

MEDFORD DAILY TRIBUNE

FOURTH YEAR.

MEDFORD, OREGON, FRIDAY, JUNE 4, 1909.

No. 66.

THAW'S LAST HOPE IS GONE

Appellate Division Supreme Court Denies Appeal - Must Remain Confined in Asylum

NEW YORK, June 4.—Harry K. Thaw's last hope of regaining his freedom departed today when the appellate division of the supreme court decided against his appeal from an order of the Supreme Court refusing him a jury trial as to his sanity. It means that Thaw must remain in the Mantaewan asylum.

FAIR IS WELL FIXED FOR SEATS

SEATTLE, Wash., June 4.—In the matter of seats, the A-Y-P Exposition is particularly well provided. The grounds and buildings are especially well equipped for holding big gatherings, conventions, luncheons, banquets and outdoor sports of various kinds. There are 20 places in which conventions of various kinds can be held at the same time.

The amphitheater in which the opening exercises were held yesterday morning and noon, seat 10,000 persons, and every seat is in a commanding position. The Stadium, in which all the big athletic meets will be held, can seat 20,000 persons, and the magnificent auditorium, in which many important gatherings will be held and in which some of the leading men of the United States will speak, has a seating capacity of 5,000. For resting places, numerous benches and chairs have been set out at convenient places along the boulevards and grounds.

The Amphitheatre will be the scene of numerous gatherings some of them National importance. In June the students of the Pacific University will give the play, "The Bridge of the Gods." One hundred and forty-five students will take part in the play. The Norwegian Singing Society will give its big festival in the Amphitheater and the German Seegerfest also will be given here. The stage is 150 by 75 feet, and has good acoustic properties and can be fitted with scenery as needed.

PASTOR RIDES ON WALKS; FINED \$10

OLYMPIA, June 4.—Rev. E. L. Swick, pastor at the Central Baptist church, and one of the best known ministers in the city, was this morning fined \$10 and sent to the police court for riding his motorcycle on the sidewalks in the city limits. The charge was preferred by a policeman who saw Mr. Swick riding on the walks Sunday.

Rev. Swick has quite a large practice as a magnetic healer and was hesitating to attend a patrol when violating the ordinance.

The city authorities have been engaged in trying to suppress the practice of riding on the walks, and the minister is one of the many victims of the police every lately.

He pleaded guilty to the charge this morning and appeared in court personally.

MANY WANT PARDON OF NICKELL

Petition to President is Signed by Great Number of Business Men of the County for Pardon.

Hundreds of local business men of the city and county are signing a petition to the President asking that Charles Nickell be pardoned for his connection with the land frauds in Oregon, of which he was convicted and sentenced to 13 months imprisonment on McNeil's Islands. J. E. Barkdull of this city has been circulating the petition in Medford and so far has not met a single business man who has refused to sign.

The many people of Jackson county who know Mr. Nickell believe that he should be pardoned in view of extenuating circumstances surrounding his connection with the land frauds. He has resided in Jackson county for nearly 40 years and his many friends are rallying to his support.

Many influential men throughout the state, including state officials, have signified their willingness to sign such a petition to the President and it may be that he will be pardoned.

SPOKANE TO HAVE BAR ASSOCIATION

SPOKANE, June 4.—Preliminary plans are being worked out by Col. William Plummer of Spokane for the organization of a bar association with at least 250 members, practicing in this city and Spokane county. The two existing associations have been at war with each other since their founding. The purpose is to promote respect for the profession and to guard the public against disreputable and unprofessional acts by members of the bar. The organization meeting will take place within two weeks, when arrangements will be made for the celebration of Lawyer's Day, at which there will be a program of athletic games, a barbecue and speeches. If this organization is a success it is proposed to extend the jurisdiction over eastern Washington and Oregon, northern Idaho and western Montana.

JAMES WEBB DYING AT 103 YEARS OLD

STOCKTON, June 4.—James Webb, San Joaquin's centennial, has near death's door at the home of his son, Isaac Webb, in Fair Oaks avenue. This morning he sank into unconsciousness, and it is stated that he probably will survive the night. Mr. Webb celebrated his one-hundredth birthday in Peters July 27 1809, and now is nearing his one hundred and third year. Although very weak physically, Mr. Webb retained full possession of his mind and wonderful memory until he slipped into unconsciousness.

His son is more than 80 years of age and conducts a small store.

C. B. JONES—Handles rentals exclusively. Over Bijou Theatre.

WOULD OPEN FOREST LANDS

Hawley Writes Secretary Wilson in Regard to Throwing Forest Reserves Open.

Representative W. C. Hawley has taken up the matter of allowing settlers on forest reserves with Secretary Wilson of the agricultural department, as the following letter to the secretary will show: "Years there have been somewhat extensive additions to the National Forest areas in Oregon. The insertion in the provision of the Agricultural Appropriation Act of March 4, 1907, led I understand to the addition of considerable areas, just prior to the approval of the bill, which areas appear to have been quickly determined upon.

Because of this there have been included in the National Forests of Oregon not only agriculture and grazing lands, and lands with but little forest on them, but also lands that were patented and which had been settled for considerable period.

The purpose of this letter is to respectfully inquire whether all or any of these areas not included in the National Forests in Oregon were prior to their exclusion, examined, or surveyed, and the lands included in the National Forest classified as agricultural, grazing, timber, etc., as shown by the records of your department. If they were not so surveyed, or examined, and classified prior to their inclusion, have they been since for the purpose of restoration to the public domain for homes for people of the United States, the lands which are agricultural, grazing, or not sufficiently timbered as to justify their retention in the National Forests in the judgment of the department.

Numerous inquiries are made to me in regards to public lands in Oregon suitable for entry under our general land laws. Also frequent application are made to me to present the claims of those who desire to enter lands within the National Forests of Oregon which are presented as agricultural lands.

From all the information I possess, it would appear that agriculture and grazing lands, aggregating large amounts, are at present included in the National Forests in Oregon. I respectfully suggest that a survey, or examination, of all lands other than those proper to forest reserves were excluded from the National Forests in Oregon and returned to the public domain for entry under the general land laws, it would result in benefit to all concerned.

For generations the policy of our government has been to encourage our people to make homes everywhere within our boundaries, and the result has been the irreparable impoverishment of our country. The country will probably not survive the night unless this policy would not be detrimental in any way whatever to the National Forests policy, but would prove a great advantage to it. As Hon. Gifford Pinchot, Chief Forester, well said in the hearing before the House Committee on Agriculture at the first session of the 60th Congress: "I think it is safe to say that we have no such uniform set of friends anywhere as the men who are living inside the boundaries of these (National) Forests." I earnestly desire that all lands

ON TRAIL OF MISSING MAN

Goodpasture Writes Brother in This City That He is on Track of Man Who Resembles Fancher

T. B. Goodpasture has received a letter from his brother J. E. Goodpasture, who is in California, engaged on a hunt for L. W. Fancher, who disappeared from this city last fall, stating that he was on the track of a man answering Mr. Fancher's description, but was some three weeks behind him. He seems confident of overtaking the man and all indications tend to prove that the man on whose track he is, is no other than Mr. Fancher.

Mr. Goodpasture is at present in San Jose and has enlisted the aid of the police of California in the search for the missing man.

LATE LOCAL NEWS.

W. A. Colby has left for the east with the remains of his brother who was killed last Monday evening.

William C. Brown of Yreka is visiting in Medford.

John Templeton of Hornbrook is in Medford on a short visit with friends. Mr. and Mrs. J. Numan are visiting in Portland.

J. A. Rose of Phoenix was a recent Medford visitor.

Mrs. L. C. Charley and Mrs. M. M. Brown, of Brownsboro, spent Wednesday in Medford.

The Medford Glass House has rented half of its space in which a racket store is to be conducted. Everything will be sold from 5 to 25 cents each.

J. J. Tryer of Eagle Point was a recent visitor in Medford.

SPLENDID MEETINGS AT CHRISTIAN TABERNACLE

The revival meetings at the tabernacle are growing in interest and in power. Three more additions last night; four the evening before. Incessant in the gospel is growing. Prof. Kellogg is growing in power all the time. The gospel singing is spiritual and uplifting. Audiences have been exceeding good notwithstanding the heat. We apprehend no danger to anyone by coming to these meetings. The public shows, stores, saloons, etc., are not losing customers on account of the so-called fever. Why should anyone, especially any church members stay away from the house of God on this or any other account? Brothers, friends, don't allow any single thing to keep you from any services. Come tonight. Subject: "Resisting the Devil." This is a fine, yet practical subject. Hear it. "Resisting the Devil" subject at the Tabernacle tonight. Come and hear how to do it.

out to be finally included in the National Forests in Oregon should be restored to the public domain for homes for our people in accordance with the immemorial practice of this government.

With best wishes, I am Very respectfully yours, W. C. Hawley.

WHEELS ARE TURNING AT M'CLOUD

Bayoneting of Italian May Lead to International Complications--Town is Under Guard.

M'CLOUD, Cal., June 4.—Unexpected complications involving the American and Italian government, may grow out of the bayoneting of Gabriel Tallero, an Italian yesterday by the California National guards.

After an exciting conference last night an appeal to the consul general was drafted asking that the matter be brought to the attention of the Italian ambassador in Washington. The name of the guardsman is unknown.

The lumber mills resumed this morning. Armed and mounted guards are guarding every road leading into the town.

LARGE NEW POTATOES GROWN NEAR PHOENIX

J. D. Evans was in Medford Thursday with new potatoes from Phoenix, three of which weighed 14 ounces each. Phoenix has long been noted as a great garden truck district and Mr. Evans as a successful rancher.

HAD COUGAR AS STAGE PASSENGER

SPOKANE, June 4.—Grant Turnbull, a stage driver, operating between Newport and Elk, Washington, north of Spokane, had an experience with a full-grown cougar which he will not forget for some time. While driving along the narrow mountain road near Roger Pass his horses became frightened and bolted. The driver managed by sheer fortune to keep the wheels of the coach in the ruts, and after the horses had expended their energy the driver made investigation. Perched in the road of the coach was a ferocious cougar. Before the animal could spring upon him, Turnbull used the butt of his whip, but the big cat leaped over his head and disappeared in the woods before he could inflict the death blow. Settlers in the northern part of Spokane county report cougar numerous but this is the first instance of a stage driver having one as a passenger. Turnbull claims a few reports for driving a coach from the point where he discovered the cougar of Newport. There is a bounty on the head of cougar in the state of Washington. Tom B. Hopper a noted bear slayer, who has killed hundreds of cougar and wild cat in this part of the west during the last 25 years is organizing a party to make a hunt there with trained dogs.

ASTORIA MEN IN SHOOTING AFFRAY

ASTORIA, June 4.—As a result of an altercation that is said to have arisen over a woman, Albert Mall shot and seriously wounded Charles Boyce at the latter's home on Chaussep Plains. Hall used a shotgun, and the charge struck Boyce near the heart.

FOREST FIRE DOES MUCH DAMAGE

Rages in Northern Minnesota--No Lives as Yet Are Reported Lost--Loss Will Be Heavy

DAUPHIN, Minn., June 4.—Damage amounting to over \$5,000,000 has already been done by the forest fires raging in the northern portion of this state today. No lives are reported lost.

The fire covered an area of several hundred miles, and is spreading rapidly.

BUTTE FALLS HAS REAL LIVE STRIKE

(Special correspondence)

There was quite an excitement in our midst on Tuesday upon the arrival of Manager Reineke with a load of men to take the place of the local strikers. It seems that there is some dissatisfaction with Mr. Reineke and the local petitioned Mr. Harris to remove Reineke. This Mr. Harris refused to do and set about employing men from the valley to do the mill work. When the valley men arrived at the falls trouble at once began. Judge Peutz happened to be on the ground and he at once instructed Deputy Sheriff Caspell to conserve the peace and to file a complaint against any one using threats, intimidation or violence to prevent the men from working or to quit their employment and not to permit any disturbance of the peace. Mr. Reineke and his men were also assured that they would be protected and the mill property also. To this end Deputy Caspell was given instructions, and the men warned that while they might use reasonable measures to persuade the new arrivals from working, yet that violence would not be permitted and that any combination to interfere with the men working, if they worked, would be a serious offense; that a common purpose and an overt act to carry the same into execution, if the act intended was unlawful, was in the nature of obstructing justice, and the law dealt severely with such acts; that any congregation of three or more men bent upon a common intent calculated to disturb the peace was riotous and against the law. These counsels seemed to quiet the trouble and all is peaceful at this writing. It is the determination of the proper authorities to stop disorder in the fall and to see that men who desire to work shall be permitted to do so. Those who do not want to work need not, but they must not interfere with other men or any personal or property rights; that both employer and employee would be considered under the law and some justice meted out to both sides. We trust there will be no occasion to take drastic measures.

PERSONAL.

G. H. Harvey of Dunning is spending a few days in Medford.
A. E. Jeff of Eugene is visiting in the valley.
H. T. Hall of Central Point spent Wednesday in Medford on business.