

# PACKERS FAIL TO GAIN DELAY IN HIGH COURT

Supreme Court Today Denied Application of Beef Barons for a Stay of Trial—Plea remains on the Docket.

## CARPENTER SAYS CASE WILL BE CALLED SOON

Attorneys for the Packers Refuse to Say Whether They Will Seek to Delay Case Again.

WASHINGTON, D. C., Dec. 5.—The United States supreme court today denied the application of the Chicago packers for a stay of trial.

The appeal of the packers was based on the contention that the anti-trust law is constitutional. The plea, as such, remains on the docket.

CHICAGO, Ill., Dec. 5.—Judge Carpenter of the United States district court here announced that the cases of the packers indicted for criminal violation of the Sherman law would be called in his court tomorrow at 10 o'clock.

Attorneys for the packers refused to say whether they would try further subterfuges to escape trial.

# HE SAYS CAPLAN'S HOME IS KNOWN

Man Wanted for Aiding in Dynamiting of Los Angeles Times Is Said to Be Under Surveillance in the Middle West.

PORTLAND, Ore., Dec. 5.—Otto Kulper, local superintendent of the Bureau Detective agency, today admitted that David Caplan, wanted for aiding in the dynamiting of the Los Angeles Times, was under surveillance in the middle west and would be arrested as soon as the authorities are prepared to handle his case.

**Rushlight Not Pleased.**  
PORTLAND, Ore., Dec. 5.—Informed that the McNamaras had both been given prison sentences today, Mayor Rushlight, who was elected by organized labor, said: "The sentences are unsatisfactory. They should have been hanged for the diabolical acts they were party to."

BREMERTON, Wash., Dec. 5.—The battleship Oregon arrived here yesterday from San Francisco, carrying a detachment of naval prisoners and supplies for the navy yard.

## CALLS STEFFENS ANARCHIST.

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men was forthcoming.

"The notion broached in the Steffens article that the McNamaras in the commission of the crimes as confessed by them are 'two heroes' is offensive to common intelligence and repellant to the conscience of all just men—to say nothing of the abhorrence of the law for such sentiment, and I am confident that the district attorney was not influenced by any such sentiment in considering the proposal that the defendants should withdraw their pleas of 'not guilty.'"

### Mercy Only Factor.

"Upon the entry of the pleas of 'guilty' both defendants placed themselves upon the mercy of the court, and the responsibility—sole and undivided—devolved upon the court to determine the punishment. That some mitigation of the extreme penalties demanded by the outraged law might reasonably be expected as a consequence of the change of the pleas in these cases, in accordance with a principal commonly accepted in the administration of criminal jurisprudence. That expectation has not been disappointed in these cases. At the same time the duty of the court in fixing the penalties in these cases would have been unperformed had it been swayed in any degree by the hypothetical policy favored by Mr. Steffens (who, by the way, is a professed anarchist) that the judgment of the court should be directed to the promotion of compromise in the controversy between 'capital' and 'labor.'"

# TRUE BILLS ARE FOUND BY JURY

Myron S. Martin, "Chic" Bowlin and Ferguson Must Face Trial, as Grand Jury Returns True Bills Against Them.

The grand jury, now in session yesterday returned a true bill in the following cases:

Myron S. Martin, pointing a gun purposely and with malice, and for carrying concealed weapons. This is the case wherein Martin drew a revolver on Mrs. Al Armstrong of this city on December 1, and threatened to kill her if she would not leave with him.

Richard Thomason, robbery by assault.

Bert ("Chic") Bowlin, assault. Bowlin is a colored man and a pugilist, and is charged with assault upon the person of Charles Tschigri in Medford.

State vs Ferguson, forgery. Ferguson is charged with forging the name of the People's theater to a check and passing it on T. E. Daniels of this city.

# ONLY 16 STICKS DYNAMITE USED

LOS ANGELES, Cal., Dec. 5.—That either of the McNamaras in their statement to the district attorney made any confessions implicating others than themselves was denied by their counsel today. Darrow had stated that Jim had told Fredericks only how he came to Los Angeles; that there were 16 sticks of dynamite in the bomb and that it was planned merely to cause damage, not to kill.

He made no statement regarding who sent him here, or whether, as has been stated, that M. A. Schmidt, now a fugitive, accompanied him. John J. McNamara, the lawyers say, simply told Fredericks that he had hired McNamara, as the latter has stated, and used Jim to pull off jobs.

Despite these denials, the men in charge of the federal grand jury probe insist that both McNamaras will make a clean breast of all they know when they are called as witnesses there, probably Thursday or Friday.

## McNAMARAS SENTENCED.

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ality for the crime to which he pleaded guilty."

James B. McNamara was in a state of complete collapse as he sat down. His form trembled and a bright flush was in evidence on his face.

There was not an instant's delay. As James B. McNamara sank into his chair Fredericks was on his feet moving the sentence of John J. McNamara.

The latter stood up as Judge Bordwell began to read the indictment which charged him directly with having set off dynamite at the Llewellyn iron works on December 25, 1910, with intent to destroy property and "intimidate men and women."

The face of the big labor leader was a curious study as he stood gazing first at the judge on the bench and then at his counsel, who sat hopelessly across the room. His eyes were deep and sunken and the deep lines that have appeared in his face since he admitted his guilt last Friday seemed to be accentuated.

His long gray hair was ruffled and his disheveled appearance showed the worry he had been through since the truth was admitted by him.

Fredericks recommended mercy. Judge Bordwell immediately imposed a sentence of fifteen years in San Quentin prison, repeating much of his exhortation of James B. McNamara, but adding:

"You are fully as guilty as he, and deserve absolutely no consideration at the hands of this court. But as you have pleaded guilty, I will make the concession suggested by the district attorney and will impose a moderate sentence."

As soon as the sentences had been imposed the court demanded of the men whether they ever learned any trade.

James B., who stated that his middle name is Barnabas, not Brice, as has been stated, announced that he was a printer by trade, while John J. said he had never learned any trade but that of a structural iron worker.

At a signal from the judge, Sheriff Hammell and his deputies closed about the two men and they were hurried out of the court room and back to jail.

Haskins for Health.

# 1500 PUPILS IN SCHOOL DISTRICT

Increase Will Be Shown This Year Over 1910 Census, Which Was 1,390—Enumeration Will Soon Be at an End.

The work of taking the school census of Medford school district is fairly well under way and will be completed within the next three or four days.

Harry Porter and Vern Marshall are the enumerators and up to Saturday night they had turned into School Clerk Oris Crawford 1,100 names. It is estimated by Mr. Crawford that the total school census will show over 1,500 persons of school age in the district. The census for last year was 1,390.

# JOHN ROGERS IS HELD FOR MURDER

Coroner's Jury Holds Man for Murder of Benjamin A. Goodman, a Diamond Salesman, in San Francisco.

SAN FRANCISCO, Cal., Dec. 5.—John Rogers was this afternoon declared guilty by the coroner's jury of the murder of Benjamin A. Goodman, who was robbed of \$5000 and killed in the basement of the San Francisco Produce company.

Opposite the prisoner, smiling and chattering, sat Hazel Smith, his consort, the woman who betrayed him to the police, and whom the detectives declared was indirectly responsible for the crime. They say it was that she might wear diamonds that Rogers killed Goodman.

# WOLGAST RAPIDLY GROWING WELL

LOS ANGELES, Cal., Dec. 5.—With the passing of the fifth day since the operation for appendicitis, Adolph Wolgast, world's champion lightweight, passed the crisis of his illness and all danger of blood poisoning is past.

Outside of a little restlessness, natural under the circumstances, and the condition of absolute quietness imposed upon Wolgast, his condition today is perfectly normal.

## MEDFORD MARKETS.

### Market Prices.

- Vegetables.**
- Potatoes—\$1.80 per cwt.; 2c lb.
- Cabbage—2c.
- Parsnips—2c.
- Lettuce—5c head.
- Carrots, 1 1-2c.
- Beets—1 1-2c.
- Onions—1 1-2c.
- Celery—50c @ \$1 doz.
- Cauliflower—10 @ 15c head.
- Turnips—1 1-2c.
- Radishes—5c bunch.
- Onions—Green, 5c bunch.

- Fruit.**
- Cocoanuts—10c each.
- Prunes—Dried, 10c lb.
- Lemons—25c dozen.
- Bananas—10c to 20c per dozen.
- Oranges—25 @ 45c doz.
- Cranberries—15c qt., 2 for 25c.

- Butter Eggs and Poultry**
- Butter—Fresh ranch, per roll, 65c; creamery, 80c.
- Eggs—Fresh ranch, 50c.
- Poultry—Hens, dressed, 15c; live, 12c; springs, dressed, 12 to 15c.
- Turkeys—20c to 25c, dressed.

- Meats, Wholesale**
- Beef—Cows, 4 1-2c; steers, 5c @ 25c.
- Pork—5 1/2c and 6c.
- Veal—Dressed, 7 1/2-10c.
- Mutton—3 @ 3 1-2c, live; lambs, 7 1-2c.

- Hay and Feed.**
- Hay—Timothy, \$14; alfalfa, \$14; grass, \$12; grain hay, \$14.
- Grain—Wheat, 95c bushel; oats, \$35 ton; barley, \$35 ton.

## Ryan Disappears.

INDIANAPOLIS, Ind., Dec. 5.—Herbert Hoekin, second vice president of the International Union of Structural Iron Workers, today professed himself unable to account for the absence of President Ryan of that union. "I expected Ryan to arrive here yesterday," he said. "I am unable to explain his absence."

# BOB SMITH WINS OUT BY 3 VOTES

Out of Six Offices to Be Filled at Grants Pass, Socialists Capture Three—Smith to Rout the "Blind Piggis."

GRANTS PASS, Dec. 5.—Robert C. Smith, avowed enemy of "blind pigs," stands the victor today in one of the hottest mayoralty fights this city has ever seen, by the narrow margin of three votes. Mr. Smith defeated Dr. J. C. Smith and E. V. Smith, the latter being a socialist. The vote stood: R. C. Smith, 319; E. V. Smith, 258; Dr. J. C. Smith, 316. As a result it is believed that the "blind pigs" which have flourished in this city during the past two years will be closed at once.

Out of six offices to be filled, the socialists captured three—two councilmen and the city treasurership. George P. Jester, who was elected treasurer, is a banker-socialist, being cashier of the Grants Pass Savings & Trust company.

The vote by wards for councilmen was as follows:

- First ward—G. M. Caldwell (socialist) 112, Frank South 109.
- Second ward—Angus McLean 110, Carl Williams 83, J. A. Bittenger (socialist) 41.
- Third ward—H. J. Clark 87, C. W. Sturgeon 61.
- Fourth ward—M. J. Anderson 67, C. D. Smith 70, W. E. Everton (socialist) 119.

# GRANT DIMMICK IS OREGON CITY MAYOR

PORTLAND, Ore., Dec. 5.—Grant Dimmick is Oregon City's next mayor. He defeated William Anderson by a majority of 112. Six hundred and sixty votes were cast in yesterday's election.

At Albany P. D. Gilbert defeated L. M. Carl for mayor by twenty-nine votes.

The voters at Salem endorsed the non-partisan primary for the future nomination of candidates for municipal office.

## WOULD ABOLISH COMMERCE COURT

WASHINGTON, D. C., Dec. 5.—Senator Poindexter of Washington this afternoon introduced a bill in the house of representatives to abolish the court of commerce.

## Gift to Run Again.

SEATTLE, Wash., Dec. 5.—Hiram C. Gill, the former mayor of Seattle, who was recalled as a result of the expose of the vice syndicate, has announced his intention of running for mayor again. He will begin his campaign during the latter part of this month.

## ERNEST J. SIAS.

The following from the Chautauqua Journal, of Kansas:

"Thursday evening the second number of the Chautauqua lecture course was rendered by Ernest J. Sias, in his lecture 'The Lost Chord.' We do not believe there was a per-



son present but felt that he was better able to face life's battles on Friday morning than he ever was before. We heard one of our business men remark this morning, 'Because of that lecture this will be a better town in the future.' It was worth the price of the whole course," said another. It was full from beginning to end of just such advice to humanity, if followed, as would make this world more worth living in. If the committee will furnish us a Sias for our next lecture, the house will be packed rain or shine, 'boots or no boots.'"

Mr. Sias will deliver his lecture at the Natatorium, Medford, on Thursday evening, December 7th.

# JACKSON COUNTY PIONEER DIES

Thomas A. Newman, a Jackson county pioneer, died at his home in Central Point on Monday of this week, aged nearly 87 years. Funeral services are being held this afternoon from the family residence.

Deceased came to California from the east in 1852, and in 1877 came to Jackson county, where he has since resided and engaged in farming. Those of the near relatives who survive him are his wife, living in Central Point; Mrs. D. R. Solias of Medford; Mrs. Robert Lewis of Paisley, Ore.; Mrs. Frank Lewis of Pasco, Wash.; Mrs. Charles Clark of Central Point; Ralph Newman of Ontario, and Robert Newman of Central Point.

Haskins for Health.

# POTTERY COMPANY READY FOR BUSINESS

The organization of the Rogue River Pottery company was perfected today with offices at 209 Garnett-Corey building. This company has leased for the term of twenty years the plant known as the Ray brick plant, nine miles north of the city.

This plant is one of the largest on the coast, equipped with best modern machinery, kilns and buildings. New additions will be erected immediately.

The company starts out with the best encouragement of the people of the valley. Already orders are being booked for drain tile, chimney flues, silica, face and common brick. The organizers of the new enterprise are Messrs. J. H. McNichols of the Oregon Brick company, Portland, Ore.; George E. Boos, former secretary of

# OLD RESIDENT OF THIS COUNTY DIES

Rebecca Jane Martin, wife of John A. Martin, died at the family home on the Medford-Central Point road, Saturday night, December 2, of paralysis, aged 64 years 7 months and 25 days. Funeral services will be held at the Rock Point cemetery on Thursday, December 7, Rev. Aldrich of Central Point officiating.

Deceased was a native of Missouri and has been a resident of Jackson county for 18 years. She leaves to mourn her demise a husband and three children, Clyde Martin, of Bakersfield, Cal.; Bert Martin of Portland, and a daughter, Bertha Martin, living at the home place.

the Medford Commercial club, and J. H. McCarthy, mine operator of California, Cal.

## SAFETY RAZORS

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\$1	\$1	\$1	\$5	\$5

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requires careful thought and the proper confidence in a firm—to warrant absolute satisfaction. To note the proper comparison you must inspect them from a large and well selected stock, such as I am able to show. In this way you become thoroughly familiar with values and feel assured of safe and economical buying through my binding guarantee.

**Martin J. Reddy**  
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FINE WATCH AND JEWELRY REPAIRING  
Medford, Oregon

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## A CHRISTMAS GIFT

When you make a present of Casserole or Hammered Brass, your gift will be highly appreciated because it is permanently useful.

**MEDFORD HARDWARE CO.**

# IRRIGATION

WATER gives VALUE to LAND  
WATER is a Community Builder  
You have the LAND  
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## Rogue River Valley Canal Co.

FRED N. CUMMINGS, Manager

Office Third Floor Medford National Bank Bldg.

## Irrigated Orchard Tracts

A 10-ACRE TRACT  
1 ACRE FOR YOUR HOUSE AND BUILDINGS  
1 ACRE IN ALFALFA FOR YOUR STOCK  
1 ACRE IN STRAWBERRIES  
1 ACRE IN BERRIES AND GARDEN TRUCK  
6 ACRES IN ORCHARD  
AND YOU ARE INDEPENDENT

## ROGUELANDS, Inc.

FRED N. CUMMINGS, Manager