

THE WEATHER.

Tonight and Saturday—Clear and warmer.

MEDFORD MAIL TRIBUNE

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.

FIFTH YEAR.

MEDFORD, OREGON, FRIDAY, JUNE 3, 1910.

No. 64.

BITTER FIGHT STARTED OVER ROAD GRANT

Government Files Brief to Set Aside Grants of 1866 and 1870 to the O. & C. Railroad Company—Land in Southern Oregon is Involved—Important Suit.

PORTLAND, Or., June 3.—Following the filing of a brief of a suit against the Oregon & California Railroad company (the Southern Pacific), in which 3,000,000 acres of Oregon land, valued at \$45,000,000, is involved, government officials today are preparing for one of the bitterest legal struggles in the history of the state. The land involved is situated in the southern part of the state between Portland and Ashland, being 20 miles back from the Southern Pacific lines and consisting of alternating sections of land arranged as a checkerboard.

The suit of the government is to set aside the grants of 1866 and 1870 to the railroad, consisting of about 3,800,000 acres of land, and to regain possession of the 3,000,000 acres of unsold lands on the contention that the railroad has flagrantly violated the conditions of the grant, which were that the land be sold to actual settlers only in quantities not greater than one-quarter section to one purchaser and for a price not exceeding \$2.50 per acre.

The contention is that with this alleged violation the lands remaining unsold have been and are forfeited to the United States.

The railroad company makes no assertion that it has not sold the lands in larger quantities than blocks of quarter sections, nor that it has not sold the lands at prices above the figure of \$2.50 an acre. That great quantities of this land have been sold to the great mill companies at prices of from \$25 to \$1000 an acre is admitted.

The railroad company, however, makes the contention that the lands (Continued on Page 8.)

CLASS OF TEN GET DIPLOMAS THIS EVENING

Graduating Exercises at High School Will Be Held in Auditorium at 8 o'Clock—All Are Invited to Attend—Splendid Program.

This evening seven charming young ladies and three stalwart young men will receive their diplomas from the local high school and be ready to take up their duties of life in the world. An elaborate program has been prepared, which will be rendered in the auditorium of the high school building this evening at 8 o'clock. All are invited.

The graduating class consists of the following:

Misses Cordelia Goffe, Josephine Riley, Estella Pliester, Loretta Snyder, Leola Ewbank, Crystal McNary, Minnie Jackson and Messrs. Lester Meeker, Frank Farrell and Clifford Mizer.

The following program has been arranged:

"La Promenade" (grand march).....High School Orchestra
Invocation.....Rev. Lucas Salutation.....Leola Ewbank
Selection, "In Beauty's Realm".....High School Orchestra
Class History.....Josephine Riley
Oration, "The Great Importance of Little Things".....Lester Meeker
Prophecy.....Frank P. Farrell
Reading, "The Judgment Day".....Minnie B. Jackson
Ivy oration.....Clifford J. Mizer
"Marionetta" Waltzes, Mandolin club
Class Will.....Loretta C. Snyder
Class song, dedicated to '10 class.....Presentation of diplomas.

FISH ARE NOW GETTING PAST AMENT DAM

Temporary Fishway Has Been Constructed and Although Far From Perfect, Fish Are Getting Over, Which is a Great Improvement Over Past Conditions.

A temporary fishway has been constructed over the Ament dam and fish are now ascending the structure. As a matter of course, the latter is far from perfect, but fish can get over and are getting over, which is a great improvement over previous conditions. A large run of salmon is now on.

The fishway was constructed under orders given by Master Fish Warden H. C. McAllister and Deputy Warden Edward Clanton is now at work remodeling the old fishway through the center of the dam, so as to make it available also for the fish. As soon as this is done, modifications will be made in the temporary fishway, which will improve it, and for the balance of the season fish (Continued on Page 4.)

OUTBREAK IN CHINA FEARED BY AUTHORITIES

Missionaries Demand That England Intervene to Prevent Uprising and Save Lives of Whites Throughout Flowery Kingdom.

LONDON, June 3.—All legations and consulates of China have been warned of an impending outbreak which it is feared will surpass the Boxer war. Missionary societies here today are demanding that England intervene to prevent an uprising and to save the lives of white men and women in the flowery kingdom.

The warning was sent out by Chinese revolutionists who declare they will be powerless to prevent attacks on foreigners when the uprising occurs.

Secret societies throughout China, backed by the "Triad," which is a combination of three powerful political organizations, have been preparing for months for an outbreak in the hope of overthrowing the Manchu dynasty and opening up China to commerce and instituting governmental reforms.

SAYS EVERYBODY WILL BE CRAZY IN 250 YEARS

Doctor Declares That Insanity Has Increased 100 Per Cent in Past 100 Years—Says Present Manner of Living Is to Blame.

BOSTON, Mass., June 3.—That everybody will be insane 250 years from now, if insanity increases at its present rate, is the belief of Dr. J. H. Kellogg, professor of surgical pathology in the college of physicians and surgeons, today.

Dr. Kellogg declared that insanity had increased 100 per cent in the last 100 years and now there are 34,000 idiots and lunatics to every million of people in the world.

COUNTY COURT CREATES FIVE NEW PRECINCT

Increased Voting Strength in This City Makes Step Necessary—Roxy and North and South Medford Are Remodeled—The Descriptions of the Precincts.

The county court has created five voting precincts from what was formerly North and South Medford and Roxy precincts. The change was necessary owing to the increased voting strength of the city. The new precincts are Northwest Medford, comprising approximately the territory west of the Southern Pacific track and north of Main street, as far west as Griffin creek. Southwest Medford lies south of Main and west of the railroad. Northeast takes in all east of Bear creek and north of Main. Southeast takes the territory east of the creek and south of Main. Central Medford takes all the territory between the creek and the railroad.

N. W. Medford.

Beginning where center line of West Seventh intersects Southern Pacific railroad, thence along said railroad northerly where it intersects the east and west center line of section 13, township 37, 2 west; thence west to center of section 15, thence south to where said course intersects Griffin creek; thence south (Continued on Page 4.)

RAILROADS AND SHIPPERS ARE READY FOR WAR

Both Sides Preparing for Big Struggle Over Rate Question—Big Meeting to Be Held Soon in Chicago by Shippers.

CHICAGO, June 3.—Railroads and shippers today are contemplating "war plans." Both sides are preparing for a big struggle over the rate question. Following the filing of rate increases yesterday by the eastern and central western railroads, the shippers are preparing to take measures to keep the rates from going into effect. On the other hand, the railroads enjoin by the federal courts from allowing their rates to take effect are meeting to form plans to fight the case.

Another important meeting in the rate fight will be held here Monday. It is reported that many of the roads are cancelling orders for improvements and rehabilitation and that they may drop many employees.

JANITOR SUSPECT IN KELLNER CASE

Clothes Are Taken in Order to Determine if Spots on Them Are Blood Stains—Janitor Has Disappeared.

LOUISVILLE, Ky., June 3.—Portions of Alma Kellner's body, which were found in the basement of St. John's parochial school, together with the child's clothing, were taken by Coroner Duncan to the city chemist today. The coroner also turned over to the chemist the clothing of Joseph Wendling, janitor of the school, to ascertain whether certain stains on the apparel are bloodstains. Meanwhile every effort is being made to find Wendling, who disappeared from the school a short time after Alma Kellner was lost to ken.

Governor Haskell Will Face Federal Jury.



Governor Haskell of Oklahoma will be vigorously prosecuted under a criminal indictment in connection with the Oklahoma town lot Indian cases. The department of justice will seek to have a petit jury of Oklahomans pass upon the guilt or innocence of the governor at the June term of the federal court. This decision was made by Attorney General Wickersham after a conference with the president and following a request of Oklahoma Democratic senators and congressmen that some man of special selection by the president look into the prosecutions and report whether the government is justified in continuing these cases. The prosecution of these town lot cases and of the governor has been in charge of S. R. Rush, a special assistant to the attorney general. The prosecution will continue under the charge of Mr. Rush, who is said at the department of justice to have done clean work throughout his connection with the case.

EXTRA SLEEPER FOR MEDFORD

So Many Are Planning to Leave for Portland Sunday That Agent Rosenbaum Is Forced to Order an Additional Pullman.

So many local people are planning to leave Sunday and Monday evenings for Portland to attend the rose festival that Agent Rosenbaum has ordered a second sleeper. All who wish reservations must speak early or they will be unable to secure a berth.

NEW YORK STOCK EXCHANGE SUED

NEW YORK, June 3.—A suit involving President Ransome H. Thomas of the New York stock exchange and its 1100 members is pending in the United States circuit court today. The New York Banknote company is plaintiff and asks \$5,000,000 damages, alleging that the rules of the New York stock exchange make it mandatory that certificates of all companies trading in the exchange shall be printed by the American Banknote company.

GILLETTE SAYS HE IS SICK OF FIGHT

California Executive Brands Big Mill Fake and Stirs Up Much Comment in Press Throughout the Country.

CHICAGO, Ill., June 3.—Governor Gillette, after branding the Johnson case a fake, is on his way west today. "I am sick of the whole business," was the final interview the California executive gave out just before he left Chicago.

The governor's interview has caused a storm of comment here and fight fans today are at a fever heat of excitement over Gillette's statements. Sporting writers commenting on the interview declare that "suspicions regarding the fight" have been greatly increased, while "thirty-second degree fight bugs" agree that the match will have to be watched very closely indeed if the suspicion of a "frame-up" which Gillette voiced so openly is to be avoided.

ANOTHER SPOKANE MAN JOINS LOCAL FRATERNITY

Another Spokane man has joined the local fraternity of real estate and land men of the Rogue River valley. John S. Manley has recently come to Medford for the purpose of handling the land sales of Roguelands, Incorporated, and will also sell the water contracts of the Rogue River Valley Canal company.

LOWER RATES ARE ASKED FOR THIS SECTION

H. C. Garnett and I. Lang Appear Before Railroad Commission in an Endeavor to Secure Better Freight Rates for Medford—All Points Are Brought Out.

H. C. Garnett of the Garnett-Corey Hardware company and I. Lang of the Medford Grocery company are representing the Medford Commercial club at the hearing before the railroad commission now in progress in Portland, where lower rates on the Southern Pacific are sought to be secured for southern Oregon. The hearings have brought out the fact that while lower rates will probably be granted, the railroad will endeavor to maintain the same ratio between carload rates and less than carload rates that exist at present—a difference so slight that it is impossible to build up a jobbing center south of Portland. On account of the railroad's attitude Medford's representatives are endeavoring to show that Portland jobbers are being "protected" by the railroad company in discrimination against towns of the Willamette valley and southern Oregon.

At the hearing held at the office of R. B. Miller, traffic manager of the Southern Pacific, Mr. Lang submitted a number of questions to R. B. Miller in an attempt to bring out some evidence of an alliance on freight rates between the jobbers and the railroads. Mr. Miller objected frequently to the use of the word "protection" in referring to the company's consideration of factors that were recognized in the making of rates, and when Mr. Lang finally asked if the railroad companies did not use the influence of the jobbers and wholesalers to combat rate regulations in congress, an objection to the relevancy of the question was (Continued on page 5.)

HEAVY STORM SWEEPING OVER MIDDLE WEST

Produce Dealers Damaged to Great Extent—Storm Is Accompanied by Hail and Snow—Driving Sleet Follows.

CHICAGO, Ill., June 3.—Produce dealers today estimate that crops were damaged to the extent of several thousand dollars by the storm that has been sweeping over the northern part of the Mississippi valley for the last 14 hours. The storm, which was accompanied by hail and snow, broke unexpectedly. After two hours the snow changed to a driving sleet.

WANT DEBATE ON POSTAL BILL LIMITED

WASHINGTON, D. C., June 3.—The house leaders today are seeking to secure an agreement to limit debate on the postal savings bank bill. If it is possible the leaders would like to finish the debate in a single day. The five-minute rule will be used if consent can be obtained. The house leaders are anxious to avoid the lengthy discussion of this measure that has marked the other bills on the president's legislative program. With the postal savings bank bill out of the way a speedy adjournment, it is believed, will be possible. With the congressional elections drawing closer every day, the leaders are anxious to leave Washington at the earliest possible minute.

ORCHARDISTS ASK COURT TO RETAIN O'GARA

Committees Call Upon County Court and Urge That Body to Provide Appropriation of \$5000 in Order That Pathologist May Remain Here.

The county commissioners adjourned Friday afternoon without taking action upon the matter of appropriating \$5000 to recompense Professor O'Gara for his services next year. They will reconvene then and take action.

Committees from the Rogue River Horticultural association and the Rogue River Fruit and Produce association appeared before the county court Thursday afternoon asking that an appropriation of \$5000 be made by the county to retain the services of Professor P. J. O'Gara for the ensuing year. The committee was a representative one and included G. A. Hover, president of the Horticultural society; C. W. Wilmeroth, manager of the Fruit and Produce association; A. C. Allen, C. C. Scott, C. W. Potter, E. B. Hanley and other prominent men.
(Continued on Page 8.)

PROSPERITY AT PRESENT RATE IS UNSAFE - TAFT

President Sounds Note of Warning Against Practices of Certain Attorneys—Also Pays Attention to Muckrakers.

ADA, O., June 3.—Sounding a warning that the great prosperity of the nation cannot go on at its present rate and denouncing some of the practices of attorneys who resort to every expedient to win cases rather than seek to secure justice, President Taft today addressed the graduates of the university here. "It is impossible to expect that the enormous trade growth of the past decade shall continue in the same proportion," he said. "It is natural to suppose that within a decade there will be some reaction and perhaps even a financial panic. Nevertheless progress that has been made is real and substantial." Discussing the administration of Taft also turned his attention to the muck-raking magazines and newspapers.

MEDFORD'S GREAT AVIATION MEET TO BEGIN SOON

Medford's aviation meet will open in Oakdale park Saturday afternoon at 2:30 o'clock, and everything augurs well for a successful exhibition. Whipple Hall arrived Thursday evening and kept his mechanics busy all night setting up his machine. Early Friday morning he is said to have made a successful trial flight at the park, encircling it three times. Ely states that his machine is in good condition and that he is certain of making good flights. No little office "overturn" bothers much if the office manager is a prompt want advertiser!