full bloom at the time of the frosts, were injured in no way.

PLANS TO SIGNAL MARS FROM WESTERN TEXAS

FORT WORTH, Tex., April 27.—A movement has been started to induce W. H. Pickering, professor of astronomy of Harvard to make arrangements for signaling Mars from West Texas. It is pointed out that conditions there are perfect.

NATIONAL SUBSCRIPTION FOR QUAKE SUFFERERS

LISBON, April 27.—A national subscription headed by King Manu has been opened for the relief of the sufferers from the earthquake of last week. Six additional bodies have been recovered from the ruins at Bebeventa.

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