

CLEARINGS BANK CLEARINGS \$53,915.66

MEDFORD MAIL TRIBUNE

WEATHER Fair—Mar. 29.79, Max. 62, Min. 37, Mean 60.

Forty-First Year. Daily—Sixth Year.

MEDFORD, OREGON, MONDAY, APRIL 24, 1911.

No. 28

S. P. LOSES LAND GRANT CASE RUSHING TIMES SUSPECTS TO THE COAST

BURNS SAYS HE HAS COMPLETE FACTS IN CASE

War to the Knife is Expected to Follow Arrests of Union Men for Dynamiting Los Angeles Times Last October.

DENOUNCE 'RUSSIAN' METHODS IN DEALING WITH LEADERS

Dynamite is Found in Building Occupied by Council—Times is Bitter.

MAY SEEK TO FREE McNAMARA EN ROUTE

PUEBLA, Col., April 24.—Labor leaders here today refuse to confirm or deny a story that an attempt would be made to take McNamara, international secretary of the Structural Iron Workers, from the custody of Burns detectives by habeas corpus when the arrested labor leader arrives here this afternoon on his way to Los Angeles.

CHICAGO, April 24.—War to the knife between labor and capital on the Pacific coast, with the hands of the labor men strengthened by a monster fund contributed from all over the country, is the predicted result here today of the arrest of John J. McNamara, international secretary of the bridge and structural iron workers of America; his brother, Jas. W. McNamara, and Orrie E. McManigal for complicity in the Los Angeles Times explosion.

Labor leaders here today are a unit in denouncing the "Russian" methods used in the arrest of the McNamaras and McManigal and charge that "the third degree" was unmercifully used to extort a confession from McManigal.

Persons who have seen McManigal's confession declare that beside the story told by Harry Orchard pales into insignificance. It is declared to recite in detail how more than 100 lives have been sacrificed and \$3,500,000 in property has been destroyed in the dynamite war of the workers against wealth.

Details were learned here today of the way in which James McNamara and McManigal were treated. Brought here, the two were separated and McManigal was confined in the home of City Detective William Reed in South Chicago. Both were "sweated." McNamara maintained his innocence and refused to talk. Finally, it is said, McManigal broke down and confessed, talking for four hours before a stenographer and detailing a whole series of bomb outrages.

He said McManigal himself suggested that he be taken to the Reed home.

Both McNamara and McManigal were kept for a week at Reed's home and treated as guests, not as prisoners, said Wood. "We did not need to administer any 'third degree,' McManigal was already willing to tell all. He was not mistreated or bullied. McManigal had a stenographer for more than a week and frequently consulted memorandum book and papers. Detectives Reed and Bendler, acting for William J. Burns, are taking the men arrested to the Pacific coast."

INDIANAPOLIS, Ind., April 24.—Intimation that labor leaders who maintain that evidence against them has been deliberately "planted" was made here today by F. M. Ryan, international president of the bridge and structural iron workers of America, following the discovery of dynamite, nitro-glycerine, fuses and caps in the building here which is occupied by the offices of the organization.

"To those who know," Ryan said, "that detectives employed by the Manufacturers' association in the past have wilfully created evidence for the purpose of convicting labor leaders, the mere finding of explosives is not convincing. We already have evidence in our hands that strangers had access to the vault where dynamite is reported as having been found.

"It seems strange, doesn't it, that it should have been found necessary to kidnap Secretary McNamara when the detectives assert they had plenty of evidence against him? They evidently

SAYS ROOSEVELT IS FOURFLUSHER

Henry T. Rainey Declares He Will Go to the Bottom of This "I Took Panama" Business—Has Stacks of Evidence.



WASHINGTON, April 24.—"I am going to the bottom of this 'I took Panama' business of Colonel Roosevelt, and I intend to show our former president up as a four-flusher. I have the goods on him now." In this manner did Representative Henry T. Rainey of Illinois today again declare his intention to get to the bottom of Colonel Roosevelt's remark in California that he "took Panama." Stacks of evidence have been pipaced at Mr. Rainey's disposal and he is said to be preparing a resolution for introduction into congress calling for an investigation.

THINK WAR IS OVER IN MEXICO

Belief in El Paso is General That Insurrection is Thing of Past—Madero Has Telegraphed for Dr Gomez to Come.

EL PASO, Tex., April 24.—Belief that the Mexican insurrection is over, general here before, was made practical certainty today when announcement was made that if the five-days' armistice agreed upon should prove insufficient for Madero and his chiefs to agree upon terms with the Diaz government, the peace time will be indefinitely prolonged.

Madero has telegraphed Dr. Vasquez head of the Washington junta, to come here and assist in the poor parlors. Gomez replied that he would leave in two or three days.

Americans among the rebels have disgustedly come to the conclusion that there will be no more fighting. Hourly they are drifting into El Paso by threes and fours and are looking for more peaceful occupations than that they have followed under Madero's standard. Many of the Mexicans who have been fighting in the rebel ranks also have come into El Paso.

10 MINERS ARE REPORTED BURIED

Explosion is Said to Have Caused a Cave-in, Closing Entrance to Mine Entombing 10 Men—Little Hope for Them.

CUMBERLAND, Md., April 24.—Ten coal miners are reported entombed in the Ott mine of the Davis Coal & Coke company, near Elk Garden, W. Va. An explosion caused a cave-in, closing the entrance to the mine.

\$250,000 FOR UNION DEFENSE

DENVER, Col., April 24.—"We will subscribe \$250,000 to defend John J. McNamara if it is needed. Every man of the 50,000 in the Western Federation of Miners will be assessed \$5 to fight his case."

Scenes During Recent Wine Riots In France



WINE GROWERS OF ALICE BURNING TAX RECEIPTS.

15 PERSONS ARE LOST IN WRECK

Typhoon Wrecks Steamer Near Manila—All But 15 Are Rescued by Nearby Fisherman—Number Could Not Be Found.

MANILA, April 24.—It is believed today that 15 persons, including one American, perished when the steamer Charles Polatz foundered in yesterday's typhoon, while en route from Corrigador to Manila.

DOG GUIDES TO SPOT OF MURDER

Fox Terrier Leads Officers Across County to Spot Where His Master Was Murdered—Body Taken to River in Wagon.

CHICO, Cal., April 24.—Led 20 miles across the valley to Middle Glenn county plains by a fox terrier dog belonging to G. W. Baker, who is believed to have been murdered and thrown into the Sacramento river near here, detectives in an automobile today found the spot where the Redding mountaineer is believed to have been slain. Investigation disclosed strands of hair, clots of blood and the ground gave evidence of a fearful struggle. The police now believe that Baker was murdered at this spot and his body placed in his own wagon, driven 20 miles to the river, where it was made way with.

JOY OVER ARRIVAL DROVE TO SUICIDE

TACOMA, Wash., April 24.—Joy over the advent of a new baby at his home caused S. N. Peterson of this city to commit suicide Sunday following a celebration that had lasted four days. Making his will and bidding his wife goodbye, Peterson walked into the yard of his home on Grant avenue and swallowed carbolic acid. For half an hour he walked about the effect of the poison neutralized by the quantity of whiskey he had imbibed in celebrating the birth of the child. He died at a hospital.



REWARDS HAVE SHRUNK MUCH

Burns Stands Chance of Receiving Between \$5000 and \$150,000 if Conviction Follows Arrests Made on Saturday.

LOS ANGELES, Cal., April 24.—With the announcement of the arrest of the trio of Times dynamite suspects in Indianapolis, the rewards said to have been offered locally for the capture and conviction of the guilty parties have shrunk considerably.

Investigation today shows that Detective Burns and his assistants stand a chance of receiving \$5,000 or possibly \$15,000 in case the men under arrest at present are convicted. Following the explosion it was widely published that \$100,000 reward was paid for the capture of the dynamite. The Merchants' and Manufacturers' association offered \$50,000 alone. The association will not pay this, according to J. J. Zschandner, association secretary.

The reward reported to have been offered by our association was never made officially, said Zschandner.

"Then the association has no reward outstanding for their capture?" Zschandner was asked.

2 FISH AND GAME MEMBERS ADDED

Muscantine, Iowa, is in the Charge of Troops—Martial Law Prevails—No Night Meetings Can Be Held, Says Officer.

MUSCATINE, Ia., April 24.—State troops called out by labor troubles here are virtually in charge of the city and practical martial law prevails. Manager Ball, in command of the soldiers, has issued orders against any night street meetings. Persons will not be permitted to congregate on the streets after 9 p. m. without stating their business to the military patrol and persons out after 11 p. m. will be escorted home. If they repeat the "offense" they will be arrested.

LABOR UNRELIABLE; NO FAIR IN 1920

PARIS, April 24.—Because French labor is so unreliable there is to be no International Exposition in Paris in 1920.

It had almost been decided upon, this great exposition, when the matter was finally referred to the Paris chamber of commerce for settlement. After considering the question at length, all the objections brought by other bodies against the project were set aside, and a new one, in the opinion of the chamber of commerce, the all important one, was brought forward. The report, issued in the name of the president of the chamber of commerce, stated this objection in detail, omitting mention of all others, intimating that the others were possible to overcome whereas the new one, the unreliability of labor, was insurmountable.

Wilson to Speak. NEW YORK, April 24.—Governor Woodrow Wilson of New Jersey will speak here tonight at the fourth annual banquet of the Free Synagogue. His topic will be "The Relation of Politics and Morals." Senator Borah of Idaho will also speak.

Yale's Track Meet Opens. NEW HAVEN, Conn., April 24.—Yale's annual spring track meet opened the outdoor athletic season here today. Later the athletes will go to Philadelphia to compete in the Pennsylvania relay games. Dual meets will be held at Princeton May 6 and with Harvard here May 12.

Pilgrimage Plans Complete. CINCINNATI, O., April 24.—Plans for a pilgrimage of 100 American kindergarten teachers to Europe will be completed at the annual convention of the International Kindergarten union, which opened here today. A large number of teachers are attending.

MONS. STOLYPIN GETS IN WRONG

Council of the Empire Listens to His Explanation But Fails to Announce What Action They Will Take in the Matter.



ST. PETERSBURG, April 24.—The council of the empire today heard Mons. Stolypin's explanations with regard to the interpellation attacking the government which the council adopted in solemn session on April 16, following a discussion devoted to criticism of the government's action in promoting a bill by imperial prerogative in a recess of the council and duma ordered expressly for that purpose.

DOUBT DEATH GEN. BERTHOLD

Ensenada Does Not Credit Report That Rebel Leader Was Killed at Alamo—Think Report is But a Blind.

SAN DIEGO, Cal., April 24.—That Gen. Simon Berthold, the rebel leader in lower California, was killed at Alamo recently as reported is seriously doubted at Ensenada, where it is believed that reports of the rebel leader's death were given out as a blind. Captain Knowles of the steamer San Diego, just in from Ensenada, says the federals there laughed at the story.

STATE TROOPS ARE CALLED OUT

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GOVERNMENT IS VICTOR IN SUIT

\$76,000,000

Hard Fought Case is Decided by Wolverton—Decision Contains 25,000 Words—Involves 2,500,000 Acres of Oregon Land.

CASE WILL BE CARRIED TO U. S. SUPREME COURT

Has Been Waged in Court for Months—Much Southern Oregon Land Affected.

PORTLAND, Ore., April 24.—In its suit for the recovery of 2,500,000 acres of land, valued at \$75,000,000, from the Southern Pacific railroad, Judge Wolverton in the United States circuit court today rendered a decision finding for the government in every contention. The land is located in western and southern Oregon and follows the line of the railroad through the southern part of the state. The decision to all intents and purposes throws out of court both the cross-complaint and intervenors in the suit, which include 45 settlers who claimed rights to portions of the land involved in the action.

Over-rules Demurrer. The court overruled the demurrer of the Oregon & California railroad, a part of the Southern Pacific, to the government's complaint and sustained the demurrer of the railroad company to the cross-complaint of the actual settlers on some of the land in question known as the Lafferty intervenors and also all intervenors who came into the suit after filing of the government's complaint.

Attorneys for the S. P. have not yet determined what action they will follow, but it is expected that the case will be carried to the United States court. William D. Fenton, chief counsel for the railroad interests, said he was confident that the railroad would finally win. He said the decision reduced the question to one between the government and the railroad.

Will Appeal Soon. It is probable that attorneys for the various intervenors who number hundreds will appeal within 30 days in the hope that they may be reinstated in the case with a right to secure the land which they claim the railroad should have sold them upon their offer of \$2.50 an acre, the stipulated price. The decision comprised 25,000 words and it required three hours to render it.

When congress gave the land grant to the Oregon & California railroad, since absorbed by the Southern Pacific, it provided in the grant that the company should sell it to actual settlers in tracts not to exceed 160 acres to each settler and at a price of not more than \$2.50 an acre. This was done with a view of bringing about a rapid settlement of Oregon.

1000 Acres Sold. The government alleged, however, that as much as 1,000 acres of land was sold to single individuals in direct violation of the contract and the government in September of 1908, took action asking for cancellation of the patent of the tract.

Previously A. W. Lafferty, now a congressman, had filed a suit against the company asking that title be given to 45 persons who asserted they had settled on the tract and had been refused title. In its action the government included these people in its suit for recovery.

Based on Two Grants. The suit is based upon two grants to the Oregon & California railroad. The first grant was made in 1854 and 55 and 56; the second in 1879. These gave the railroad the right to every other section of land on each side of its right of way provided the line had actually been constructed.

There was not much sale for the lands until after the panic of 1893, when the railroad company raised its price to \$10 an acre. This was after the Oregon & California had been absorbed by the Southern Pacific.

Special Prosecutor Townsend, in charge of the government's case, declared that this was a violation of the articles of the grant while the railroad's attorneys asserted that the government had no right to stipulate at what price the lands were to sell.

Boutell Gets Job. WASHINGTON, D. C., April 24.—Another lame duck was provided for today when President Taft nominated Henry M. Boutell, former congressman from Illinois, to be minister to Switzerland. Edwin Morgan's name was also sent to the senate. He will be minister to Portugal.

Look at a few of the furnished rooms advertised—and pack your trunk!

Look at the advertised real estate with a coldly critical eye—and if it still "looks good," buy!