

MEDFORD MAIL TRIBUNE

Complete Series: Thirty-ninth Year, Daily, Fifth Year.

AN INDEPENDENT NEWSPAPER PUBLISHED DAILY EXCEPT SATURDAY BY THE MEDFORD PRINTING CO.

A consolidation of the Medford Mail, established 1889; the Southern Oregonian, established 1901; the Democratic Times, established 1872; the Ashland Tribune, established 1896; and the Medford Tribune, established 1906.

GEORGE PUTNAM, Editor and Manager Entered as second-class matter November 1, 1909, at the post-office at Medford, Oregon, under the act of March 3, 1879.

Official Paper of the City of Medford

SUBSCRIPTION RATES.
 One year by mail, \$5.00
 One month by mail, .50
 Per month, delivered by carrier, in town, .10
 Gold Hill and Woodville, .40
 Sunday only, my mail, per year, 2.00
 Weekly, per year, 13.00
 Fall Leased Wire United Press Dispatches.

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Postage Rates.
 1 to 12-page paper, .1c
 13 to 24-page paper, .2c
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SWORN CIRCULATION.
 Average Daily for—
 November, 1909, 1,700
 December, 1909, 1,842
 January, 1910, 1,925
 February, 1910, 2,010
 March, 1910, 2,203
 April, 1910, 2,301
 June, 1910, 2,450

JOHN CIRCULATION.
 1, 2,500
 2, 2,500
 3, 2,500
 4, 2,500
 5, 2,500
 6, 2,500
 7, 2,500
 8, 2,500
 9, 2,500
 10, 2,500
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 22, 2,500
 23, 2,500
 24, 2,500
 25, 2,500
 26, 2,500
 27, 2,500
 28, 2,500
 29, 2,500
 30, 2,500
 Total for month, \$6,700
 Less deductions, 650
 \$6,050

Average net daily, 2,502.
STATE OF OREGON, County of Jackson, ss:
 On this 18th day of July, 1910, personally appeared before me, G. Putnam, manager of the Medford Mail Tribune, who, upon oath, acknowledged that the above figures are true and correct.
 (Seal) H. N. YOCKEY,
 Notary Public for Oregon.

MEDFORD, OREGON.
 Metropolis of Southern Oregon and Northern California and fastest-growing city in Oregon.
 Population, 12,000.
 Bank deposits, \$2,750,000.
 Banner fruit city of Oregon—Rogue River apples won sweetstakes prize and title of "Apple Kings of the World" at National Apple Show, Spokane, 1909. Rogue River pears brought highest prices in all markets of the world during the past five years.
 Write Commercial Club, enclosing 6 cents for postage on finest community pamphlet ever written.

Killing time may mean the suicide of success.

He who serves his friends is never out of a job.

A woman isn't necessarily wise because she can fool a man.

Many of us have cause to be thankful for what we don't get.

Economy may be wealth, but we'd rather inherit real money.

A slow way to become a millionaire is to work for the money.

It's easy to love our enemies—after the undertaker gets them.

Thus far 17,496 editors have made remarks about "Too Much Johnson."

Now if we can only lose sight of John L. for another six months!

And still the postal savings bank seems a long ways off.

Keep up to date. Don't trust in your ability to "come back."

Another case of hitting the pipe. The price of smoking tobacco is to be raised.

Regarded merely as a peril, it is much easier to dodge a coming aeroplane than it is to dodge a motorcycle.

Now the alienists declare that Porter Charlton, who killed his wife in Italy, is suffering from confusional insanity, exhaustive psychosis and hebephrenia. Evidently the Thaw experts were a poorly equipped lot, for they never thought of any of those words.

A prize cow in Missouri enjoys the cooling breezes from an electric fan in her stable. And a lot of human beings in Missouri are working in overheated tenement rooms without even a chance of going to the parks for fresh air in the evenings.

Summer up in few words, the precautions that should be taken in hot weather are these:

- Be temperate in all things.
- Drink water and buttermilk.
- Leave beer and other alcoholic drinks severely alone.
- Eat lightly—one-half the amount eaten in winter is about right.
- Avoid meats, butter and heavy foods—soups, fruits, vegetables and ice cream are the proper foods.
- Keep the bowels active, your stomach more nearly empty and your skin clean.

AN ATTEMPTED HOLDUP.

MEDFORD wants the Hill line and should do everything possible to make its entrance into the city an easy one.

The Hill line comprises a total of 15,000 miles of railroad and to have Medford a terminal point means everything to the future of the city.

Hill's railroad will furnish another outlet for fruit to the markets of the world. It will afford a means of making Medford a distributing as well as a manufacturing center. It will be a leading factor in the development of both country and city, for there can be no extensive development without railroads.

The Hill people pay as they go. They ask no subsidies and no bonus. They demand only a square deal. Attempts to hold them up for exorbitant amounts are not square deals.

Such an attempt that is delaying and may block the entrance of the Hill railroad into Medford is being made. Efforts to secure a right of way across the I. J. Phipps alfalfa ranch along Bear creek bottom, at a fair figure, having failed, condemnation proceedings have had to be resorted to.

While the railroad was trying to negotiate with Mr. Phipps, he optioned the place to C. E. Woolverton, who is said to have made a small payment down, at an alleged valuation far in excess of the actual valuation of the property. This has the appearance of being done to hold up the railroad, for Messrs. Phipps and Woolverton demand, for the 1.76 acres required for right of way, \$8000, and an additional \$30,700 for "damages."

The land lies outside the city limits along Bear creek. Of the 1.76 acres wanted, 1.15 acres is meadow land, the balance washed out creek bottom. It is absurd to claim that this land is worth \$1500 a lot cut into small town lots. It is equally ridiculous to claim that the railroad will damage the property. In fact, it will enhance its value, as it will make it desirable for numerous purposes, whereas it cannot be sold for town lots today.

Adjoining property owners asked and received \$500 an acre for property needed by the railroad, and an attempt to secure \$38,700 for 1.76 acres is "hold-up," pure and simple, and should be frowned upon by the community, for it is not the Medford spirit.

THE STAGE-STRUCK GIRL.

IN THE current issue of Hampton's Magazine, Henrietta Crosman, whose acting so delighted Medford theatergoers last week, has an article on so-called "dramatic schools," which every stage-struck girl, and there are many, even in Medford, should read.

The dramatic school is usually a despicable graft, where mediocre maidens are encouraged in the belief that they have "talent" in exchange for their money.

The stage presents an unaccountable attraction for silly young girls. At some stage in her life, nearly every sweet young thing, flattered by relatives and friends, conceives the idea that she has talent, and if opportunity offers, falls a willing victim to the unscrupulous fakir, who cares only for her coin. That this entails a needless sacrifice of womanhood is made plain by Miss Crosman, who summarizes as follows:

"Girls, do you really feel that you must go on the stage? Are you sure that years from now you will not be a total failure as an actress and as a woman? For the odds are great that if you are not successful on the stage you yourself will follow the path that so many others have trod. Necessity is a difficult thing to face, and necessity makes many a woman do a lot of things she would not think of doing if there were any other way to face the condition that confronts her after failure. I could tell you cases of girls by the score, girls I myself have seen gradually change from their simple country ways to an acceptance of the mean licentiousness of the big cities after reaping the inevitable fruit of original incompetence. The pity of it is that all this annual contribution of bright-eyed, ambitious young womanhood to failure has not advanced the stage one bit, has not added one per cent of worthy acting to the annals of the stage.

"I want you to understand that to one with genuine talent—and they are comparatively few—the stage is just as safe as a business office. But the stage attracts more young women without an iota of talent than the business office. It is terrifying to consider the legion of young people absolutely unfitted for stage success, who, after trying in vain, sink to the easiest and briefest way of making a living.

"There is a great deal of talk today about the conservation of inanimate things. I think there should be a greater conservation, the conservation of humanity. And as for that portion of humanity with which I am in constant touch, I know that the sacrifice of American girls unsuited to the stage is criminally unnecessary, and that there could be a worthy conservation here; the conservation of our daughters in their homes."

CITY CHARTER AMENDMENTS

City Attorney Porter J. Neff Answers Criticism and Tells the Why and Wherefore of the Proposed Changes and Their Necessity.

To the Editor:

It is plainly evident from W. E. Phipps' communication in the Sunday Mail Tribune that he is displeased with the charter amendments recently proposed and that he is angry at the council for submitting them to the people.

This is distressing. It is most unfortunate that city councils cannot do all things at all time to please all people. But since human affairs have been otherwise ordered it may be well to briefly examine into the matter and see whether Mr. Phipps has any just grounds for his complaint.

Mr. Phipps does not tell us which of the proposed amendments has aroused his displeasure, so it will be necessary to examine all four of them.

1. One of the amendments provides for levying the necessary tax to support a public library. The ladies of Medford have been laboring to secure from Mr. Carnegie a donation for a public library. Mr. Carnegie makes it a rule to make no gifts of this kind unless there is provision for supporting and maintaining the library after it is built. The charter amendment is designed to meet this requirement, and it is submitted at the instance of those who are working to build up a free public library in this city.

No further argument on this matter is necessary. If Mr. Phipps does not want a free public library he does right in opposing the amendment. The council is seeking nothing more than an expression of the will of the people of the city on this matter.

2. Another of these amendments provides that if any assessment for special improvements, such as paving, sewers or water mains, is set aside by the court or declared illegal because of any technical defects in the proceedings leading up to it, the council may make a reassessment. The officials of the city are taking great care to have all preliminary proceedings leading up to the making of assessments for street improvements regular and in accordance with law, but occasions arise where this is extremely difficult. For example, the property owners may decide after paving has been ordered on their street that they want it narrower or wider. The council wants to follow the wishes of those who are to pay for the improvement and yet to change the width of the pavement after the work has been ordered might be held by the courts to invalidate the whole proceeding. It is to meet situations such as this that the amendment was prepared.

The city of Portland has a similar provision in its charter, and it has been held to be valid and legal by the supreme court of Oregon in a recent case. The city of Seattle also has such a provision in its charter, and it was recently held to be valid and legal by the supreme court of the United States. No one would object to a provision of this kind unless he had in mind contesting his assessments and did not want the city to have the power to reassess his property in case he succeeded in knocking them out.

Mr. Phipps has recently petitioned for a pavement in front of a large amount of his property in this city. Can it be possible that Mr. Phipps has in mind fighting his assessments after this pavement is laid, and in case he finds some technicality which will render the assessment invalid, does not want the city to have the power to remedy the defect, in order that he may escape paying for his pavement and make the taxpayers of the city, after paying for their own improvements, also pay for his out of their general tax. It is difficult to imagine any other reason for his opposition to this amendment.

A third amendment authorizes the city to assess a portion of the cost of trunk sewers or water mains against abutting property where these trunk sewers or mains can be used by the property owners as laterals. It is probable that this is the amendment which arouses Mr. Phipps' particular ire. The facts with reference to this matter, so far as it affects Mr. Phipps, are these: Just before the present administration took office a trunk sewer was laid at an expense of about \$20,000. It has never been paid for and some method must be found for meeting this obligation, either by general tax or otherwise. For a portion of its length this trunk sewer runs along North Riverside avenue in front of property owned by Mr. Phipps. This trunk sewer serves the purpose of a lateral sewer for this property. All the other property owners of the city must pay for lateral sewers in front of their property and for district trunk sewers leading to this main trunk sewer. It is proposed to assess against this property

as much of the cost of this trunk sewer as will equal the cost of a lateral sewer in front of this property, and then to pay the balance of the cost out of the general taxes. It is difficult to see how any fair-minded man can object to this arrangement. If the whole cost of this trunk sewer is paid out of general taxes the result will be that the taxpayers of the city, after paying for their own lateral sewers, will be furnishing Mr. Phipps a sewer in front of his property free of cost. Surely this would not be fair. Bear in mind, it is not proposed to assess against Mr. Phipps' property any more of the cost of this trunk sewer than he would have to pay for a lateral sewer for his property. He is escaping all the cost of a district trunk sewer by reason of the fact that the trunk sewer runs in front of his property. He is only asked to pay toward the cost of this trunk sewer such an amount as will equal its special benefit to him over and above its benefit to other property in the city. He can use the sewer both as a lateral and as a trunk sewer. We want him to pay for the privilege of using it as a lateral just as other property owners are paying for their laterals, and thereby lighten to some extent the burden of the taxpayers of the city.

Of course any taxpayer of the city who wants to pay for sewer facilities for Mr. Phipps after paying for his own will oppose the amendment. But those who want a square deal all around will support it.

3. The fourth amendment relates to the assessing of the cost of opening or widening streets. There is no provision in the charter covering this matter and one is badly needed. It is perfectly fair and equitable. Similar provisions are found in the charters of all modern cities. As matters now stand, if a majority of the property owners in any locality want a new street opened they must either pay their own share and the share of their tight-fisted neighbors, or the city must pay it out of its general fund.

Mr. Phipps proceeds with a wave of his hand to brush aside as unconstitutional and illegal these amendments. This is discouraging. He says that our constitution prohibits "retroactive and ex-post facto laws." Even assuming that these charter provisions are retroactive in their effect, which is not the case, will Mr. Phipps be good enough to cite the provision of the constitution of Oregon or of the United States prohibiting retroactive laws?

Surely Mr. Phipps does not consider these amendments "ex post facto" in their effect. The writer had always understood that this term applied only to criminal enactments. Possibly Mr. Phipps has the impression that the council is seeking to fine him for living on North Riverside avenue. Such, however, is not the fact. The council only seeks to have him pay for what he gets and not to saddle the cost of his own improvements on the other taxpayers of the city who are already sufficiently burdened in paying for their own.

Mr. Phipps also goes into a resume of the past litigation of the city. It is not apparent what connection this has with the matter in hand, but it may not be out of place to remind Mr. Phipps that in the litigation with Mr. Hanley the city got just what it went after, and got it for the exact price it offered before the litigation started. Where necessary to secure justice to the taxpayers of the city the administration will not run away from litigation. The city has an attorney paid by the year and will be at no considerable expense, and it may be that after exhausting all the resources of the Oregon laws for delay, Mr. Phipps, like Mr. Hanley, will find it advisable to make "concessions."

And while we are on the subject of the Hanley case, the writer cannot refrain from calling attention to the fact that Judge Caulkins has just ordered a jury to try the condemnation case of the Pacific & Eastern Railway company vs. Phipps in order that the company may save the financial loss that would result from the delay of waiting until September.

It is just a year ago, almost to a day, since the judge of the same court refused substantially the same thing to the city of Medford, though the delay in that case meant suffering, sickness and loss of life to many of our people. No criticism is meant to the action of Judge Caulkins in the pending case. It is clearly right. But what shall we say to the ruling in the city case? Simply this, that the world moves and that speedy justice in Oregon is possible if we elect officers who will serve all of us and not a few of us only.

Mr. Editor, I have already taken too much of your valuable space, but

BIJOU THEATRE
TONIGHT
Unexcelled Moving Pictures
 A NEW EXCUSE—Comedy.
 MOTHER'S GIRL—Drama.
 RATS—Comedy.
 FOXY SOLDIER—Comedy.
 Song, "Just to Remind You."
 EVERY SEAT 10c.

I feel that just a word is in order in explanation of the frequency with which charter amendments have been submitted to the people of late.

The charter of the city of Medford is an excellent one. It was prepared a number of years ago by Judge Crowell, W. I. Vawter and other public-spirited citizens. But at that time Medford was a village and the charter was designed for the government of a village. As Medford has developed from a village into a city, it has been found necessary to have additional provisions to meet the changed conditions, and it has been thought best to retain our present excellent charter as a foundation, making the necessary additions from time to time.

It is easy to criticize and abuse public officials. Criticism was not wanting when the council spent a couple of hundred dollars of the city's money last spring to send the mayor and one of their number to California to investigate paving matters. The fact that this trip resulted in breaking the paving combine in Southern Oregon and saved Medford \$80,000 on the present year's work is a matter concerning which the critics have kept silent. If the paving of streets, the laying of sewers and water mains and improving the city in a businesslike manner at lower prices than have ever been secured by any other city in Southern Oregon without graft or waste is an evidence of "moss," then the council accepts the appellation and believe the people of the city will accept the "moss and whiskers" with the rest.

PORTER J. NEFF.

EQUALITY OF THE SEXES HARDLY TO BE REACHED

WELLESLEY, Mass., July 18.—That true equality of the sexes may never be reached under present conditions and that even the most kindly disposed friend of suffragism cannot help adopting a different attitude in his relations with the opposite sex are two of the striking views held by Professor Mary A. Willecox, who for 27 years has been head of the department of zoology in Wellesley college, and who has just been made professor emerita.

"To insure the same treatment for boys and girls alike," says Professor Willecox, "it is not sufficient that the parents of the children dress the boys and girls alike, allow them to play the same games and in every sense put them on the same plane. Just as soon as a girl's sex is recognized men and women unconsciously adopt a different and less stimulating attitude toward her than toward a boy.

"There is no essential difference between a man's mind and a woman's mind, in my opinion, but this is a question that cannot be answered conclusively until the treatment of the sexes from childhood is exactly the same."

AUTHOR WILL TAKE LIFE IN HAND TO VISIT MEXICO

SAN FRANCISCO, July 18.—Assuring his friends that he will return to their midst with a whole skin, Herman Whitaker, author of "The Planters," one of the best sellers of the year, which heavily scores Mexican officials, left today for Mexico City, where he proposes to see President Diaz, talk with him about things in general, see into a few matters overlooked on his last trip, and then come back to the United States and write additional articles on modern conditions.

Whitaker's friends are fearful for his safety. He admits he has been covertly threatened.

If your store is twice as interesting a place as one that is twice as effectively advertised make your ads twice as interesting as the ads of the other store.

DESIROUS OF CURING THE DRINK HABIT.

We are honestly desirous of curing all who are addicted to drink, and if you are interested in anyone needing Orline we invite you to write us.

Our correspondence is confidential, and our replies are sent in plain sealed envelopes. Orrine No. 1 is a secret treatment, and No. 2 is for those who wish the voluntary treatment. \$1 per box. Write for free booklet on "How to Cure Drunkenness." The Orrine Co., 632 Orrine Building Washington, D. C. This leading druggist Indorse Orrine, and is sold by Leon B. Haskins.

NOTICE.

In the district court of the United States for the District of Oregon.

In the matter of Baker-Hutchason Company, an Oregon corporation, and the Hutchason Company, a partnership composed of J. F. Hutchason, C. W. Zorn and ——— Kugler, bankrupts.

The undersigned trustee of the above entitled estate in bankruptcy will receive sealed bids at his office, No. 7 First street, room 8, Portland, Oregon, up to 12 o'clock noon of Saturday, July 23d, 1910, for the following described property belonging to said estate, namely: A stock of merchandise, consisting principally of ladies' furnishing goods and shoes of the inventory value of \$23,838.25, together with a lot of store fittings and fixtures of the inventory value of \$2031.75, all located in store building at Nos. 14-18 North Central avenue in Medford, Oregon. Cash or a certified check for ten per cent of the amount offered must accompany each bid and the sale is made subject to confirmation by the court, the right being reserved to reject any and all bids. An inventory is on file at the office of the undersigned and the property may be inspected upon application at the store in Medford. Dated at Portland, Oregon, July 7th, 1910.

R. L. SABIN, Trustee.

To the creditors of the above-named bankrupts:

Notice is hereby given that a meeting of the creditors of said bankrupts will be held, in the office of the undersigned referee at Medford, Jackson county, Oregon, on the 20th day of July, 1910, at 2 o'clock in the afternoon to consider the sale of the personal property mentioned in the foregoing notice and to transact such other business as may properly come before said meeting. Dated July 7th, 1910.

HOLBROOK WITHERINGTON, Referee in Bankruptcy.

\$30,000.00 GENERAL FUND BONDS OF THE CITY OF MEDFORD, OREGON

The City Council of the City of Medford, Oregon, will receive sealed proposals for \$30,000.00 5 per cent twenty-year General Fund Bonds of the said city; bids to be filed with the City Recorder of the City of Medford, Oregon, not later than 4:30 o'clock p. m., July 29th, 1910.

Bids to be accompanied by a certified check on some National or State Bank within the State of Oregon equal to five per cent of the amount bid for; check to be made payable to the City Treasurer. The Council reserves the right to reject any and all bids.

ROBT. W. TELFER, City Recorder.

Dated at Medford, Oregon, this 11th day of July, 1910.



KODAK

Preserved Pleasure

You can enjoy all winter the pleasures of a summer trip—\$1.00 TO \$65.00

Medford Book Store