

MEDFORD MAIL TRIBUNE

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Official Paper of the City of Medford.

GEORGE PUTNAM, Editor and Manager.

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SETTLE THE WATER MUDDLE.

Now is the time to settle Medford's water muddle. Delay only injures the city.

If compromise is necessary, compromise, if it can be done advantageously. Anything rather than to let matters drag as they have been doing.

The Mail Tribune cannot be accused of undue friendliness to Wasson canyon or to Mr. Hanley. It does not believe the latter's course or methods justifiable. Still it is a matter of vital importance to the city that the people secure pure drinking water and the expensive gravity pipeline be completed and saved from deterioration and ruin.

It is humiliating that Mr. Hanley, through Judge Hanna's injunction, has secured the whip hand, but the matter has passed the sentimental stage, and become a matter of dollars and cents. There is more to lose by continued deadlock than by compromise. Soon the Fish Lake ditch water will be cut off—unfit for use and filled with sediment—and the city must resort to muddy Bear creek, while its unfilled wooden main deteriorates and the city is without proper fire pressure.

If a compromise is effected, the city will secure double its purchased water supply, or a total of 550 miners' inches, sufficient for a city of 50,000 inhabitants, and the cost of the water is reasonable. In addition, the city will save a mile and a half of water main, which will help defray the bill.

JUDGES AND JUSTICE.

A few days ago one of the circuit judges of Multnomah county wrote Governor Benson stating in effect that Harry Daly, under sentence of death, should not have been convicted of any higher degree of murder than the second, and that his conviction of murder in the first degree was due to popular clamor and prejudice growing out of the killing of Fisher by Finch about the time of the trial.

The question that would naturally suggest itself to the mind of the layman is: What kind of judge is this? What manner of man is he that will sit on the bench and permit a jury to convict a man of murder in the first degree when under the law the evidence would justify a conviction of no higher degree than the second?

Blackstone said the trial judge should act as counsel for the prisoner. He at least should see that he had a fair trial. Every human impulse demands that a prisoner on trial should be protected from a conviction unwarranted by the evidence. It is in the province of the judge and his only to prevent this. If there is no evidence of a certain crime or degree of crime, the judge should so instruct the jury. If the jury returns a verdict against the evidence the trial judge should set it aside. A judge who attempts to atone for his errors in this regard by recommending the governor to commute his sentence may ease his conscience, but he also proves that he is lacking in what should be deemed the highest attributes of a just judge—fearless courage and independence of thought.

A DRUGGED SOIL.

Artificial fertilizers, phosphates and nitrates chiefly, act upon the soil as drugs act upon the human body, according to investigations just completed by the bureau of soils of the department of agriculture.

Although there are some experiments and some tabulation of results yet to be made, the scientists have gone far enough to evolve a theory that may upset present-day methods of agriculture and incidentally put out of business firms selling artificial fertilizers. The saving to the farmers will be something like three billions annually, it is estimated.

The new theory is based on a series of experiments that have been conducted during the past summer and for several years prior to this season. They all tend to show that there are natural agencies at work in the soil that will replenish worn-out "soil tissue" just as the worn-out tissues of the body in man are replaced by agencies inside. Only in the case of man there is usually a limit to this process, whereas in soils the scientists have observed some wonderful results from soils long ago abandoned as useless.

The products of the soil are in all cases the best fertilizers, according to this theory, and can be relied upon to give back to the ground that which the vegetation takes out. The most surprising analogy that has been drawn from the experiments just concluded is that, just as in the case of the human body, so in the cases of soils, artificial restoratives can weaken and render it incapable of producing anything without the artificial stimulation which it has come to expect.

A "drugged soil" may sound peculiar, but that is the term applied by the agricultural department experts to large sections of our country where phosphates and nitrates are used in any great quantity on crop-producing ground for any length of time. The tendency is, say the scientists, for the crops to draw their strength from the artificial fertilizer and not from the natural soil itself, and the thousands of bacteria that are known to be carrying on their work of reconstruction in soils as well as in living tissues, are not active and soon become useless altogether.

Sensible rotation of crops will produce much better and more lasting results than the artificial fertilization of soils, say the experts.

DIVORCE GREAT EVIL OF TODAY

So Declares Archbishop Before Large Kansas City Audience—Flays Socialism and Apartment Houses.

(United Press Leased Wire.)

KANSAS CITY, Mo., Nov. 15.—Divorce, socialism and apartment-houses, according to Archbishop John Gleason of St. Louis, are the threatening evils of the American commonwealth today.

In an address before 6000 persons in convention hall last night the archbishop said:

"Every divorce granted is a challenge to Almighty God, and a declaration that man can make better laws than he.

"Apartment houses are only a second evil to divorce. In many places parrots supplant children because of the requirements of landlords. This should not be. A wife and a parrot do not constitute a family any more than an apartment house constitutes a home."

THUGS SHOOT AND KILL LOS ANGELES COACHMAN

(United Press Leased Wire.)

LOS ANGELES, Cal., Nov. 15.—The police today are combing the city in an effort to run to earth the three thugs who shortly after midnight shot and instantly killed P. A. Widdell, a coachman, in West Twenty-third street, the most fashionable residential section of the city.

Ten minutes before the murder of Widdell the footpads fired four shots at W. B. Elms, department manager of the Broadway department store, who was hurrying toward his home with a large sum of money in his pockets. Elms refused their commands to halt and made his escape amid a fusillade of bullets from their revolvers.

Within five minutes after Widdell had been shot down, scores of citizens were helping the police search for the trio. Good descriptions of the murderers were furnished by persons who, attracted by the shooting, saw the men running from the spot, where their victim lay beneath a brilliant arc light.

Widdell's pockets were rifled and two bullet holes in his head showed that his death probably was instantaneous.

One suspect was arrested by the police, but released when he proved an alibi. Chief of Police Bishman today detailed a dozen detectives on the case.

SHOOT AT TOMCAT AND KILLED A HORSE

(United Press Leased Wire.)

VALLEJO, Cal., Nov. 15.—With his nine lives still intact, Tom, the 9-year-old cat, a family pet of C. L. Winchell, is licking his pink nose today after a narrow escape from a violent death, yesterday.

He owes his life to his fleetness of foot and the bad aim of Milton Donnadieu, a grocer boy, who was delegated to snuff out Tom's life via the shotgun route. Incidentally Donnadieu is looking for another job and Winchell for another horse; for the grocer boy's aim was faulty and when he shot at Tom he killed Winchell's horse.

Donnadieu had driven into the suburbs. With him was the aged feline, marked for execution.

Preparations were completed; Donnadieu was aiming his deadly gun in the "Dead-Eye Dick" style. Then Tom, feeling that all was not well, erected "like a pine tree cone," and "beat" it for his life.

Donnadieu drew a hasty bead. Bang, bang! both barrels.

With a howl of terror Tom let out another point in his high speed throttle and swung around a turn in the road. The horse browsing nearby dropped dead, two charges of shot lodged in its head.

PORTLAND CLERKS ARE TO HAVE EASIER TIME

PORTLAND, Nov. 15.—As the result of a conference between O. P. Hoff, state labor commissioner, and the prominent merchants of Portland, it has been agreed by the latter that beginning January 1 next the hours of employment for clerks in department and other stores will be reduced.

It has not been decided yet whether the stores in effecting a shorter work day will close 30 minutes earlier at night or open for business half an hour later in the morning. Mr. Hoff reports that he explained at the conference that the schedule of hours followed by many of the stores, particularly so far as women are concerned, amounted to a technical violation of the state law which prohibits the employment of a woman for more than 10 hours a day or 60 hours each week.

The effect of the agreement reached will be to insure for this class of employes a uniform workday of nine and one-half hours.

Marriages Licenses Issued To N. J. Garrett and Eva Macabee, To E. A. Hefler and Catherine Toff.

MUSHET ASKS FOR RECOUNT

Friends Believe That Late Primary Candidate for Mayor in Los Angeles Will Secure Place After All.

(United Press Leased Wire.)

LOS ANGELES, Cal., Nov. 15.—Supporters of William C. Mushet, candidate for mayor of Los Angeles at Wednesday's primary elections, today are awaiting a reply to the request for a recount which their candidate addressed to George A. Smith.

According to the figures announced by the city clerk, Smith, who is the candidate of the Republican organization, defeated Mushet for a place on the final ballot, which will be voted December 7, by 51 votes. Mushet's adherents claim irregularities in the count, declaring that in the 45th precinct, fourth ward, where no votes were recorded for their candidate, 29 were cast for him.

Late last evening Mushet communicated with Smith, asking that he consent to the institution of a friendly contest. Smith has not yet replied, but the Mushet men believe the request will be granted.

SCIENTISTS DENY DEATH DUE TO THEIR NEGLIGENCE

(United Press Leased Wire.)

PALO ALTO, Cal., Nov. 15.—Christian Scientists in this city today are denying that Mrs. Sarah A. Sanborn died of "chronic pericarditis," due to the neglect of proper medical attention, by the request of the "deceased," as was charged in the verdict of the coroner's jury which sat on the case.

Mrs. Sanborn died yesterday. Owing to the fact that she died without medical attention the city health officer, Dr. C. H. Boxmeyer, ordered an investigation into her death.

Dr. Margaret Evans testified to the effect that water was drained from the patient's pleural cavity, the amount of water being from one to two quarts daily. Three weeks ago she was notified that her attendance was no longer needed, as Mrs. Sanborn had determined to try Christian Science treatment.

Miss Molly A. Howe, a Christian Science practitioner, stated on the stand that she had notified the patient of her condition shortly before her death and asked her if she wished a regular physician, but Mrs. Sanborn replied in the negative.

Mrs. Sanborn was 52 years old. She leaves two daughters, Mrs. H. E. Congdon of Palo Alto and Mrs. Dora Cahn of Fresno.

GIRL WITH DREAMY EYES TESTIFIES IN MURDER CASE

(United Press Leased Wire.)

CHICAGO, Ill., Nov. 15.—Miss Annie Kolb, "the girl with the dreamy eyes," was the principal witness today in the trial of Dr. Hildan, Cleminson, accused of murdering his wife.

The girl, who stated that she met Cleminson when she was about 17 years of age, said that the physician posed as a single man. In denying that he had ever paid her room rent, Miss Kolb stated that he did not have money enough for that.

After the death of Mrs. Cleminson the girl stated that she visited the doctor in jail. There she says the physician made the following statement to her:

"The less you have to say about this case the better."

Then Miss Kolb testified that she was given \$500, which she spent in traveling through the middle west and California. When the money was all expended she says that she returned home. She denied that Cleminson ever performed an operation on her.

DEAF MUTES HAVE HARD TIME WITH RUNAWAY TEAM

SEATTLE, WASH., Nov. 15.—Albert E. Hole and Mathew Tresse, deaf mutes, are experiencing some difficulty today in conversing with each other as they rest on adjoining cots in the city hospital by reason of sundry bandages which encumber their fingers and partly cover their eyes.

The two young men received their injuries last evening, when a runaway team knocked them, into the gutter, despite the frantic yells of warning directed at them by persons on the sidewalks. Unconscious of the approaching runaways, the men stood on the cross walk at Third avenue and Yester way and continued to excitedly debate some absorbing question. Both were tumbled over and bruised and cut about the head and arms. At the hospital where they were taken it is stated that neither sustained serious injuries.

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TARIFF BEGINS TO HIT MEDFORD

Saloonmen Will Have to Put Higher Prices on All Imported Liquors Owing to Enforcement of New Law.

The new tariff law, which went into effect on November 1, is beginning to be felt in this city for the first time, and in a way that was not expected. The new law makes an increase of 20 per cent in the duties on French wines and liquors and 10 per cent on all English and Scotch goods. The saloonmen in Medford are planning to get together and make corresponding prices in the retail price.

ACTIVITY EXPECTED TO CITY PROPERTY.

The Medford real estate men are apparently just as busy nowadays as they were earlier in the season, and many of them claim that they are really doing a better business than during the rush from the overflow of the Seattle fair.

"When the tourists were coming through," said one prominent dealer, "there were at least five 'fox riders' to every three investors. People traveling through stopped here and found the opportunity to see the Rogue River valley open to them at a trifling expense—just indicate that an investment was possible and we would do the rest—but with all that it was not lost time and money, because the valley will get a lot of free advertising from these people, when they come to rehearse the incidents of the trip this winter in their several homes in the east. The people who are coming in now, however, are of a different class. They are the real investors. They drop in, look around for several weeks, perhaps, make inquiries of conditions, prices, etc., and when they decide to buy they know what they want, the price they are prepared to pay and all about it, and, besides, have the money to pay for their purchases."

The next few days will show some good-sized deals in valley real estate, both city and suburban.

The activity will be mostly in city property probably in the matter of new deals, as the recent rains has made the matter of showing orchard property somewhat difficult.

IAP EASILY PUTS HIS OPPONENT TO THE MAT

(United Press Leased Wire.)

SEATTLE, Wash., Nov. 15.—Using his opponent's neckband as a tourniquet, Tokoguro Ito, northwest jiu-jitsu champion, choked George Braum of San Francisco into unconsciousness twice and easily won his match in jiu time. The first bout lasted two minutes and twenty seconds, and the second was over in 43 seconds, Braum being limp and helpless from lack of air in his lungs. He never had a chance. It is so fast that he makes the average wrestler look like a chunk of cold molasses, and he outclassed Braum in strength as well as in knowledge of jiu-jitsu.

The new form of "sport" seems to have taken the popular fancy, more than 1200 persons attending the affair last night.

Notice.

The W. C. T. U. will hold their regular weekly meeting at the Baptist church on Thursday afternoon at 3 o'clock. Until further notice the time will be 3 o'clock instead of 2:30 as formerly.

Which is the best, purchasing cheap trees from an unreliable nursery and saving a few pennies on the purchase price and lose thousands of dollars later, or buy the best at a fair price from the Yakima Nursery and save thousands when your orchard comes into bearing? Think of this before you buy. L. E. Hoover, agent. 202*

WE DON'T BELIEVE YOU CAN BEAT THIS:

Thirty-two acres in this tract, fine fruit land, about two miles from a shipping point. The buildings consist of a five-room box house, good-sized barn, etc. There are 12 acres of 5 and 6-year-old apples, mostly Newtowns, with commercial peaches planted between as fillers. Also three acres of young pear trees and some family orchard. Four acres in alfalfa. Six or eight acres of timber, mostly oak and laurel. There is a pumping plant on the place which supplies water for the garden and alfalfa, equipped with gasoline engine. About 40 rods from a good school. Has rural mail delivery and telephone. Price \$10,500. Terms.

W. T. YORK & CO.

DUNLAP TO BOOST VALLEY IN EAST

Will Attend Illinois State Horticultural Society and Tell of Rogue River Valley.

(Mail Tribune Special Service.)

CENTRAL POINT, Or., Nov. 15.—A. J. Dunlap, the well known fruit raiser, is preparing to leave for an extended trip throughout the east. He will go directly from Central Point to Urbana, Ill., where he will represent the Medford and Central Point Commercial clubs at the annual meeting of the Illinois State Horticultural society. He will take with him a large amount of literature of Medford and Central Point and will devote his time to inducing easterners to come to southern Oregon.

Mr. Dunlap's knowledge of the farming and fruit raising situation in Oregon, and likewise in Illinois, makes him an excellent representative for this community.

BLAINE KLUM PATENTS ADVERTISING DEVICE.

Blaine Klum has received letters patent for a unique advertising contrivance, and will leave shortly for San Francisco to confer with manufacturers and agents for the proper placing of the apparatus.

It is designated as an advertising hat rack. The contrivance has the appearance of an ordinary hat and coat rack, but with the difference that when the garment is hung on the hook a bell is rung and an advertising card appears above.

Mr. Klum applied for a patent several months ago, and during part of the time the contrivance has been used in some of the public places of this city.

LUMBER SCHOONER ARRIVES AFTER LONG CRUISE

(United Press Leased Wire.)

PORT ANGELES, Wash., Nov. 15.—The lumber schooner Alice McDonald, Captain Berson, is in port today after an eventful voyage from Mazatlan, Mex., which required 72 days. Serious alarm had been felt for the safety of the vessel.

When their mudhook went into the harbor here, Captain Berson and his men heaved a sigh of relief, as they had not felt safe for many days.

The McDonald left Mazatlan, Mex., on September 1, and when one day out encountered a terrific gale which stripped the schooner of part of her sails. Following this experience, the vessel was becalmed, lying practically in the same spot for 29 days. On October 30, Captain Berson sighted Cape Flattery and succeeded in making the cape again next day, but was beaten by the heavy gale then prevailing off that part of the coast and driven to sea and far to the northward, bringing up 50 miles to the northwest of Cape Beale.

Cape Flattery was made again on November 10, and this port was finally reached yesterday afternoon.

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