

Subscribers Not Receiving Their Papers Promptly Will Confer a Great Favor by Notifying the Office At Once.

THE WEATHER.

Tonight and Wednesday—Cloudy, warmer; frost. Monday—High 50, low 25; range 38.

MEDFORD MAIL TRIBUNE

Full Leased Wire Report. United Press Association. The only paper in a city the size of Medford having a leased wire.

FOURTH YEAR.

MEDFORD,

OREGON, TUESDAY, NOVEMBER 16, 1909.

No. 206.

CUMMINGS TAKES OVER FISH LAKE CO.

SYNDICATE PLANS TO PLACE 55,000 ACRES UNDER WATER

NEW IRRIGATION SYSTEM TO COST OVER \$1,250,000

Plans Not Fully Matured But Work Will Start Soon—\$25,000 Already Has Been Spent on Surveys.

After spending between \$25,000 and \$30,000 in preliminary surveys since taking an option on the properties of the Fish Lake Ditch company early in the summer, the control of that company has passed into the hands of Fred N. Cummings as the representative of a syndicate. The syndicate plans to commence active construction work at once upon an irrigation system which, when completed, will place water upon 55,000 acres in the Rogue River valley and will cost \$1,250,000, including the purchase price of the present system.

Since the time when the option was given surveying parties have been in the field for the syndicate and after spending thousands of dollars in this preliminary work Mr. Cummings recently went to San Francisco, where he took over the control of the present system.

The plans of the new company have not as yet matured, but they expect to start work in the very near future upon their new system. The old canal will be made twice the size of the present one and many new lines are to be run in the valley, placing 55,000 acres of land under water.

The surveys made during the summer are complete and show every change in elevation in the valley. From these maps it is possible to lay off canals which will furnish water to the greatest number of acres.

While the consideration is not given, it is known that it ran up into six figures.

Within a week Mr. Cummings expects to have his plans in such shape as will enable him to give further details in regard to the future of the company.

KISS PHOTO OF PRETTY GIRL; ARRESTED FOR BIGAMY

SEATTLE, Nov. 16.—Because her husband affectionately kissed and admired the photograph of a pretty woman which she has discovered to be the likeness of Garnet Wear Mitchell, whom he is alleged to have married eight years ago and deserted, Mrs. Mabel Mitchell has sworn to complain here charging James R. Mitchell with bigamy.

To prosecuting Attorney Lundin, Mrs. Mitchell said that she married Mitchell in this city in 1907 and that he told her the picture he so much admired was that of his dead sister. She says she has learned that it was not that of his sister, but of a woman whom he married and with whom he lived several years at Walsenburg, Colo. Mitchell was a former civil engineer.

MARKING OUT AERIAL ROAD FOR AEROPLANE

PARIS, Nov. 16.—Committees of the Aero Club of France are working out an aeroplane route from Paris through Bordeaux to Beyritz, the famous resort on the Spanish frontier today.

Aviators have been urging for some time that the Aero Club outline a public route for the artificial birds to Biarritz and publish a list of the land marks by which the aerial road may be followed. The aero club recently appointed two committees, one for a route to Bordeaux and the other for a route from Bordeaux to Biarritz. The committees are working today for a unification of plans.

REBUILDING THE PRESS CAUSE OF SMALL PAPER

On account of rebuilding the Mail Tribune press for several days the paper will appear in abbreviated form.

LIQUOR CASES ARE DISMISSED

Owing to Lack of Evidence District Attorney Mulkey Dismisses Indictments Against Saloon Men.

Three indictments returned by the recent grand jury against saloon-men of the county for selling liquor on Sunday and to minors, have been dismissed upon motion of District Attorney B. F. Mulkey. Failure to obtain the necessary witnesses led to the dismissal. The cases in question were:

State vs. Toney Olsen, selling liquor on Sunday.
State vs. Andy Jennings, selling liquor on Sunday.
State vs. Edwin Olsen, selling liquor to minors.

MANY BEARS IN FISH LAKE PASS

Engineer Heidel and Supervisor Erickson Meet Mr. Bruin and His Family Out on Walk.

Benjamin F. Heidel, assistant engineer of the bureau of good roads, and M. L. Erickson, supervisor of the Crater National forest, who have just returned from a trip to the Fish Lake pass, where Mr. Heidel went to locate a road for the forestry service, report bear plentiful in that section. While out one day they met Mr. Bruin, his wife, mother-in-law and a brother, to say nothing of a bouncing young son, at for a stroll. The two officials, like true sons of Uncle Sam, stood their ground and with a 32 Colt's succeeded in driving the brutes away.

The boys also report duck plentiful on Fish Lake, but ice is forming and it is difficult to get them. Snow is now some 18 inches deep and prevented Mr. Heidel from completing his work of locating the road.

DOMESTIC TRAGEDY IS FOLLOWED BY TWO DEATHS

ORANGE, Cal., Nov. 16.—Following a supposed domestic tragedy which resulted in the killing of Roland Fletcher by W. W. Downs, a local lumberman, who then committed suicide, the bodies of the two men today lie side by side in the city morgue at Santa Ana.

Downs, who has been separated from his wife for some time, went to his home in this city last night in hopes of effecting a reconciliation. He found Fletcher with Mrs. Downs. Drawing a revolver, the angered husband fired four shots into Fletcher's body, killing him instantly. He surrendered to Marshall Jernigan who relieved him of the weapon.

While Jernigan was telephoning for the coroner, Downs drew a second revolver from his pocket, and fired a bullet into his own head. He died three hours later at the county hospital at Santa Ana.

Henry Stenway of Grants Pass spent Tuesday in Medford visiting friends.

ACKERMAN IS PLEASED WITH LOCAL SCHOOLS

In Address at High School Building He Speaks Words of Praise for Jackson County Schools.

The auditorium at the high school was well filled Monday evening with a representative Medford audience, who gathered to hear State Superintendent of Schools J. H. Ackerman, on the subject of education. The program opened with a violin and piano selection by Profs. Romanoff and Fields, which the audience heartily applauded.

Mr. Ackerman stated in opening his address that he had just finished a tour of the rural schools of the county, and that he was more than agreeably surprised by the high standard of the schools, both in scholarship and deportment.

It is rarely found, said the speaker, that the standard of the schools is above the business and moral standard of the community, and progress follows the same lines in either case.

One of the means of raising the standard of the schools and incidentally that of the community is co-operation between the home and the school. Let the parents make a friend of the teacher of their children and by the knowledge gained from such association judge the merits of the controversies which occasionally arise between teacher and pupil. Following this system much of the friction would be eliminated to the betterment of both pupil and teacher.

Medford has the distinction of being the first city south of Portland to add to the curriculum a commercial and a manual training department.

Mrs. Ed Andrews rendered "Sing, Smile and Slumber," by Gounod, in the charming manner which Medford music lovers are accustomed to expect from her. The audience would have kept her singing for hours had she been willing to respond to the encores.

WIDE SPREAD COMMOTION SAVED LERROUX'S LIFE

MADRID, via Hendaye, Nov. 16.—Alexandre Lerroux, leader of the republicans in Spain, is held responsible by the government for the recently issued socialist manifesto urging local organizations of the socialist faith to co-operate with the republicans in effecting a political overturning in Spain.

From the time Lerroux returned to Spain from exile ten days ago there have been signs of the deepest official anxiety concerning his doings, but for the widespread commotion which followed the execution of Professor Francis Frera, Lerroux would undoubtedly have been in jail and well on the road toward facing a firing squad today.

POPULAR YOUNG ASHLAND GIRL PASSES GREAT DIVIDE

ASHLAND, Nov. 16.—(Special.)—After an illness of but two weeks, Miss Clara E. Galbraith, daughter of Mr. and Mrs. James Galbraith passed away at an early hour yesterday morning. Deceased was 18 years of age, and very popular among her acquaintances. Death resulted from blood poisoning. The family has the deepest sympathy of the entire city, this being the third death in the family within a year. The funeral service was held in the Congregational church this afternoon, and was largely attended.

The new Crater Lake club will be formally opened on Friday evening.

MISS STEINHEIL IS TO RENOUNCE WORLD

PARIS, Nov. 16.—Mlle. Mathilde Steinheil, daughter of Madame Marguerite Steinheil, the "red widow," is to become a nun. At the time of her mother's arrest for the alleged crimes Mlle. Mathilde was engaged to a young Parisian, who immediately broke the engagement when disgrace threatened the family of his betrothed.

ROGUE APPLES CROWD'S CHOICE SPOKANE SHOW

Tronson & Guthrie's Car Attracts Greatest Attention of Any Exhibit in Spokane Apple Show.

(Mail Tribune Special Service.) SPOKANE, Nov. 16.—If the admiring throngs who flocked through the grounds of the National Apple Show here yesterday and today were to ballot on the exhibits, the car-load of Spitzbergs shipped by Tronson & Guthrie of Eagle Point, Ore., in the Rogue River valley, would carry off the grand prize. The exhibit is a splendid one and is attracting much attention, more perhaps than any other car.

The car of Newtown Pippins from Ashland, Ore., arrived too late to be unpacked but it is believed that the judges will make allowances. They are splendid apples. The Hood River car has been shipped on east to Chicago. Hood River growers say that the change in rules made it impossible for them to exhibit their car. The Hood River exhibit is small.

Thousands of people are in attendance.

BOYS HAVE FUN WITH OLD BEAR

Phoenix Men Meet With Bruin and After Exciting Time Get Away With She Bear and Cub.

And now comes Fred and Art Turry, not only with a bear story, but with the bears and as a sequence the Hotel Turry at Phoenix was able to tuck the palates of their guests with nice fat juicy bear steaks. The Turry Bros. own and operate a large cattle ranch on Dead Indian and were gathering beef cattle when this story was enacted. It seems from the testimony that the boys who went loaded for bear, were in camp towards the evening and knowing the country saw unmistakable signs of bear. Next morning not far from camp as riding after cattle through the timber they espied a young cub bear in a tree, being old and accustomed to the game they instantly suspected the mother bear was in the vicinity; for had they long to wait for the mother bear, fearing for the safety of her young, spied the hunters from her hiding place and with a savage growl made for the two hunters. No time to run, they simply had to fight. Bullet after bullet was pumped into Bruin until within ten feet a fatal shot placed in the head of the mother bear ended the conflict. Attention was next directed to the cub in the tree. One well directed shot was all that was needed to fetch the bear down from the tree. The two bears were dressed and proved to be in prime condition, very fat and juicy. The fur, too, was in its prime, and both hides now in the hands of a taxidermist, will shortly adorn the Turry home as silent but positive evidence of the power of the Turry brothers as bear hunters.

CHERRY MINE FIRE STILL RAGES

Chicago Fire Chief Accompanied by Trainload of Apparatus Rushes to Aid Fight Against Flames.

IS NOW SUICIDE FOR ONE TO ENTER MINE

If Flames Cannot Be Quenched by Water, Gas Will Be Used, But This Means Death to Possible Survivors.

(United Press Leased Wire.)

CHERRY, Ill., Nov. 16.—The officials in charge of the St. Paul mine devoted their time today in fighting the flames and no effort was made to re-enter the lower levels in the search for entombed miners.

Chief Moran of Chicago fire department, with five expert assistants, arrived here on a special train this morning bearing 50,000 gallons of water, 5000 feet of hose and chemicals.

A hole was cut in the cover of the main shaft and the hose dropped down in the hope of extinguishing the fire in that way. If this fails carbonic acid gas will be forced into the mine. If this plan is resorted to the miners declare that it will not only put out the fire, but it will also kill any of the entombed men who may be still alive.

Suicide to Enter Mine. It is claimed that it would be suicide for anyone to enter the mine today.

While the rescuers hope to resume work tomorrow, they may not be able to enter the mine for several days.

The authorities are today making preparations to prevent any outbreak that may occur when the bodies are brought to the surface.

The survivors are bitter against the company, charging that the disaster would not have occurred if the electric cable had been promptly repaired. They allege that the torches in the stables were unnecessary. The miners also are angry at Engineers Raisbeck and Crowley, who were in charge of the cages when the fire started.

Crowley has admitted to the coroner that he refused to raise the cage bearing 12 rescuers because he was not ordered to do so. Raisbeck has been sent out of town and Crowley will probably leave today.

An official of the St. Paul mine who called a roll of its employes today declared that not over 275 men are still in the mine.

COULDN'T STAND PROSPERITY SAYS WIFE IN DIVORCE SUIT

(United Press Leased Wire.) SEATTLE, Nov. 16.—Prospective prosperity was too much for Quentin Dresser, according to the statements in papers for divorce filed by Mrs. Virginia A. Dresser. Alimony of \$50 a month and the custody of two dogs, jointly owned by the couple, is asked. The marital differences of the Dressers arose according to the complaint when news of a bequest of \$12,000 from Dresser's uncle was received. Up to this time Dresser, who is a book-keeper, had lived very quietly and had contrived to save several hundred dollars from his salary. Mrs. Dresser states the first intimation she had of the bequest was on the occasion of her entertainment of the Society of Mothers, when her husband, she says, fell in the front door at 3 o'clock in the afternoon with what had been a quart of oysters and a large sirloin stake pinned to his overcoat with a safety.

This unusual manner of market quite naturally excited the members of the society and caused the plaintiff much humiliation.

DARROW RUSHES TOWARD SPOKANE

SPOKANE, Nov. 16.—Clarence Darrow, who acted as attorney for Moyer and Haywood two years ago when they were tried in Idaho for complicity in the alleged killing of Ex-Governor here from Chicago to prosecute the habeas corpus cases brought by imprisoned Industrialists.

CASH REGISTER RIFLED BY BOLD NIGHT MARAUDER

Confectionery Establishment on Corner of Seventh and Central Avenue Proves Rich in Loot for Burglar.

A burglar some time Monday evening broke into the confectionery store on the corner of Seventh and Central avenue and rifled the cash register, getting in the neighborhood of \$30. The butcher shop next door was also entered, but nothing but a few pieces of change were to be had there.

Entrance was gained to the confectionery store through a rear side door. Nothing evidently had been touched in the store but the register.

Absolutely no clue was left and there is but little hope of apprehending the culprit.

Of late a large number of petty robberies have been reported. The annual migration of Weary Willies to the south is on and this probably explains matters.

FOOTBALL BOYS LOSE HARD-EARNED COIN

Payment Stopped on Check Issued as Payment of Idaho's Share Gate Receipts.

(United Press Leased Wire.)

EUGENE, Or., Nov. 16.—Manager Goodman of the University of Oregon football team has stopped payment of a check for \$659, representing the Idaho University's share of the gate receipts at the football game between those two teams Saturday on receipt of a telegram from Manager Henry Smith that he had been robbed of the check.

Sunday night while the train on which they were en route to Moscow stopped at Colfax, Wash., a few minutes Smith alighted from the train to take a little exercise. While strolling on the platform two men seized him by the arms and went through his pockets, taking the check and disappeared.

The team had their tickets paid for and enough spare cash to reach home.

WOMAN'S FACE SLAPPED; GETS DAMAGES FOR \$1200

(United Press Leased Wire.) HOUILAM, Wash., Nov. 16.—Mrs. Leslie Howells is \$1200 richer today as a result of a verdict for damages to that amount against John Winters a wealthy merchant of this city, in the superior court yesterday. Mrs. Howells insisted that Winters had slapped her face during an altercation over the return of an unsatisfactory article of apparel purchased from the defendant's store. Miss Bloomquist, who had been summoned as a witness, failed to appear in court yesterday and was taken in charge by the sheriff on a bench warrant and hurried to the court room in an automobile.

The Medford Commercial club will hold a regular session Wednesday evening.

HANLEY CASE UP LAST OF WEEK

Judge Hanna Promises City Attorney Neff Soon to Try Case Out and Render Early Decision in Case.

UNIMPORTANT STEPS WERE TAKEN YESTERDAY IN CASE

After Case is Tried if City Loses Out Matter Can Be Taken to Supreme Court on Trial.

The case of the city of Medford vs. M. F. Hanley for a right of way across the Hanley premises on Little Butte creek will come up in the circuit court during the last of this week or the first of next. Judge H. K. Hanna has so promised City Attorney Neff. He has further promised an early decision in the case. If the decision is not favorable to the city it can then be carried to the supreme court.

On Monday Judge Hanna ruled on several unimportant matters striking some things from Attorney Neff's answer as offered by Attorney Reames and sustaining other parts.

The part of the motion overruled was that part of the answer which alleged that an attempt had been made by Hanley and the city to enter into a contract, which contract was made part of the answer. The objections alleging that no other contract had been entered into; and those alleging that the right of way sought across Hanley's premises was not for the purpose of diverting the waters of Wasson canyon, but for the purpose of conducting those of Little Butte creek, were sustained.

WOULD SECURE ASHES OF DEAD NOBLEMAN

(United Press Leased Wire.) LARKSPUR, Cal., Nov. 16.—It is charged by the widow of Chevalier August Chamon, the hero of Pokia, who died of tuberculosis here recently, that relatives are making efforts to secure the ashes of the dead nobleman from here.

The man died in abject poverty. He had been divorced from his first wife in New York shortly before he lost his second fortune. Ill health drove him west, where he married the woman who had nursed him in the east, Miss Elizabeth Dollar.

ANOTHER DIVORCE FILED IN ARMY CIRCLES

(United Press Leased Wire.) SAN FRANCISCO, Nov. 16.—Lieutenant John Symington, first United States cavalry, who recently arrived from the Philippines, is taking preliminary steps today toward suing his wife for divorce. Before her marriage Mrs. Symington was Miss Stella Ducat, a famous army belle. Her father is Lieutenant Colonel Arthur C. Ducat of the Twentieth infantry.

MOTHER SAVES ALL HER CHILDREN BUT ONE

(United Press Leased Wire.) LOS ANGELES, Cal., Nov. 16.—In an early morning fire that destroyed the home of Mrs. Eliza Stuart, colored, her 5-year-old son, Floyd, was burned to death. The fire was caused by the overturning of a kerosene lamp. Mrs. Stuart rescued the older children from the burning building, but in the excitement little Floyd was forgotten. His charred body was found in the ruins by searching firemen.

The city council will meet at the city hall in regular session this evening.