

FINISH DEAD INDIAN ROAD

NEW SURVEY FROM KLAMATH COUNTY LINE.

WILL ELIMINATE ALL GRADES

Clayton Burton Appointed Supervisor Over Work and Will Put Gang of Men to Work on Road at Once.

After long years of waiting, connection is at last to be made between Ashland and Klamath Falls over the Dead Indian route. Klamath county has taken the important step and has appointed Clayton Burton as supervisor over the extension in Klamath county and the actual construction of a new road from the Klamath county line to Clover Creek will be made.

The route from Ashland to Klamath Falls by this road is about the same length as that by way of the Green Spring Mountain road, 63 miles. From the summit, 13 miles east of Ashland, all grades of any consequence have been eliminated up to Klamath Falls.

This improvement will give Ashland a splendid road to Crater Lake by way of Klamath Falls. From a scenic standpoint it will be one of the best across the mountains. It will be used extensively for hauling fruit and produce between this city and Klamath Falls, as well as a regular route for auto travel between the two places.

Human Hen Hawk.

A well-dressed man, clad in brownish gray suit, snowy linen, white sailor hat, with hair, which was well kept, as white as the snow on sun-kissed Wagner Butte was seen recently to walk along one of the important streets, step off the sidewalk into a lawn and with the skill of any other hen hawk, grab up a half-grown Plymouth Rock chicken, place it in his right hand coat pocket and walk on.

Social Postponed.

The strawberry social under the auspices of the Trinity Girls' Club, advertised for this evening, has been postponed until Thursday, June 20.

Take Notice.

J. H. Will, the shoe repairer, has returned and is again ready to do your work. Corner Fourth and Main streets.

CELEBRATE FLAG DAY

Elks Will Give Program in Honor of the Day at Spacious Temple Friday Evening.

The full program for Flag Day exercises in the Elks temple tomorrow evening is given below. The celebration of the birth of the American flag by the Elks is one of the obligations of the order. The public in general is invited and should join in the festival occasion.

- 1. Music, "The Star Spangled Banner," orchestra.
2. Introductory exercises, Exalted Ruler and officers.
3. Prayer, chaplain.
4. Solo, "My Own United States," by Stange, Mrs. C. B. Wolf.
5. Flag record, Brother R. A. Minkler.
6. Altar service, Esquire and officers.
7. Song, "Auld Lang Syne," Elks quartet.
8. Elks' tribute to the flag, Brother W. E. Newcombe.
9. Solo, "Recessional," DeKoven, Mrs. F. D. McQuilkin.
10. Music, "Dixie," orchestra.
11. Solo, selected, Mr. J. K. McWilliams.
12. Patriotic address, Brother R. H. Burns.
13. Song, "America."

WANTS PARCELS POST.

Postmaster General Hitchcock Believes in New Scheme.

Washington, D. C.—Legislation providing for a general parcels post throughout the United States and its possessions, except the Philippine islands, virtually is certain to be enacted by the present congress, perhaps before the conclusion of this session, in the opinion of Postmaster General Hitchcock.

He has urged upon congress the desirability of domestic parcels post because he believes it will aid substantially in the solution of the problem of the high cost of living.

In a statement he expressed the hope that the measure recently introduced in the senate might become law.

In the judgment of the officers of the postal service, the new bill represents the most scientific plan yet devised for a parcels post. It provides for a parcels service throughout the country both on rural routes and city carrier routes. It consolidates the third and fourth classes of mail matter and raises the weight limit of parcels to 11 pounds, which is the limit of the international parcels post.

The rate to be charged for articles carried in the rural route service and city carrier service is 5 cents for the first pound or fraction of a pound and 1 cent for each additional pound or fraction of a pound. For the general parcels post service, which covers all mail transportation other than local delivery by rural or city carriers, graduated rates would be fixed based on distance.

RUNAWAY IS RETURNED

Boy Picked Up Here a Week Ago Goes South With Officer—Was Guest of Chief Oien.

Eddie Consigliere of Sacramento was taken back to his home in Sacramento yesterday, an officer having arrived in Ashland from that city and taken the youth back with him. Eddie is an Italian boy of about 15 years of age. About a week ago, Chief Oien overtook him in company with a hobo painter, while making his regular rounds along the railroad right of way. The two spent a night in the shelter of some railroad ties near the Billings place and the following morning Chief Oien, acting on the inward suggestion that the boy was a runaway, retraced his steps to the improvised bunkhouse and took the young man into camp.

A series of questions soon brought out the fact that the boy had recently left the home of his uncle at Sacramento, proceeding thus far north in company with hobos. It was also learned that he had previously spent eight years in an orphan's home in St. Vincent, Cal., from which place he was taken into his uncle's home.

NO ROAD FUND.

Special Levy Placed With the County General Fund.

More than one-half of the money derived from the four-mill tax levy for road and bridge purposes by the county of Jackson has been collected and turned over to the county treasurer. Instead of being placed in a road and bridge fund as specified by the state law, it has been placed in the general county fund and has been paid out for the redemption of county warrants. To be exact, \$48,075.84 out of approximately \$76,000 which should be placed in a road and bridge fund has been collected and nearly all of it expended.

More than this, the county has never kept a road fund. Present county officials state that they never saw a "road" warrant, the so-called "road" warrants being paid out of the county general fund. The only record on the county books, searched back as far as 1901, show the only "road" fund was kept in 1903 when between \$2,000 and \$3,000 was received from the sale of state lands, the law stating that this money must be expended for road purposes only.

AUTO CAUSES RUNAWAY.

Team Becomes Frightened and Hurts Driver to Ground.

An accident that might have been fatal occurred last Tuesday evening, when Billy Briggs and a load of young people came up behind a team of colts in the vicinity of Jackson Springs. The driver, whose name has not been learned, is deaf and did not hear the approaching auto until it was upon him. The team gave a sudden jump, pulling the reins out of his hands and running away. The driver was hurled out, striking his head upon a post and sustaining some cuts and bruises about the face. He was taken into the Arnold house at the Eagle mills, where an examination revealed no serious injury, and was then placed in the auto and hurried into town. He was able to be out yesterday and is apparently suffering no serious results from the accident. His home is in Eagle Point.

INJUNCTION FILED AGAINST THE CITY

PROPERTY OWNERS START SUIT IN EQUITY FOR SPECIFIC PERFORMANCE OF CONTRACT—COVERING OF PIPE LINE DEMANDED

As a sequel to the event of last Friday, when the chief of police interfered with the filling in of Anderson ditch by three property owners along the ditch, the parties in question have secured from County Judge Neill a temporary restraining order, restraining the city of Ashland from using the ditch for any other purpose than that for which the easement was granted. Attorneys are now at work on the proposition and further developments are expected within a few days.

As intimated in Monday's issue of the Tidings, the matter of title to Anderson ditch is involved, although the plaintiffs, in their complaint, do not allege anything as to the title. They take the position, however, that an easement was given for a pipe line across their property, that the pipe line was constructed, and that the only use to which the right-of-way may be used is for a covered pipe line. When asked as to the position of the plaintiffs in the matter, Mr. Davis, their attorney, stated "The easement is the city's, but they can't do with it as they please."

An interesting feature of the case is the fact that the deeds conveyed by the property holders are for a "right of way, easement and privilege to it, its officers, agents and employees, for the construction of a pipe line in, on or near the present ditch line of the Anderson ditch. Providing, however, and this grant is upon the express understanding and agreement between the grantors and the grantees, that any such pipe line, as aforesaid, shall be laid at such a depth in the ground as to in no way interfere with the free use of said premises by the grantors, etc." At the same time, a verbal agreement was entered into to the effect that the city would cover the pipe, members of the council having in mind the crossing of plaintiffs' property outside of the ditch. The question arising involves the acceptance by the city of a deed to property which the city already owns.

The suit is designated as a "suit in equity for the specific performance of a contract and does not touch upon title to the ditch. The complaint cites: First, that on or about April 1, deeds were asked and given, upon the strength of a verbal agreement to cover the pipes, for right of way for a pipe line across plaintiffs' property; second, that the city laid the pipes, and that on May 7 demand was made by plaintiffs that the ditch be filled, which was refused; third, that plaintiffs own land on either side of the ditch and the pipes will interfere with cultivation and the free passage across the ditch unless they are covered; fourth, that it is the intention of the city to use the ditch as an open ditch to convey running water for irrigation and, unless prevented from so doing, will inconvenience and injure the plaintiffs if the ditch is used for any other purpose than that contemplated in the right of way deeds, viz., a covered pipe line; fifth, that the plaintiffs are constructing a roadway along the easement and unless the agreement of the defendant is complied with, the cost of construction of the road will be \$200 more, water being allowed to flow in the ditch. Wherefore, plaintiffs pray judgment that said defendant be required to specifically perform said agreement and fill up said ditch and cover said pipe laid by said defendant across said lands and easements."

What stand the city's attorneys will take in the matter it is impossible to state at this time. The effect of the order is to stop the city from using Anderson ditch as an open ditch to convey water for irrigation purposes. The intent of the plaintiffs is to restrict the city from using the ditch, designated as the right of way for a pipe line, for any purpose except as a covered pipe line. Chas. Pope and wife, Isaac Bailey and wife, G. W. Pellet and wife are named as plaintiffs in the case.

ATTEMPT TO WRECK TRAIN.

Dynamite Placed Under Wheels of No. 16 Saturday.

A dastardly attempt was made to wreck northbound passenger train No. 16 last Saturday evening, when some miscreant placed dynamite on the Southern Pacific track at Merlin, and only the fact that the powder failed to explode when the wheels of the engine struck it saves the recording of an accident that might have been horrifying in its results.

Following the passage of the first section of No. 16, due to Merlin at about 7 o'clock, a brakeman on a freight train discovered dynamite on the track at the upper end of the yard and near the upper switch. The wheels of No. 16 had ground the explosive into bits, showing that it had been placed directly upon the rails, but from the fragments left it is evident that from six to seven sticks of No. 2 Hercules giant powder had been used in the effort to ditch the train. The powder, which bears the date of manufacture, 1909, was evidently too old to explode from the grinding of the wheels. No cap or fuse was found with it, and it seems likely that the persons who placed it on the track expected it to be fired when the train ran over it.

Powder men say that good fresh powder will readily explode under such conditions if the weather be warm or if the powder be heated. Powder as old as that used at Merlin, however, is never sold, and miners and others who use tons of it in this district every year will buy only freshly made stock. The powder placed upon the track was evidently from some old mining prospect where it had been stored, possibly in a damp place, till its strength had been largely lost, to which fact can be credited the saving of No. 16 and its dozen or more coach-loads of passengers.

The amount of powder used would have been sufficient, say those versed in the action of dynamite, to have hurled the engine from the track and thus have ditched the entire train. There is no suspicion pointing in any direction, and no clue was left to aid in the apprehension of the party who endangered scores of lives by a deed that merits capital punishment if any deed does.

Fourth of July Celebration.

Do you know that Ashland is going to pull off on July 4 the largest and most exciting celebration in its history? And in order to enjoy it to its limit you should leave your measure now for that new suit so it will be here by that time. L. J. Orres, 202 East Main street, Ashland's leading custom tailor, can show you thousands of fine woolsens at \$1 and up, fully guaranteed. He also dry cleans men's and ladies' garments at very reasonable prices. Phone 141 and he will call for and deliver your garments.

Mimic warfare and carnival ball will be features of the celebration in Ashland.

The barbecue will be the biggest event of the season. Ashland is the place to spend the Fourth of July.

CEOL BOUND OVER.

Grand Jury Holds Italian in \$3,000 Bonds.

Frank Ceol, Italian farmer who assaulted and almost killed W. C. Daley of Lake Creek, pioneer and democratic candidate for county commissioner, was held over to the grand jury in \$3,000 bond Saturday afternoon. His wife and daughter, charged with aiding in the assault, were dismissed only because there is a sick child at the Ceol farm and the prosecution knows that whenever it is necessary they can be taken again. Mr. Daley's condition is critical.

Evidence before Justice Taylor showed the attack upon the aged man to have been particularly malignant and unprovoked. Mr. Daley was patrolling a water ditch through the Ceol farm for the specific purpose of seeing that no damage was being done by the water to the Italian's land. He was clearly within his legal rights and in fact was following the instructions of the water permit. Ceol rushed at Daley as a man would tackle in a game of football and threw him to the ground, landing blow after blow on the older man's face.

One beating was not enough to satisfy the rage of Ceol, and as Daley was making off with his face bleeding, the angered man again overtook him, this time thrusting a handkerchief in Daley's mouth so that cries for aid could not be heard by a nearby road crew. Pinned to the ground by the Italian, Daley was subjected to one of the most brutal beatings imaginable, for Mrs. Ceol, armed with a shovel, and the 16-year-old daughter, wielding a hoe, beat the defenseless man almost to insensibility.

DEFENSE SPRINGS SURPRISE.

Refuses to Cross-Examine Important Witness.

Los Angeles, Cal.—The defense in the trial of Clarence S. Darrow, for alleged jury bribery, sprang a surprise when court convened Tuesday by declining to cross-examine Patrick J. Cooney, the McNamara defense "investigator." Cooney's place on the witness stand was taken by Keene Fitzpatrick, another former employe of the McNamara defense. Diekelman was the most important witness yet placed on the stand by the prosecution for the purpose of showing that members of the McNamara defense had sought to corrupt witnesses as well as jurors. He was the man who first identified J. B. Bryce as James B. McNamara, the man known to him as Bryce having been a guest at a Los Angeles hotel of which Diekelman was chief clerk.

Diekelman testified at length concerning efforts made by agents of the McNamara defense to persuade him to desert the prosecution and of numerous offers of financial betterment made to gain his consent. One of the offers, Diekelman said, was that of the management of any one of a string of cafes which Hannerstrom told him were owned by the American Federation of Labor.

106 pairs of ladies' \$3.50 tan Oxfords on sale this week at the Hub for \$1.95 a pair.

WARRANTS GO BEGGING.

Injunction Outcome Awaited by Medford Investors.

Local men who have been in the habit of buying county warrants as an investment, says the Mail-Tribune, have suspended, pending a decision, purchases of warrants as the direct result of the suit filed by Benton Bowers and S. A. Carlton of Ashland, to enjoin the erection of the proposed bridge over Bear creek in Medford. The complaint attacks all outstanding warrants as illegal.

J. S. Howard of Medford, who has dealt in county warrants for a number of years, stated that he would buy no more warrants for the present at least. "I have \$6,000 worth of warrants now," stated Mr. Howard, "and I was approached and asked to take over an additional block of them, but I refused. The risk is too great since suit was filed to enjoin the county from building the bridge over Bear creek. This suit questions the validity of the warrants issued already and no one can tell where it will end."

G. A. R. and Relief Corps.

Members of the G. A. R. and W. R. C. are requested to meet Friday evening, June 14, promptly at 7:30 at the G. A. R. hall, to march to the Elks temple to participate in the Flag Day exercises to be given by the local Lodge of Elks.

By order of the commander and president.

For Sale.

Alfalfa hay, Close in. Phone 259-Y. O. J. Rathbun.

COMMISSION REPORTS

Park Board Gives Items of Receipts and Expenditures for Months of April and May.

During the past six weeks we have been installing sprays for sprinkling Boulevard parkways, Iowa street park and Mill street park. They work satisfactorily and save expense in both labor and hose. We have cleared a large part of the 40-acre tract and made some paths. This is preliminary work to parking. On account of possible danger to live trees and bushes we have discontinued clearing. Lack of funds is also preventing us from carrying on much-needed work. We have discharged all men engaged in work on the parks except the head gardener, Mr. Blair, who is paid at the rate of 50 cents per hour for actual time engaged in work, and one permanent helper 25 cents per hour, not over eight hours per day, actual labor. Mrs. Mary Meikle resigned as member of the board, as she will be absent several months.

Financial Statement.

Table with 2 columns: Item, Amount. Includes cash on hand, tax levy, wood sold, tax levies, rebate on paving assessment, and contributions.

Expenditures on Account, April and May.

Table with 2 columns: Item, Amount. Includes account labor, trees, plants, etc., drainage, sewer pipe, hardware, pipe, spray tools, paving assessments, and tap on water main.

Expenses to date.

Table with 2 columns: Item, Amount. Includes balance on hand, due during 1912 on last year's tax levy, and probably delinquent on same.

Available by fair estimate.

Table with 2 columns: Item, Amount. Includes due city October 18, account sidewalk assessment, due city November 12, account paving assessment, total, and paid city during May account paving assessment.

Total this year.

Table with 2 columns: Item, Amount. Includes total this year and respectfully submitted, Board of Park Commissioners, H. E. BADGER, President.

Make Great Gains.

The biggest gain financially as well as numerically that the Oregon Grand Chapter of the Order of the Eastern Star ever has shown was reported at the opening business session of the twenty-third annual session in Portland Tuesday morning. The increase in numbers has been 938, while over \$2,000 has been added to the treasury.

Over 300 delegates are in Portland to take part in the chapter proceedings, which began Tuesday morning with the ritualistic opening ceremony, a feature of which was the receiving of the Grand Chapter colors. The address of welcome to the delegates was made by Mrs. Lena C. Mendenhall, worthy matron of Corinthian Chapter, No. 34. The response was made by Mrs. Margaret V. Hayter, associate grand worthy matron, who will probably this year be elected to the office of grand worthy matron.

COLONEL WINS ONE DELEGATE

KENTUCKY DISTRICT IS SPLIT DESPITE PROTEST.

Taft Now Has 324 Delegates

One District in California Goes to President—Fourteen Taft Men Sent From Louisiana—Six More Under Consideration Today.

Chicago, June 13.—This week's work of the republican national committee has added 123 delegates to the catalogue of Taft strength on the temporary roll call of the republican national convention. With 201 instructed and uncontested delegates credited to him, they bring the total up to 324, not counting other contests among the 130 cases to be passed on by the committee, delegates instructed for Taft.

The precise number is the subject of much dispute, however, and it cannot be stated how many of these contests Taft will win. The cases decided Monday were those of the Indiana delegation at large, four in number, and district delegates from the first, third and thirteenth districts, 12 in all. The contest in the fourth district was withdrawn and the committee confirmed the sitting of two Taft delegates.

One delegate for Colonel Roosevelt, the first awarded him since the national committee began the contest cases last Friday, and 17 for President Taft, were the net results of Tuesday's session of the committee. The one placed in the Roosevelt column was D. C. Edwards, from the eleventh district of Kentucky. The Taft forces on the committee refused by a vote of 33 to 19 to seat both the Roosevelt delegates whose places were contested, but agreed to a split, which gave Colonel Roosevelt and President Taft each one delegate from the district.

President Taft won six Arizona delegates-at-large and his delegates from the fourth California district were seated at the session yesterday. The debate over the California case, including the conflict between the primary law and the official call of the committee, was bitter and at times sensational. The governor of California refused to dignify the proceedings by appearing before the committee. He said he would not try the title to property before the "thief who stole." Francis J. Heney, defending the Roosevelt claimants, "warned" the president against "receiving stolen goods."

Six delegates-at-large and eight delegates from four districts in Louisiana were also added to the Taft column yesterday. The committee today has under consideration contests in the third, fourth and fifth Louisiana districts. The Lorseil or "black-and-tan" delegation from Louisiana was seated by a vote of 42 to two. The Roosevelt contests were withdrawn by Pearl Wight, national committeeman.

The situation as it stands today is as follows: Whole number of delegates... 1,078 Necessary for nomination... 540 Instructed for Roosevelt—uncontested... 411 Instructed for Taft—uncontested... 291 Instructed for La Follette—uncontested... 36 Instructed for Cummings—uncontested... 10 Uninstructed (including New York's 99)... 166 Contested... 254

Of the 254 contested delegates, Taft has been awarded 123 and Roosevelt 1, giving Taft an uncontested delegation of 324 and Roosevelt 412, with 130 contests yet to be decided.

LADIES PLEDGE TWO

Polytechnic School Will Profit By Scholarships as Result of Rose and Strawberry Carnival.

At the last regular meeting of the Ladies' Civic Improvement Club, held Tuesday afternoon, it was unanimously voted that the club would guarantee two scholarships for the Polytechnic School that will open here next September. A canvass of the receipts and expenditures of the carnival show a substantial sum in the balance and the ladies desire to put the money in a place where it will do the most good. They also voted to give \$100 towards new seats in the park. These seats will be on the ground by the opening of chauntiqua, if possible, and will be of great value to the chauntiqua assembly during that session. This makes a total of \$350 donated to public use at this time and shows that the ladies have not been idle during the past months. The club adjourned until September.

Rug Weaving.

J. B. Wolf of the Reliable Rug Factory of Corning, Cal., is stopping at Hotel Park, taking orders for rug weaving. Please write and address general delivery, or phone 163.

Cooked Food Sale.

The Relief Corps will hold a cooked food sale at G. A. R. hall Saturday, beginning at 10 a. m.