

DEFENSE SHOWS HAND COAL CASES

Had Gentlemen's Agreement Regarding Turning of Claims Over to the Guggenheim Interests.

(United Press Leased Wire.) SEATTLE, Nov. 20.—That the Cunningham coal land entrymen had a gentlemen's agreement to consolidate their claims and work them in common or sell them out in a body to the Guggenheims, but that it was such a binding compact as to involve the integrity of the individual titles of the entrymen, is the defense to the government's charges of fraud and collusion indicated by the preliminary showing in the Alaska coal land cases.

GOVERNMENT WINS CASE.

(Continued from page 1.)

different cities. Notable sessions were held in New York, Washington and Chicago. In New York the high officials of the Standard Oil company, including John D. Rockefeller, were called to the stand and put upon the grill. The government charged that the Standard Oil company was a monopoly in a restraint of trade and introduced voluminous evidence regarding the methods of the Standard in dealing with its competitors. Kellogg contended that it was shown that the Standard had used ruthless methods of crushing all opponents and had gained almost entire control of the oil business in this country, so that the states were parcelled out in divisions of territory for the various subsidiary concerns. The suit was filed in the United States circuit court for the eighth judicial circuit in St. Louis, November 15, 1908, at the direction of the attorney general. The action was one in equity brought under the provisions of the Sherman anti-trust laws. The control through the Standard Oil company of New Jersey of more than 100 corporations engaged in the refining and marketing of oil was characterized as a conspiracy in restraint of trade.

The government asked for a permanent injunction restraining the holding company from continuing control of its subsidiary corporations and from reorganizing in a such manner that the conspiracy be perpetuated.

The government's complaint against the alleged trust is a printed document of one hundred pages. It recited in detail the steps taken and the methods used by John D. Rockefeller and Henry H. Flagler and others then building up the big oil corporation.

Will Be Appealed.

NEW YORK, Nov. 20.—It was announced at the general offices of the Standard Oil Company that the decision of the United States circuit court at St. Louis in favor of the government in the federal suit to dissolve the parent corporation, will be appealed to the United States supreme court. The officials refused any further discussion of the decision.

FOREST HILL, Ohio, Nov. 20.—The news of the decision in St. Louis in favor of the government's action to dissolve the Standard Oil company, was brought her by the United Press. The private secretary of John D. Rockefeller said that Rockefeller hadn't heard about it and he would have no statement to make when he did.

O-GIVE RECEPTION TO NEW PASTOR ST. MARKS

The Woman's Guild of St. Mark's church will give a reception for the Rev. and Mrs. William Lucas at the home of Mrs. W. T. Beveridge, 202 South Oakdale avenue on Tuesday evening next, from 8 to 10 o'clock. It is earnestly hoped that all residents will avail themselves of this opportunity to meet and welcome Mr. and Mrs. Lucas.

LEFT PASSENGER OUT IN THE COLD

Depot on Rogue River Valley Railroad Remains Locked—Woman Passenger Suffers.

Saturday morning the Rogue River Valley railroad company had such an application for transportation over the road that they were unable to accommodate the people with the motor car and were compelled to make two trips.

This condition has prevailed nearly every morning for the past two weeks and the motor car is always uncomfortably crowded. Once or twice the R. R. V. R. company has seen fit to run a train down from Jacksonville in the morning, but usually the passengers who wish to reach the county seat from Medford must wedge themselves into the unheated motor car, and suffer all the discomforts of the trip in such a conveyance.

Saturday morning among the passengers left over on the first trip was a family consisting of a man, his wife and a small child.

J. C. Barnum, who was operating the motor car, was asked to open the waiting room, which under the law of the state he is supposed to keep open for the accommodation of his patrons, and allow the woman and child to go inside. This he refused to do, saying that the "man"—the party who leases the "depot"—should be around pretty soon and would open up. The woman and child were left there to chill or go somewhere else, while the overcrowded car made the trip to Jacksonville and back.

ROGUE APPLES WINS FIRST.

(Continued from page 1.)

barrel display from Fred Cummings of Norway, Minn., spread consternation among the Washington exhibitors as these worms are declared to be more damaging than the caddling moth.

Ying with each other for the first prize at the show were the products of the orchards of the Yakima and Wenatchee valleys, Spokane county and the southern Oregon fruit raising sections. Back of the efforts was sectional pride. Each of these sections, among others, was represented by carload lots.

Wenatchee was represented by 630 boxes—a carload—of rich, red Winesaps, and a district exhibit, showing all the varieties of apples grown in that section. The carload display, a thing of beauty, attracted wide attention among the visitors. The Yakima valley, a natural and keen rival of the Wenatchee district, was represented by four carload exhibits of Winesaps from Fruitvale, Rome Beauties from Zillah, Spitzenbergs from Sunnyside and Grimes Golden, the apple beautiful, from Nob Hill district. With wide range and variety, the Yakima valley made a strong bid for first honors.

Close upon the heels of Wenatchee and Yakima were Spokane county, with three carload exhibits of Wagner and Winesap apples, and the Rogue river valley of southern Oregon, with carload lots of Spitzenbergs, Newtown Pippins and Winesaps.

Scores of other fruit growing sections of the northwest were represented. Baker Valley, Ore., Prosser, Kennewick, Kettle Falls and Stevens county, Ellensburg, Farmington, Pullman, in fact every spot in the northwest where an apple tree grows, brought its best to the Second National Apple show and it was no small honor that the Rogue River valley won.

GREEK SECTION MEN ARE INJURED ON GREAT NORTHERN

BUTTE, Mont., Nov. 20.—Ten Greek section men were injured today in a wreck on the Great Northern railroad at Raynsford. The disaster incensed two car loads of men who attacked the train crew and the latter fled and had to be rescued by officers.

CITY NOTICES.

151,000 CITY OF MEDFORD, OR. IMPROVEMENT BONDS. Medford, Or., Nov. 17, 1909. The City Council of Medford, Oregon, will receive sealed bids up to 4:30 o'clock p. m., December 7, 1909, for the sale of \$150,000 6 per cent 10-year Improvement Bonds, bids to be accompanied by a certified check equal to five per cent of the amount bid for. The right to reject any or all bids is reserved. Bids to be addressed to Robert W. Telfer, City Recorder. Certified check to be made payable to the City of Medford, Oregon.

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City Recorder, Dated Medford, Oregon, November 17, 1909. 227

ROBERT W. TELFER, ORDINANCE NO. 257.

An ordinance declaring the assessment on the property benefited for the cost of laying a four inch water main on Newtown street and directing the recorder to enter a statement thereof in the water main lien docket.

The City of Medford doth ordain as follows: Section 1. Whereas, the city council did heretofore by resolution declare its intention to lay a 4-inch water main on Newtown street to West 8th street from West Main and to assess the cost thereof on the property fronting on said portion of said street in proportion to the frontage of said property, and did fix a time and place for hearing protests against the laying of said water main on said portion of said street and the assessment of the cost thereof as aforesaid:

And whereas, said resolution was duly published and posted as required by section 116 of the charter of said city:

And whereas, a meeting of the council was held at the time and place fixed in said resolution for the purpose of considering any such protests, but no protests were at said time or at any other time made to or received by the council to the laying of said water main or to the assessment of the cost thereof as aforesaid, and said council having considered the matter, and deeming that said water main was and is of material benefit to said city, and that the amount to be assessed therefor would be benefited thereby to the extent of the probable amount of the respective assessments to be levied against said property, did order said water main laid:

And whereas, the cost of said water main has been and hereby is determined to be the sum of \$830.75. Now therefore, it is hereby further determined that the proportionate share of the cost of laying said water main of each parcel of the property fronting on said portion of said street is the amount set opposite the description of each parcel or piece of land benefited by the laying of said water main, the full extent of the amount so set opposite the description of each parcel or piece of land, and that the respective amounts represent the proportional benefit of said water main to said respective parcels of property and also the proportional frontage thereof on said portion of said street, and the council does hereby declare each of the parcels of property described below to be assessed and each of the same hereby is assessed the amount set opposite each description of the cost of laying said water main:

ASSESSMENT FOR A FOUR-INCH WATER MAIN FRONTING ON WEST MAIN TO WEST EIGHTH ON NEWTOWN STREET. Assessment No. 1.—Carrie E. George, now Mrs. F. W. Carnahan, lot 1, block 2, Park addition to the city of Medford, Oregon, frontage 50 feet on west side of Newtown street, described Vol. 53, page 92, county recorder's records of Jackson county, Oregon. 50 feet; rate per foot, 57c; amount due, \$28.50.

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And whereas, said resolution was duly published and posted as required by section 116 of the charter of said city:

And whereas, a meeting of the council was held at the time and place fixed in said resolution for the purpose of considering any such protests, but no protests were at said time or at any other time made to or received by the council to the laying of said water main or to the assessment of the cost thereof as aforesaid, and said council having considered the matter, and deeming that said water main was and is of material benefit to said city, and that the amount to be assessed therefor would be benefited thereby to the extent of the probable amount of the respective assessments to be levied against said property, did order said water main laid:

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