

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

MEDFORD MAIL TRIBUNE

THE WEATHER.

Tonight and Saturday —
Rain. Thursday—High 48,
low 32, range 40.

FOURTH YEAR.

MEDFORD, OREGON, FRIDAY, JANUARY 14, 1910.

No. 256.

NEW BUSINESS BLOCK AND MODERN STORE FOR MEDFORD

DAVIS TO START WORK AT ONCE ON NEW \$40,000 BLOCK

TWO FLOORS TO BE OCCUPIED BY NEW FIRM

G. F. Cuthbert & Co. Will Open Complete Housefurnishing Store to Be Conducted on Modern Lines—New Block Will Be Five Stories High.

Construction of a modern business block of pressed brick, steam heated with electric elevator, 20x100 feet, extending from the postoffice along Central avenue to Sixth street, to be eventually five stories in height, is to be begun at once. The entire lower two floors and balcony have been leased by G. F. Cuthbert & Co., who will open as soon as possible a complete house furnishing store, to be conducted on modern lines. The building will be constructed by A. A. Davis of the Big Bend Milling company, who states that the basement and at least three stories will be constructed at once at an estimated cost of \$40,000. The other stories will probably be added later.

Big Plate Glass Front.
The lot is 90x120 feet and the building will contain a plate glass frontage of at least 130 feet along Central avenue and Sixth street, and the deal marks another step in the municipal growth of Medford.

Who the Lessees Are.
The lessees are G. F. Cuthbert & Co., who announce that they will put in a most complete stock of furniture and house furnishings and will make this store such that it will be a credit to a town three times the size of Medford.

Mr. Cuthbert has for the past 15 years been connected with W. & J. Sloane of New York and San Francisco, and for the past three years has had charge of their Seattle store. Sloane & Co. as is well known, is one of the largest concerns of its kind in the United States.

H. W. Grunsky, the other member of the firm, is a brother of C. E. Grunsky, ex-Panama canal commissioner, and comes from an old pioneer family of Stockton, Cal., where he has been in business for the past six years.

Both of these gentlemen come highly recommended and their experience and training fit them to carry on their business in the most up-to-date manner.

Plan of New Store.
The first floor of their building will have two large square vestibule entrances on Central avenue and one on Sixth street, with solid glass show windows on both streets, prism lights being used on the upper portion. There will be a spacious balcony a portion of which will be devoted to a ladies' rest room. The upper floors, as well as the first, will be used to display their various lines. The building will be steam heated throughout, will have an elevator and will be built especially to suit the lines which will be carried.

It is expected that the building will be ready for occupancy within the next three or four months, as every effort is being made by Mr. Davis to hasten the construction.

This is one of the largest transactions of its character yet handled in Medford.

"Our attention was drawn to Medford," stated Mr. Cuthbert, "by the fact that Medford is the best advertised town in the country. We have found the people the best set of boosters that any town can boast of, and we are going to join the procession, having already given our names in to the Commercial club."

AVIATORS MAY HOLD BIG MEET SOON IN DENVER

Rain Puts Dampener on Today's Stunts in Los Angeles—Hamilton May Try for Altitude Record Before Meet Closes.

AVIATION FIELD, Los Angeles, Cal., Jan. 14.—School children by the hundreds flocked toward aviation field today, but at noon the weather was threatening and the officials were apprehensive of rain. The clouds put a dampener on the ardor of the people and not so many arrived early as on previous days.

At the French camp the mechanics were busily engaged all the forenoon overhauling the Blériot monoplane. It was stated that the first real flight of the "cross-channel aeroplans" will be made this afternoon. It was rumored around the grounds that Charles K. Hamilton, the daring young Missourian, would make an attempt to beat Paulhan's altitude record before nightfall. Hamilton, however, was reticent concerning the report. He refused either to affirm or deny it. He said:

"Well, it's early in the meet yet. There is no telling what may happen before it is over."

Hamilton said today that there was a probability of Denver getting an aviation meet with Paulhan and Curtiss as participants. He intends to make an exhibition flight before long. In speaking of the suggested meet at the Colorado capital he said: "That is up to Denver. If the citizens there are willing to put up the money as well as suitable prizes, I am sure the matter can be arranged. We are working along those lines at present and may know something definite on Monday."

"I expect to leave for Denver at the close of the Los Angeles meet. I intend to make exhibition flights there."

Hamilton's manner and tone indicated that he will not be alone when the Colorado people are treated to the sight of an aeroplane in action, and it is believed that several other aviators will be present.

It was announced that the principal events for this afternoon would be the speed tests between Paulhan and Curtiss. There is a keen rivalry between the Frenchman and the American. Paulhan tried to beat Curtiss' time for ten laps yesterday and failed.

He was disappointed at his poor showing. As a result he spent three hours today working over the powerful engines of his Farman biplane, with the intention of making the second attempt to beat the American's speed showing.

INDICTMENTS RETURNED IN SUGAR TRUST SCANDALS

NEW YORK, Jan. 14.—The federal grand jury today returned blanket charges against six men connected with the American Sugar Refining company. The indicted men are: Charles R. Helke, secretary-treasurer of the company.

Ernest Gerbric, former general superintendent of the company's Brooklyn refinery.

James F. Dender Nagej, cashier of the Williamsburg plant.

Jean M. Voelker.

James Halligan, formerly employed as checker at Brooklyn.

Harry Walker, assistant dock superintendent at Brooklyn.

It is understood that the indictments are the result of the investigation of the sugar weighing frauds.

DECISION IN CRATER CASE IN TWO WEEKS

Attorney Reames Returns from Salem with Hope High for Favorable Ending to Injunction Suit—Fenton's Argument Able.

"A decision in the Crater Lake case may be expected within two weeks," states Clarence L. Reames, who returned this morning from Salem, where he appeared for the defense. "I am confident that we will win out, but of course this is a matter for the future."

"The entire case moved along smoothly and Fenton's argument was a masterly one. I feel that we are bound to win out."

"We have been promised an early decision in the case and I look for it within two weeks."

WESTERLUND SAYS NORTHWEST ASLEEP

Local Orchardist Who Won First for Newtowns at Denver Says West Must Wake Up.

"The apple-growers of the northwest have been asleep," said J. A. Westerlund, of the Western Orchard Co., when asked about the meeting at Denver. "They should have acted before this time in the matter of the La Fean bill. But they were relying on the quality of the fruit they were putting out, and failed to realize until it was almost too late that the eastern jobber was not in the business for his health."

"At the Denver meeting there were two representatives from the Rogue River valley, two from Wenatchee, two from Yakima, two from Idaho, two from Hood river and two from Montana, representing the fruit interests of the northwest. At the apple show the northwest was far in the lead, both in the pack and in the quality of the fruit. Had the northwestern growers commenced the campaign sooner the Colorado people would perhaps have fallen in line. The difference between the close pack of Oregon and Washington, as compared with their shovel pack was so apparent they couldn't help but see it."

"What should be done now is that every fruit grower in the valley who is acquainted with a member of congress or can reach him in any way should bring every possible influence to bear upon him. See that the side of the producer is as fully presented as is the jobbers' side. Brine to bear the arguments in favor of allowing the apple-growers of the northwest, who inaugurated the close pack for apples and are selling their apples in the markets of the world, not in competition of the barrel apples of the east, but on their own merits, to continue to market their products without the handicap of a short box."

French Find Plot

PARIS, Jan. 14.—Wholesale arrests are reported to have been made in Madrid today as the result of the exposure of a plot which is alleged to have been designed to bring about the downfall of the present government under Premier Morety Prendergast, and which came very near being successful.

TAFT WOULD HAVE NEW LAWS

Sends Message to Congress Asking Solons to Pass Laws to Carry Out Plans for Conservation of Resources.

WANTS IMMEDIATE ACTION; WOULD NOT BE DELAYED

Says His Message Is Epitome of Legislation Recommended by Secretary Ballinger in Report.

WASHINGTON, D. C., Jan. 14.—President Taft sent to congress today a message urging immediate consideration of conservation legislation without waiting for the result of the investigation of the charges against Secretary of the Interior Ballinger. The president states that his proposals are really an epitome of the recommendation made by Ballinger in his annual report, and says that bills prepared by Ballinger incorporate his ideas of what should be done.

The message says that the early idea in this country was to give away all the public lands, and states: **Conserve and Develop.**

"There has developed in recent years a deep concern in the public mind respecting the preservation and the proper use of natural resources. The problem is how to save and how to utilize; how to conserve and still develop, for no sane person can contend that it is for the common good to hold that nature's blessings are only for unborn generations. Among the most noteworthy reforms initiated by the most distinguished predecessor was the vigorous prosecution of land frauds and the bringing to public attention of the necessity for preserving the remaining public domain from further despoliation."

The president declared that since Secretary Ballinger has been in office withdrawals of water power sites had been made on 120 streams, covering 229 per cent more streams than were covered prior to that date.

"The present statutes, except so far as they dispose of the precious metals and purely agricultural lands, are not adapted to carry out the modern view of the best disposition of public lands to private ownership under conditions offering, on one hand, sufficient inducement to private capital to take them over, and for proper development on the other, which shall secure to the public that character of control which will prevent monopoly or misuse," declared President Taft.

Power Indefinite.

He said that the power of the secretary of the interior to make withdrawals of public lands is not now either definite or satisfactory, adding:

"It seems to me that it is the duty of congress now by statute to validate the withdrawals that have been made by the secretary of the interior and to authorize the secretary of the interior to withdraw lands pending the submission to congress of recommendation as to legislation to meet conditions or emergencies as they arise."

He recommends that surface and subsurface rights be separated so as to allow agricultural laws of the surface and the retention by the government of coal or other mineral deposits both public lands. He suggests that the mining of coal be allowed on a royalty basis, requiring a certain amount of development yearly, and says:

"It is extremely difficult to retain government control of property to be developed."

(Continued on page 8.)

MANY VIEW APPOINTMENT AS A CLEVER POLITICAL MOVE

WATCHERS WAIT FOR OLD OCEAN TO GIVE UP ITS DEAD

Not a Body Has as Yet Come Ashore From Wrecked Steamer Czarina—Mills Prostrated With Grief at Loss of Son—Only One Survivor.

MARSHFIELD, Or., Jan. 14.—

Scores of watchers today are patrolling the beach in the hope that some of the bodies of the victims of the wrecked steamer Czarina may drift ashore. Up until 10 o'clock this morning not a body had come ashore, although yesterday the viscera of some poor fellow whose body had been torn asunder in the wreck floated in. Despite the assertions of the life savers, who say that perhaps some of the bodies will ever be recovered, friends and relatives of the victims have not given up hope.

Young Mills Lost.

C. J. Mills, general manager of the Southern Pacific interests here, is prostrated today with grief over the death of his only son, Harold, who was among the last to desert the doomed vessel. Mills was one of the watchers on the beach, where he had done vigil for 24 hours, and was a witness to his son waving farewell to the crowd on the shore and then diving into the turbulent sea.

Although the storm which sent the Czarina reeling on the North Spit had greatly subsided today, all that can be seen of the big vessel is its mainmast. To all appearances the wrecked schooner is lying in almost the identical spot in which it was thrown Wednesday by the great combers which piled one after another upon it with death-dealing force.

Total Wreck.

There is no doubt that the vessel will be a total wreck, if it is not already so, and seafaring men say today that there is nothing to do but leave the hulk of the vessel to the sea.

First Assistant Engineer Harry Kentzel, the lone survivor of the wreck, is almost entirely recovered today. With the exception of a black eye, where he was struck by driftwood, and a number of minor bruises, he is little worse for his two hours in the surging sea. Kentzel today says that he owes his life to a spar to which he clung after diving from the steamer's deck. When the spar was tossed ashore Kentzel's insensible form was gripped it tenaciously. It required one hour's work by the life savers to release Kentzel's legs and arms from the wreckage, which he had gripped like a vise.

RUSSIAN PAPER LEADS IN ATTACK ON KNOX

ST. PETERSBURG, Jan. 14.—Novoe Vremya, Russia's most influential newspaper, led the press today in an attack on the proposal of Secretary of State Knox to neutralize the Manchurian railroads. Russia's attitude was said to be expressed in the following editorial in Novoe Vremya:

"In answer to the American attempt to frighten with the bogey of Japan, we have the full moral right to express our mistrust of our capacity to respect the strict neutrality which they promise."

"In questions affecting the Pacific generally and the far east particularly this right they owe us by their conduct during the recent contest between Russia and Japan. During that war the western coast of America served as a base of supplies for Japan."

REAMES STILL QUIBBLING TO BLOCK MEDFORD

Now Comes Forward With Exception to City Bond—Only Effect Is in Delaying City Five Days More in Reaching Supreme Court.

Continuing the policy of quibbling and dilatory tactics which have been his since the city has had trouble with M. F. Hanley regarding a right of way across land on Little Butte creek, Attorney A. E. Reames has taken an exception to the city's bond to cover costs of suit in carrying the case to the supreme court and has forced City Attorney Neff to show that his sureties are good. The only object that Reames could have had in making the move is to further delay the city—the matter taking some five days to adjust.

That Mr. Reames knew that the bond, which is a small one, was safe is shown by the fact that the men on the bond are J. E. Watt, Charles Palm and L. E. Wakeman.

ORMSBY PITEOUSLY PLEADS FOR HIMSELF

Furnishes Oply Feature of Day in Hermann Trial—No Connection of Hermann With Fraud.

PORTLAND, Or., Jan. 14.—S. B. Ormsby, former forest supervisor for Oregon, former commander of the Grand Army of the Republic, tottering with age and palsied with illness, furnished the only feature of the Binger Hermann trial today, when he pleaded piteously for vindication from the criticisms that have been heaped upon him during the past five years because of his connection with the Blue Mountain forest reserve case.

During his cross-examination by Mr. Worthington for the defense he asked to be allowed to explain away the charge that had been made against the honesty of his reports, contending that no matter how many people went over the lands examined by him, or how many reports were made, that no fault could be found with his recommendations made to the general land office, because they were true. And, he continued, they were just as honest as they were true.

The Hermann trial is coming to the last day of its first week without direct connection between Hermann and the other members of the alleged conspiracy being shown. With the exception of the Meldrum testimony, which relates to the conversations between Hermann and Mays and Meldrum regarding the creation of the proposed reserve, no testimony has connected Hermann in any way with the conspiracy.

Judge Woyverton announced at noon today that he would adjourn court tomorrow noon until Monday morning at 10 o'clock. It is not believed that there will be any startling developments in the trial, therefore, before the first of the coming week.

SAN FRANCISCO, Cal., Jan. 14.—With a statement that Walker-Otis law had not injured racing at the Emeryville track, it was announced today that the present racing season will be extended at least 40 days longer, and possibly 60 days.

BENSON'S ACTION CONDEMNED AS BEING TOO HASTY

News of Appointment of Calkins as Successor to Judge Hanna Comes as Great Surprise—Only a Few Knew of the Matter.

Residents of the first judicial district are today charging that Governor Benson allowed himself to be drawn into some very clever political manipulations in connection with the resignation of Circuit Judge H. K. Hanna, and the appointment of Frank M. Calkins as his successor. Generally the governor's action is being condemned as hasty, it being believed that he should have consulted more members of the bar in the district, rather than acting upon the advice of a few. It is generally believed that the move was a purely political one, designed to give Mr. Calkins prestige at the primaries next September, at which time it is known that he intends to seek nomination. It has been understood that he would be opposed by Judge W. M. Colvig, who would easily win in the primaries, unless his opponent had as an aid the prestige which an incumbency of the office would lend him.

Mr. Calkins' friends were very quiet in their movements to secure the office. He was recommended by only two attorneys of this city, Gus Newberry and W. I. Vawter. The only other attorneys to recommend him were H. D. Norton of Grants Pass and Herbert Hanna. Judge Hanna sent down a very strong letter of recommendation, as did W. R. Coleman, R. T. Burnett, C. C. Beckman and F. D. Wagner. The committee who went to Salem to urge the appointment consisted of E. V. Carter of Ashland, O. S. Blanchard and H. D. Norton of Grants Pass. A few other business men of Ashland recommended the appointment.

Mr. Calkins has been a resident of this section for the past nine years. He studied law and was admitted to the bar. His practice has been small, however, as most of his connection with the circuit court has been that of court reporter. For this reason, many doubt his qualifications to sit on a bench as important as the one in this district, where there is a vast amount of litigation.

Judge H. K. Hanna, whose resignation takes effect February 1, has been identified with the history of Southern Oregon for over 40 years. First as a justice of the peace at Waldo, then known as "Sailor Digging," afterward as a law student under the late James D. Fay, one of the prominent lawyers of early days, then as prosecuting attorney for the first district, when it comprised all of Oregon south of Douglas county; then as circuit judge in the '80s, which office he resigned, to be succeeded by L. R. Webster, in order to take care of his private practice, and finally as judge of the circuit court for the past three terms Judge Hanna has been much in the public eye.

HETCHELL MINE IN SISKIYOU COUNTY SOLD

The Hetchell mine, situated in Siskiyou county, California, just over the Siskiyou range south of the Blue Lodge, has been sold to C. L. Montgomery, lately from Death Valley, for \$10,000. A deposit of \$2500 has been made on the purchase price.

The mine consists of 12 claims and is situated on McCoy's gulch, a tributary of Horse creek, and is only eight miles south of the Blue Lodge.