

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 Tuesday—
Clear. Sunday—High 51,
low 36, range 44.

FOURTH YEAR.

MEDFORD OREGON, MONDAY, JANUARY 17, 1910.

No. 258.

WALSH GOES MASONRY ARE TO PRISON TODAY PLANNING TEMPLE

Greatest Legal Battle of Modern Times Ended by Supreme Court and John R. Walsh, Bank Wrecker. Must Go to Prison—Battle Has Been Waged Over Past Five Years.

CHICAGO, Jan. 17.—Broken in health and body, but with the satisfaction that he met his financial obligations, John R. Walsh, former money king, must start tonight to begin the payment of his moral debts with a five-year term in the federal prison at Fort Leavenworth, Kan.

When the doors are closed upon him tomorrow, exactly two years will have passed since a jury returned a verdict branding him guilty of manipulating for his personal benefit, funds placed in his hands by depositors.

Great Battle Ended.

When the supreme court of the United States denied Walsh's petition for a writ of certiorari, one of the greatest battles in the history of American jurisprudence to keep a convicted man out of prison came to an end.

It marked the defeat of John S. Miller, the famous "immunity habit" attorney, and other counsel noted in the defense of corporations and persons charged with violating federal laws.

Turned Down.

WASHINGTON, Jan. 17.—The supreme court of the United States denied the petition of Banker John R. Walsh for a writ of certiorari.

It is expected that Walsh will be on the way to the federal prison at Leavenworth, Kan., before tonight to begin a five-year term. Prosecutor Sims said that he would immediately ask the circuit court for a mandate committing Walsh to prison.

The broken banker is ready. He spent all day yesterday signing papers, and settling the financial matters connected with the failure of his three banks in 1905.

It is predicted that he will go to Leavenworth with the knowledge that all the guarantors of a \$7,000,000 note given by him will have signed an agreement cancelling the note, which settlement will clear him of all debt and leave him about half a million dollars above his liabilities.

Walsh was convicted in January, 1908, the counts of the indictment against him involving nine distinct series of transactions, which preceded the collapse of his great financial structure. They consisted of the loaning of bank money on memorandum notes, and the purchase of bonds of the Illinois Southern and the Wisconsin & Michigan railroads. The jury decided when its verdict was handed down that Walsh had misappropriated \$1,000,000. The full indictment charged the diversion of \$7,000,000 in that manner.

It was on December 18, 1905, that the doors of the three Walsh institutions, the Chicago National bank, the Home Savings bank and the Equitable Trust company, closed their doors. The action was taken after simultaneous inquiry was made regarding the banks' condition by C. B. Bosworth, national bank examiner, and C. C. Jones, state bank examiner. The depositors were paid off.

The original verdict of the jury in his case carried with it a possible aggregate penalty of 540 years in the federal prison at Fort Leavenworth. Ever since it was handed down on January 18, 1908, the bitter fight to keep the fallen banker out of prison charged the diversion of \$7,000,000 in that manner.

Big Smoker Will Be Held Next Friday Evening, at Which Time a Definite Decision Will Be Made as to Location—Several Sites Are Under Consideration.

On next Friday evening one of the most important meetings ever held by the local lodge of Masons will convene. During the evening definite action will be taken toward erecting a new \$40,000 Masonic temple. The lodge has the money to sight for the purpose and has under consideration several proposed sites. The matter will be discussed in detail and a site definitely decided upon.

For some time the Masons have had under discussion plans for a new temple, but the matter has been delayed until recently. Now the matter has been taken up in earnest and will be definitely settled.

The money for the erection of the building is in sight and if some hitch does not arise the new building will be under way this spring. All members of the fraternity are urged to be present next Friday.

CHICAGO INVESTIGATION BUYING OF SUPPLIES

CHICAGO, Ill., Jan. 17.—James B. Fegan, president of the First National bank, was chosen today as a member of the grand jury which is to investigate alleged defrauding of the city in the sale of supplies. The grand jury probably will indict many so-called higher-ups in connection with the investigation.

SPORTING GOODS STORE FOR THE WEST SIDE

The room on West Seventh street occupied by Hale's piano house has been leased for a sporting goods emporium, which will be opened this spring on the expiration of Hale's lease. A fully equipped line of sporting goods, guns, ammunition, fishing tackle, baseball goods, etc., will be installed.

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COMMERCE BOARD AND REPRESENTATIVE WHO SEEKS TO HAVE ITS POWERS EXPANDED.



If the legislation which the president of the United States and the house committee on interstate and foreign commerce propose becomes effective the interstate commerce commission, which has been in existence since 1887, will have its powers of control over railway rates vastly increased. The president has outlined in his speeches from time to time measures which he advocates for curbing the railroads in the matter of interstate commerce, and it was in pursuance of his proposed special message to congress on this subject that the presidents of six of the greatest railroads systems in the country called on him recently. The house committee on commerce, headed by Representative James R. Mann of Illinois, also has been drafting legislation on this subject, the chairman having held frequent conferences with the president. The group picture in this illustration contains all the members of the interstate commerce commission. In the top row from left to right are Messrs. Clark, Cockrell, Clements, Chairman Knapp and Secretary Moseley (standing); lower row, Messrs. Proctor, Lane and Harlan.

COUNCIL HOLDS REUNION TUESDAY

No Changes Expected in Personnel of Committees—Canon Is Now Police Judge.

The first meeting of the new city council, which isn't new, but just the old one re-elected, will be held Tuesday evening for the purpose of organization.

The principal business before the council will be that of appointing the standing committees for the ensuing year and other routine matters pertaining to the organization of the bodies.

It is likely that few if any changes will be made in the personnel of the several committees. The members of each committee have served over a year and, as there were no changes made in the council, changes in the committees will not be necessary.

Mayor Canon today assumed his duties as police judge, but the dock- et was blank.

The Juvenile Dancing club will meet on Thursday evening of this week, instead of Wednesday, owing to "The Wolf" being in town.

HOUSE PASSES THE STATEHOOD BILL

WASHINGTON, D. C., Jan. 17.—The house today passed the New Mexico and Arizona separate statehood bill.

RULING OF COURT AIDS PROSECUTION

Judge Wolvorton Gives Henny Permission to Introduce Evidence of Tarpley, Sorenson and McKinley.

PORTLAND, Or., Jan. 17.—Judge Wolvorton in the United States court today gave the prosecution in the Binger Hermann case the right to introduce the evidence of Dan Tarpley, George Sorenson and Horace G. McKinley, which will be to the effect that F. P. Mays told them he needed money to pay two men in Washington and thus bringing Hermann more directly into the furtherance of the Blue Mountain conspiracy.

This decision of the court materially strengthens the position of the prosecution up to this time, no evidence having been introduced by Prosecutor F. J. Henny to link the ex-commissioner of the general land office with the transactions of Mays and Jones in an illegal manner.

When court opened Attorney Worthington for Hermann completed his argument against the introduction of his argument the court ruled against him.

Proceeding the question Judge Wolvorton said that there were two questions involved in the argument, one whether or not testimony of the transaction between Tarpley and Mays should be admitted as evidence against Hermann, the other whether the declaration of Mays was admissible coming as it did from Tarpley and the others.

The conspiracy charged, the court

BALLINGER FACES ANOTHER CHARGE

Representative Hitchcock Charges Secretary With Improper Use of Public Funds in Swelling Accounts.

WASHINGTON, Jan. 17.—Representative Hitchcock of Nebraska filed a sensational affidavit with the house committee on expenditures today alleging that Secretary of the Interior Ballinger and others were guilty of the improper use of public funds to defray private traveling expenses of a nephew of the secretary. Hitchcock is a democrat and it was he who made a fiery speech in the house, which probably precipitated the present crisis in the Ballinger-Pinchot controversy.

said, that a plan had been formed by which the conspirators would procure state school lands fraudulently and that all the parties to the indictment were concerned in securing the title to the lands in question prior to the creation of the reserve.

The court held that the conspiracy was the offense under the law and that while it was necessary to prove an overt act done in the furtherance of the conspiracy, yet at the same time the substance of the offense against the law consisted in the conspiracy itself. In order to form a conspiracy, the court said, an agreement must be entered into between the conspirators. It is seldom that such an agreement could be proved in court by this explicit agreement of the parties because the agreements were as a usual thing entered into secretly. It became necessary therefore to show a concert of action.

CHARGE BIG FRAUDS IN ELECTION CURTISS TO TRY LONG FLIGHT

Liberal Leaders Allege That Conservatives Spent \$15,000,000 to Carry the Parliamentary Elections Now Under Way in England—Conservatives Said to Be Victorious.

LONDON, Jan. 17.—That \$15,000,000 is being used in the interests of a conservative victory in the parliamentary elections now taking place was the grave allegation made today by members of the liberal party.

It was further declared that this fund had been collected from widely different sources, including organizations that would be benefited by a protective tariff.

The liberals are up in arms over the reported discovery of fraudulent methods of vote-getting. They declare that wholesale corruption of voters is going on.

Seven Irish nationalists, including John Redmond, were nominated today without opposition and declared elected.

Big Fight Today.

With the knowledge that today's voting in 15 London constituencies and 4 provincial constituencies entitled to a total representation of 104 members would decide beyond all doubt the control of the next parliament, the conservatives and the liberals resumed their campaigning today that moment the polls were opened.

Present indications are that the liberals will win a majority of the representatives, while the conservatives will poll a majority of the popular vote. This peculiar division is easily possible because of the existing English system of constituencies.

Calculating the results of the election to date, it was estimated today that the conservatives will have to gain 135 seats to be assured of a majority in the next parliament. Even though they realized this increase their majority would be but one member.

A recapitulation of the balloting and results of last Friday and Saturday indicates to those who are conversant with the situation that the losses sustained by the liberals were caused in a great degree by the anti-house of lords plank of their platform.

In the 74 constituencies voting last Saturday the liberals lost 15 seats, including two seats lost by their allies, the laborites.

If this percentage is maintained the liberals will have but 284 parliamentary seats in a total of 670. By the same estimate, the corresponding gain of the conservatives would give them 303 seats.

Irish in Power.

This condition would give Irish nationalist party the balance of power. By a swing of their votes, the members of this party would be able practically to control parliament. Irish nationalists are patently happy

Famous Aviator to Essay Flight From Los Angeles to San Diego—Is Promised \$50,000 if Successful—Flight Will Be Over Ocean—Trying Today for Records.

LOS ANGELES, Cal., Jan. 17.—Glenn H. Curtiss, who, with Paulhan and Hamilton, has been offered \$50,000 by San Diego to fly from Los Angeles to San Diego, and an additional \$1000 to land on the top of the Grant hotel, in course of construction there, announced that he would attempt the 128-mile flight, if the Wright suit in New York didn't prevent. He added that he would know tonight whether that would prevent.

"I shall not try, however," he said, "to land on top of the Grant hotel, despite the extra \$1000 offered me for that. It would be too dangerous. I shall probably fly over the ocean, equipping my biplane with pontoons for use in case of any accident. Paulhan would be unable to make so long a flight in his machine."

Curtiss also said that he would not try to fly back to Los Angeles, but would make several short flights while in San Diego.

Whether Hamilton and Paulhan will attempt the flight is conjectural. Both were noncommittal.

Much interest is being taken in the statement that Paulhan will attempt to wrest the Michelin cup from Latham some time today. The cup is offered for the aviator who establishes a world's record for endurance and distance.

It came into Latham's possession when he flew 144 miles in four hours, six minutes and thirty-five seconds at Chalons, France.

Paulhan stated that he would travel 200 miles in his Farman biplane before he descended.

The day is ideal for record-breaking flights.

over the way the election seems to be going.

The real reason why the elections here are held fully for two weeks instead of on one fixed date as in other countries is because police are required at every polling place. The majesty of the law has to be present even if only a dozen votes are polled and at every constituency, however small.

The law governing elections is an ancient one and because the advantage of the first contest is always with the government no government will revise the regulations. In the present case the results on Saturday are sure to influence those constituencies that have not yet polled. In addition to this, London boroughs have special charters and these allow them to fix the dates of their voting, which is generally done at the instance of the government.

DEMAND OPENING OF MINE

President of Mineworkers Issues Peremptory Demand for Reopening of Cherry Mine So That Bodies of Miners May Be Recovered—Miners Believe 310 Bodies Still in Mine.

PRINCETON, Ill., Jan. 17.—A peremptory demand that the St. Paul death pit at Cherry, Ill., be opened immediately and an effort made to recover the bodies of the miners who were not removed following the disaster in which more than 150 men lost their lives was wired today to A. J. Earling, controlling owner of the mine, by State President McDonald of the United Mine Workers.

Following the fire in the mine a veiled charge was made by United Mine Workers officials that the owners sealed the mine and left the dead bodies of the victims below to the mercy of the flames. This was done, it was alleged, to prevent further spread of the fine, and consequent heavier loss by the company. McDonald's demand was made as the result of a resolution adopted at a recent meeting of the widows of the victims, in which the mine workers were petitioned to use their influence to secure the re-opening of the shaft. They believe that 310 bodies still are in the mine.

ACTIVE CAMPAIGN IS ON

Old and Young Are Joining in Quest for New Members for Commercial Club—"Six Hundred by January 25" is New Slogan of the Members.

Never before in any community was such interest shown in publicity work as is now in evidence on the streets in an effort to raise the membership of the Commercial club to 600. On every side, on the street corners, in stores and offices can be heard, "Are you a member of the club?" etc. Practically every one that is approached on the subject is gladly joining the ranks of the boosters. And why not? There is not a property owner in the corporate limits of the city or within ten miles thereof but has had the price of his property doubled, tripled, yes,

quadrupled, in the last three years by the advertising of the club. Too much interest and enthusiasm cannot be shown at this time in securing new members, and the men who are putting forth such an effort in up-building Medford and the valley should have the support of every taxpayer.

If, by some error, you are missed or have recently become convinced of the value of the work carried on by this organization just call up the club rooms, phone No. 631, and have your name placed on "Medford's roll of honor."