

FORTIETH YEAR.

MEDFORD, OREGON, MONDAY, JANUARY 30, 1911.

No. 267.

WANT STATE TO GIVE FUND FOR FIRE FIGHTING

Local Conservationists Are Wiring Friends In Legislature to Support House Bill 50 Calling for Appropriation of \$100,000.

MANY BUSINESS MEN ARE URGING MATTER

Oregon Is Only State Not Appropriating Fund for Purposes—Want Intelligent Action On Matter.

In an endeavor to secure the passage of House Bill 50, calling for an appropriation of \$100,000 towards the formation and maintenance of a state forestry bureau and fire patrol system, when it comes up before the ways and means committee of the senate and house at Salem tomorrow, local conservationists are urging that every one interested in the movement forward personal telegrams to the chairman of each committee requesting them to favor the appropriation. A large number of local business men have forwarded such telegrams.

Supervisor M. L. Erickson of the Crater Lake national forest, received a telegram from H. T. Allen, formerly a United States forester in charge of this district but now secretary of the Western Forestry and Conservation association, requesting him to put the matter before as many local men as possible and to ask them to telegraph their sentiments on the subject to either State Senator H. R. Albee, chairman of the committee on ways and means of the senate or Representative J. D. Abbott, chairman of the corresponding committee in the house.

According to information scattered about the state in pamphlets bearing the signatures of the Oregon State Conservation commission; the Oregon State Board of Forestry; the Oregon Forest Fire association; the Oregon Conservation association; and the Western Forestry and Conservation association, the state of Oregon is the only one which at present makes no provision for fighting forest fires.

Under the proposed law, a state forester would be appointed who would have power to arrest offenders against any forestry laws that are now in force or may be passed and he would also be supplied the necessary funds to carry on prosecutions.

Besides this, the fund would be available for the carrying on of an educational campaign by the state among the public and among timber owners.

MERCHANTS ARE AFTER REBATES

Local Business Men Are Collecting Shipping Bills and Receipts—Railroad Must Now Refund Extra Money Collected.

Medford merchants and shippers are collecting their shipping bills and receipts preparatory to collecting the rebate from the Southern Pacific for not enforcing the reduction in rates ordered in effect last October by the state railroad commission and which were protested on appeal to the federal circuit court by the railroad. The decision of the court last week ordered the reduction into effect and the railroad must now refund the extra money collected.

The reduction to Medford is about 20 per cent and the yearly cost to the Southern Pacific in southern Oregon is estimated at \$160,000, which means that this amount of money is saved to the people of this section. The saving to Medford shippers is about \$2200 a month.

The state railroad commission has on record in its office a statement showing all shipments made during this period, with the amount of re-

Jersey Prosecutor Plans War On Big Cold Storage Concerns.



PIERRE P. GARVEN.

The condemnation of the practices of cold storage concerns made in his inaugural address by Governor Woodrow Wilson of New Jersey has fired anew the indictment hopes of Prosecutor Pierre P. Garven of Hudson county. Governor Wilson asked the legislature to enact a law to govern this business, and the cold storage men of Jersey City, Hoboken and other points opposite New York city are apprehensive of more grand jury proceedings. Prosecutor Garven brought indictments against several of them last year, but it was held that the law was not sufficient to sustain them. Now Mr. Garven intends visiting Trenton and supplying data about the industry to the lawmakers. New York may have a cold storage law soon, and another effort will be made to pass a similar measure in Massachusetts.

HUME FISH BILL IN LEGISLATURE

As Introduced It Cannot Pass—It Prohibits Catching of Steelheads and Permits Taking of Salmon—No Limit On Size of Mesh.

SALEM, Or., Jan. 30.—The long awaited Hume fish bill, reopening the Rogue river to commercial fishing, has made its appearance.

The bill is a short one. It prohibits the catching of steelhead in the Rogue river, and permits the taking of salmon below the mouth of the Illinois all times of year, providing so closed seasons.

As introduced the bill cannot pass. No limit is placed on size of mesh used and no clause defines a steelhead, which under the laws of Oregon is classed as a salmon.

The absence of a closed season has outraged the Columbia river interests and the bill is generally regarded as a trick on the part of the Humes to hog it all.

Witness will catch salmon and steelhead both, unless large mesh is specified and under existing conditions, the steelhead will be classed as a salmon, so the Humes will be enabled to do as they please without restriction.

Ivan Humanson and D. E. Keasey, who are negotiating the sale of the property for the Hume estate, Mrs. E. D. Hume, widow of the "Lord of the Bogus," and Herbert Hume are in constant attendance and lobbying insistently in behalf of the measure.

Mexico Concentrates Troops.

SAN DIEGO, Cal., Jan. 30.—It was reported today from Tia Juana, across the Mexican line, and from Elmore, the capital of Lower California, that all the government's armed men that could be spared from ordinary police duty had been sent to Mexico.

Sacramento River Up.

SACRAMENTO, Cal., Jan. 29.—The Sacramento river at this point is at 24.5 feet today and with a continuation of the rain clouds are probable.

According to the records of the local weather bureau, January has had a greater rainfall than any year in the past 34 years.

CONTINGENT TO AUTO SHOW BACK

Many Agencies Are Secured by Local People—Many New Models Are Offered for This Season's Trade.

Medford's contingent to the auto show at Portland has returned, well pleased with new models offered and predicting a lively year. All of the leading makes showed the new models, and more classy cars were never exhibited. Among those returning Monday were Colonel P. L. Tou Velle, Ross Kline, Jack Flynn, Mr. and Mrs. J. C. Neff and John Morrill.

What was universally admired as the handsomest car on display was purchased by Mr. Morrill. It is a four-passenger, fore-door, 60 h. p. Locomobile, olive green color. It will be shipped to Medford in the next ten days.

Colonel Tou Velle purchased two carloads of new model Buicks, which he declares are among the automobiles leaders of the season. Among them is the new fore-door Buick that replaces the old model 17, the new model 21, which takes the place of model 19; model 27, which he thinks is designed especially for this country, being slightly larger than last year's model 18, is a five-passenger, four-inch cylinders, and selective transmission. Number 19, formerly the "White Streak," reappears as No. 33, considerably larger, with foot control. The Buicks this year, he states, is superior to any yet turned out in previous years.

Mr. Kline took the agency for the Reo and Apperson Jack Rabbit cars and expects a carload within the next fortnight. He is enthusiastic over the showing made by both makes.

Mr. Neff will handle the Locomobile at the Crater Lake garage, and expects to sell a number of these high priced cars that are famous for standing up under all kinds of conditions and use.

Mr. Flynn brings the cheering news that auto supplies have been reduced all along the time, tires being reduced a third and other repairs in proportion.

Signboard Kills Many.

PHILADELPHIA, Pa., Jan. 30.—Three persons were killed and several badly injured today when a signboard over a Market street shoe store fell on the heads of a big throng of shoppers. The crowd broke for shelter. Police prevented injury of any person in the rush.

THAT \$100,000 ROAD FUND IS STILL IN VAULT

Fund Appropriated by Legislature Two Years Ago for Building of Highway to Crater Lake Has Not Yet Been Turned Back to State.

MAY YET BE AVAILABLE FOR BUILDING OF ROAD

Majority of Legislators Are In Favor of Passing New Bill Which Will Find Favor In Court.

There is \$100,000 in the vaults of the state treasurer, appropriated by the legislature of 1909 for the construction of the Crater Lake highway. At the expiration of the allotted time the money will revert to the state. The use of this money is precluded at present by the decision of the supreme court holding the appropriation unconstitutional, and the problem for Medford to solve is to secure the passage of a bill that will find favor with the supreme court permitting the use of this money already appropriated.

Inquiry at the secretary of state's office confirmed the fact that the money was still on hand, untouched. Inquiry among legislators confirmed the fact that a majority were favorably disposed towards the use of the appropriation for the purposes it was made for—indeed, a majority of the senate comprises those senators who voted for the measure two years ago, while a large number of present house members also were friends of the measure, including Speaker Rusk.

The measure has many friends at the capital and inasmuch as no new appropriation is needed, the money already being provided for, should have an easier time in passing. A bill is being drafted for introduction this week which it is hoped will avoid the defect of the previous bill.

BRANDS TEDDY A NAPOLEON

Senator Davis Says T. R.'s Thirst for Dictatorship Was His Undoing—Has Been Consigned by Public to a Political St. Helena.

WASHINGTON, D. C., Jan. 29.—Brading former President Roosevelt as a defeated Napoleon who would spend his remaining career in political exile, Senator Jeff Davis of Arkansas today delivered in the senate a spectacular summing up of the "strenuous one's" alleged downfall.

"With a great brain and matchless courage," Davis said of Roosevelt in discussing popular elections, "in him is blended an unquenchable thirst for power and place. Feted and almost idolized by crowned heads while abroad, he returned and was accorded a reception as seldom falls to a returning hero. But for his undying thirst for dictatorship and his unbridled ambition to rule, he would have gone down in history as one of the greatest statesmen.

"But the people resented his 'new nationalism,' which was simply a reincarnation of the spirit of Hamiltonism, and they gave him such a stunning blow at the recent election that he has been definitely consigned to a political St. Helena."

WILL SENTENCE BURKE ONE WEEK FROM TODAY

SANTA ROSA, Cal., Jan. 29.—Sentence upon Dr. Willard P. Burke, convicted of having dynamited the tent of Lu Etta Smith, will be passed next Monday, according to Judge Emmett Seawell, before whom the aged sanitarian proprietor appeared today. A motion for a new trial was filed today.

The continuance was granted on motion of Attorney Leppo, Dr. Burke's counsel, who asked time to prepare his argument for a new trial.

English Nobleman Who Will Wed Miss Vivien Gould In February.



LORD DECIES

John Graham Hope Horsley Beresford, fifth Baron Decies, who is to wed Miss Vivien Gould, second daughter of George J. Gould, in February, according to unofficial announcement, has a long record as a sportsman and a soldier. He is forty-four years of age and a typically robust English officer in appearance. Though his bride to be is but eighteen, they have many likes in common, particularly hunting. Baron Decies is also a polo player of international reputation. He is lieutenant colonel of the Seventh hussars, winner of the distinguished service medal in the campaign against the Mad Mullah, and also won renown in the Matabele and Boer wars.

BRAVES SNOW TO REACH HUSBAND

Wife of Ranger W. C. Neff of Forest Service, Accompanied by Children and Driver, Sleighs Over Deep Snows to Get Here.

After a journey over the Odessa road, during which her sleigh was almost held solid by huge drifts of snow, Mrs. W. C. Neff, wife of Acting Supervisor Neff of the Crater national forest, arrived in this city from Klamath Falls last night.

She was accompanied by two children and Dick Brightenstien of Klamath Falls, who drove the team.

The journey required ten hours to complete, despite the fact that four heavy draft horses, averaging in weight 1800 pounds each, were harnessed to the conveyance.

Several times while traversing the Odessa road, snow to a depth of over four feet was encountered and it was only by heroic work on the part of the driver and horses that the sleigh was kept from being snowbound.

As soon as Supervisor M. L. Erickson returns from an inspection tour, Ranger Neff will return to his station on Klamath lake.

Says Diamond Is Jonah.

CHICAGO, Ill., Jan. 30.—May Yoho predicted that Edward B. McLean's gift of the famous Hope diamond to his wife would result in misfortune.

"The diamond was a 'Jonah,'" she said, "it's touch blasted everyone who ever owned it and I fear for Mrs. McLean. A year will tell; if her luck doesn't overtake Mrs. McLean inside that time I will believe that the diamond has lost its spell."

Archbishop Ryan Dying.

PHILADELPHIA, Pa., Jan. 30.—Weakened by his efforts in behalf of the firemen's benefit cause, Archbishop Ryan, 80, is believed to be dying today of heart disease, and prayers in his church have been asked of all Catholics. The Archbishop was greatly interested in the firemen's benefit and worked unceasingly to make it a success.

Dr. Anders L. Place announced that his condition was critical. Archbishop Ryan's health has been failing for a year.

COMMISSION IS NOT A COURT

In Reply to Complaint of Medford Traffic Bureau State Railroad Commission Points Out Its Standing in Bearing of Cases.

SALEM, Or., Jan. 30.—In reply to a communication from the Medford traffic bureau requesting that the state railroad commission law be amended to compel both complainants and defendants to submit their cases at the first hearing of a complaint against a railroad, the state railroad commission has replied as follows:

"Apparently the distinction between a court and court procedure and the duties of an administrative body have been overlooked. As between two individuals, a court is usually simple and resolve themselves down to a narrow question of fact. If, however, as in equity cases, there is a complicated issue of fact, very frequently the matter is referred to a referee and the taking of testimony proceeds very much as before the commission, from time to time until the relevant facts have been fully brought out.

"On the other hand, the complainant in a case instituted before the commission in no sense of the word has control of the proceedings. It is the duty of the commission, when the complaint is filed, to investigate the matter in such a manner as to bring out all relevant facts, both from the standpoint of the carrier and the public generally, and in doing so it is not bound either by the case made by the complainant or the carrier, but is permitted to extend its investigations to the limit in order that all facts may be fully before it. In other words, its procedure is much the same as would be that of a committee of a legislature and in no sense of the word is it a mere umpire to sit for the purpose of merely determining which party has borne the burden of proof. The responsibility is with the commission and not with the complainant.

"This was presented before the supreme court of the United States in the Proctor and Gamble case, where the supreme court said of the interstate commerce commission that it acted generally in the public interest and that the complainant which appeared before it did not control the proceedings, and that the public was not bound either by his omission in

EGGLESTON'S SPANISH WAR BILL PASSES

Burial Plot in Riverview Cemetery In Portland Will Be Purchased—\$4000 Is Appropriated—Eloquence Marks Fight On Bill.

ASTORIA FAILS TO GET THAT \$100,000

Dr. Lee Steiner Will Have a Chance to Explain Before the House—Press Association Under Fire.

SALEM, Or., Jan. 30.—House bill No. 23, which appropriates \$4000 for the purchase of a burial plot in the Riverview cemetery at Portland for veterans of the Spanish war, passed in the house this morning. It was introduced by Eggleston of Jackson. Steelhammer and Johnson of Marion bitterly assailed the bill, which they termed public extravagance, and Huntington of Douglas county, who received a big socialist vote at the last election, tried hard to have the bill defeated.

Fouts of Multnomah county, who was a member of the Second Oregon regiment, made an eloquent plea for the passage of the bill. His speech was the best heard yet on the floor of the house, and he was applauded by both the houses and galleries. The bill passed by a vote of 38 to 15.

Astoria Turned Down. Astoria was turned down by the senate today when the bill asking for an appropriation of \$100,000 to assist that city in its centennial celebration was killed by a vote of 14 to 11. The Astoria delegation is making an effort to have the bill reconsidered and the question of extending aid to the fish town will probably receive some more threshing out in the senate either Tuesday or Wednesday.

Bigelow of Multnomah county today introduced a bill in the house asking for an appropriation to defray the preliminary expenses of a survey to be made by the senate for the construction of a bridge across the Columbia river near Portland.

Steiner Will Explain. Dr. Lee Steiner, superintendent of the state asylum, will have an opportunity of appearing before the house and answering the charges preferred against him. The committee on resolutions today reported favorably the resolution presented last week asking that the superintendent make an explanation on the floor of

(Continued on page 2.)

TEMPERATURE UP; BAROMETER DOWN

Snow and Rain Is Forecast for Tonight—To Date Season's Rainfall Is a Little Over 16 Inches—No Change From Cloudy Weather Yet.

The barometer lost its grip this morning and took a tumble, indicating a little more snow for tonight. The thermometer, this morning, however, was up, but a chill is expected by nightfall. If the chill comes, then rain will fall, otherwise it is snow.

The barometer came down from 31 to 29 this morning. The temperature registered at 49.

The total rainfall this season is something over 16 inches. This assures plenty of moisture for the coming fruit crop.

CARRIE NATION IS NEARING HER GRAVE

EUREKA SPRINGS, Ark., Jan. 30.—Friends of Carrie Nation here are in receipt of news that the famous anti-saloon crusader is sinking rapidly and that her death is momentarily expected.