

JACKSON COUNTY ROAD BONDS KNOCKED OUT BY DECISION OF SUPREME COURT

CALKINS IS REVERSED BY UPPER COURT

Decision Knocking Out the Jackson County Road Bond Issue of \$1,500,000 Is Written by Justice Burnett of Salem.

JACKSON COUNTY MUST FIND NEW WAY TO PROCEED

Report That Decision Was Favorable Spread Early, But It Proved to Be Untrue.

SALEM, Jan. 23.—In a decision written by Justice Burnett, the supreme court today reversed the decision of the circuit court of Jackson county and held that the bond issue of \$1,500,000, voted by the people of Jackson county in September was invalid. The court held that the county had no power to call a special election for the purpose of voting road bonds.

In his opinion, Justice Burnett held that as a negative restraining power against incurring indebtedness the amended section of the constitution is self-executing; that the powers of the county court are the same as they were before the amendment only the form of the restriction upon indebtedness being changed, and that although the legislative power of the state had provided the method of voting on the election of officers and upon direct legislative measures, it had never established any plan for voting on county indebtedness in the absence of which there was no authority for holding the election in question and it would not validate the proposed indebtedness, the amendment being in that respect not self-executing. The court further held that the county orders or warrants are the only form in which county indebtedness may be evidenced under the present state of legislation and that the counties have as yet no power to borrow money or issue bonds.

In the case today, however, a majority of the court held that the county can pass a local law under the initiative and referendum at the election next November which will be the authorization of Jackson county to issue bonds.

The ease was brought by E. M. Andrews, a taxpayer of Jackson county, to enjoin the issuance of \$1,500,000 in bonds for the purpose of building good roads, as voted by the residents of the county. In the lower court Judge Calkins upheld the bond issue, but on appeal he was reversed.

The news that the road bond issue had been lost in the supreme court spread rapidly over the city this afternoon and everywhere it was received in silence. The residents of Medford and of the entire Rogue River valley were of one mind in regard to the bonds, as was shown by the overwhelming vote recorded in their favor at the election.

Prominent citizens are not particularly downcast by the defeat of the bonds, but will proceed at once to find some way in which to secure the necessary money with which to build better roads.

A rumor was spread this morning to the effect that the bond issue had been sustained and on every hand there was rejoicing. Had the rumor proven true Medford would have been the scene of a great celebration this evening.

27 Hurt in Wreck.
WINNIPEG, Man., Jan. 23.—Word has been received here that the Canadian Northern railway express was wrecked and went over an embankment, 27 persons being injured, including Conductor Murphy, who is said to be fatally hurt, at Cole, Sask., 273 miles northwest of here.

POWER PLANT AT PROSPECT IS COMPLETED

Power Has Been Turned in Line to Gold Hill and Will Soon Be Turned Into the System Throughout the Valley.

AWAITS INSPECTION BY MACHINERY ENGINEERS

Then New Plant Will Be Put at Work Developing Power.

The new power house at Prospect constructed by the Prospect Construction company at a cost of \$1,000,000 and developing 40,000 horsepower, has been completed. The power has been turned into the lines leading to Gold Hill and within the next day or two it will be turned into the systems throughout the valley, supplementing the present power generated at Gold Hill.

The power would have been turned into the system throughout the valley several days ago, but the officials of the company are awaiting the arrival of engineers from the machinery house furnishing the equipment of the new plant in order that they might thoroughly test out the plant before it was finally placed in steady operation. Tests made by the officials of the local company were fully satisfactory, however, and no delay is anticipated.

The construction of the new plant has been very rapid. Contracts were awarded and the machinery ordered last March. Since that time the work has progressed in a most satisfactory manner. It has been erected under the direction of H. C. Stoddard, vice president and general manager of the Prospect Construction company, who for several years has been general superintendent of the Rogue River Electric company.

The plant has one generator and water wheel with an overload capacity of 10,000 horsepower. Space has been left for installing three additional units which will eventually develop 40,000 horsepower. To build the plant required the hauling of 1400 tons of machinery and supplies, which was hauled by teams from 20 to 50 miles over mountain roads.

FRISCO TRAPSHOOTERS WIN BY A SINGLE POINT

SEATTLE, Wash., Jan. 23.—By a single point, the San Francisco trapshooters defeated the Portland team yesterday, 187 to 186. The affair is a part of the northwest tour of the teams and was held under the auspices of the Seattle Gun club. The San Francisco team is composed of Fred Willet of San Francisco and Ike Fisher of Seattle and the Portland team comprises Pete Holohan and W. A. Robertson. Yesterday's victory gives the San Franciscans six wins out of the seven shoots held thus far.

CUT OUT OBEY BUT KISSED FAIR BRIDE

LOS ANGELES, Cal., Jan. 23.—Now that a woman in California may vote, her rights and men's rights are equal and the word "obey" should be omitted from the marriage ceremony. This is the opinion held today by Judge Frank Willis, who practices what he preaches.

Judge Willis married Miss Mildred Melange of Milwaukee and George J. Barnes of Los Angeles. By way of emphasis, he kissed the bride.

Three Go Poison Route.

TERRE HAUTE, Ind., Jan. 23.—Poisoned, William McVey, his wife and their 5 months' old child were found dead in their home here today. The family was destitute and it is believed the parents poisoned the child and then ended their own lives.

Power Plant at Prospect Has Been Completed



This shows construction work in progress on the new power plant at Prospect which is now ready for business.

LOCAL MEN BOND AND WILL WORK GROUP OF MINES

Golden Octopus Group Near Ashland Is Taken Over by Forbes and Schmitt—Have Eastern Capital to Develop Properties.

B. F. Forbes and M. P. Schmitt of this city have secured control of the Golden Octopus group of mines near Ashland and will begin extensive development work in the near future. The local men have the backing of big eastern financial interests.

The local men have taken a bonding lease on the group which includes the Shorty Hope, Mattern and Ashland mines. The price involved will run up into the six figures. The mines show splendid values and cover over 700 acres of land. A 1500-foot tunnel on the Shorty Hope shows the extent of the ore. The Ashland mine was opened up in 1891 and has produced pay ore ever since, though it has not been operated continuously, owing to internal strife among the owners. The Shorty Hope was opened up years ago, a mill being installed during the '90s.

Messrs. Forbes and Schmitt state that they have sufficient backing to develop the mines extensively. Engineers will start the work within a week and development will be rushed.

TYPEWRITER SMITH'S ESTATE IS DISTRIBUTED BY COURT

SEATTLE, Wash., Jan. 23.—The King county estate of the late I. C. Smith, typewriter man, was today distributed by court decree to Mrs. Flora B. Smith, widow, Burus Lyman Smith, son, and Flora Smith, daughter, each receiving one-third of the estate valued at \$1,422,954. The site of the 42-story Smith building, now under construction, was awarded to the son.

GREATER MEDFORD CLUB PROTESTS ERECTION OF TANK

Send Official Communications to Southern Pacific and City Council—Would Have the Application Disallowed.

Ladies of the Greater Medford club have sent in official protests to the Southern Pacific and the city council regarding the erection of a tank for spraying materials on the railroad right of way south of Main street. They read as follows:

MEDFORD, Ore., Jan. 22, 1912.—Southern Pacific Railroad Company, Mr. Rosenbaum, Agent—Dear Sir: Understanding there is a movement on foot, that certain people contemplate the installation of a spray factory or depot upon the right of way of the S. P. railroad company within the corporate limits of this city, we hereby protest such action, knowing that large quantities of orchard spray when handled in bulk produce a most foul and unpleasant odor. We hereby request you to forward this protest to the proper officials of your company, and pray that they may see fit to disallow any application for permit to locate such spray works or tanks upon the right of way of the S. P. R. R. company, within the city limits of Medford.

Respectfully submitted, THE LADIES GREATER MEDFORD CLUB, Margaret H. Davis, Recording Secretary. By Mrs. J. M. Root, Acting President. To Hon. W. H. Canon, Mayor City of Medford—Dear Sir: Understanding there is a movement on foot, that certain people contemplate the installation of a spray factory or depot upon the right of way of the Southern Pacific Railroad company

BUSINESS IN COUNTY CLERK'S OFFICE GROWING

During 1911 Clerk Received \$5026 in Fees, an Increase of \$1011 Over 1910, When \$4015.75 Was the Amount Taken In.

The increase in the amount of business transacted by Jackson county is reflected by figures gathered in the county clerk's office for the year 1911 when compared with like figures for 1910. County Clerk Coleman has not as yet written his annual report, but expects to do so soon.

During 1911 the county clerk received \$5026.85 in fees, an increase of \$1011.15 over 1910, when he collected \$4015.75. Figures for each month show an increase over the corresponding month during 1910. In December the county clerk received \$608.65 in fees, which breaks all records in his office.

During 1911 Cupid was very busy in Jackson county. The county clerk issued 310 marriage licenses as against an even 250 in 1910.

During 1911 the clerk issued 6114 fishing and hunting licenses, as against 3720 in 1911. So far this month he has issued nearly 400 fishing and hunting licenses. within the corporate limits of this city, we hereby protest such action, knowing that large quantities of orchard spray when handled in bulk produce a most foul and unpleasant odor. We trust you will give this matter your early consideration and cancel any application for permit to locate such spray works or tanks within the city limits of Medford. Respectfully submitted, THE LADIES GREATER MEDFORD CLUB, Annie M. Root, Acting President, Margaret H. Davis, Recording Secretary.

ENGLAND IS PREPARING TO GRAB EGYPT

Stern Warning to the Khedive Issued to Effect That Egypt Must Remain Absolutely Neutral in War Between Italy and Turkey.

NATIONALS PROTEST BUT WITHOUT AVAIL

Great Britain Is Said to Be Favoring Italy—Lord Kitchener Takes No Chances.

CAIRO, Egypt, Jan. 23.—Evidence today is piling up that Great Britain is getting ready to grab Egypt.

The latest step in this direction is a stern warning to the khedive that Egypt must be absolutely neutral in the war between Italy and Turkey, despite the fact that the country is nominally in Turkish territory. The warning was specific, Lord Kitchener, the British consul general, informing the khedive that England will not tolerate any connivance by the Egyptian authorities in the smuggling of arms, ammunition or supplies to the Turkish forces in Tripoli, let alone the transportation of troops across the country.

The Egyptian Nationalists are making vigorous protests, but without avail. They contend that Egypt, as a part of the Turkish empire, notwithstanding the sovereignty of England, has an unquestioned right not only to assist Turkey by permitting the transportation of supplies, but also by actually furnishing reinforcements.

Despite the enforced promise from the khedive that Egypt will remain neutral, Kitchener is taking no chances. The result is that, although professedly neutral herself, Great Britain is actually lending support to Italy.

All along the coast, from Sollum to Alexandria, the coast guard has been reinforced by soldiers and police to prevent the smuggling of supplies. The western land frontier is being patrolled by swift camel corps and Bedouin trackers, and a detachment of British mounted troops is watching the African side of the Suez canal to prevent the landing of contraband of war. So vigilant is the surveillance that a Turkish officer making his way unaccompanied from Beirut to Tripoli to join his command there was arrested on Egyptian soil and turned back.

Commenting upon this incident, the Cairo correspondent of the London Times, whose dispatches are usually inspired, wires significantly:

"It is essential that the Egyptian government should take the strictest precautions to maintain neutrality, since any infraction of it might eventually cost Egypt dearly."

But Egypt is a large country. Arms and men have been slipping through, although the khedive can truthfully say that he had no knowledge of them. Authentic information comes from Tripoli that the Turkish troops are being regularly supplied, and that they have sufficient arms and ammunition on hand to prosecute the war for months.

MEDFORD SPLENDID HOST
(Eugene Register.)
That the Medford people are splendid hosts is enthusiastically declared by the Eugene delegation to the Retail Merchants convention that has just closed at the Rogue river capital. The visitors were made thoroughly at home, and were shown every possible courtesy.

WEDDING BELLS ARE KEPT BUSY BY W. A. MARVIN

Now Wife Number Two Swears to Complaint Charging Him With Non-Support of Child—May Bring Charge of Bigamy Also.

WIFE NUMBER ONE GOT DIVORCE, SISTER WED HIM

Later, Believing Second Marriage Was Null and Void, He Married Wife Number Three.

A warrant was issued by Justice of the Peace Glenn O. Taylor Tuesday morning for the arrest of W. A. Marvin, a prominent mining man of Gold Hill, for failure to contribute to the support of his child. A complaint charging bigamy will probably follow. Complaint was made by Loretta Marvin, a woman purporting to be his wife.

Marvin's voyage on the matrimonial sea has been a stormy one, according to the authorities who are working on the case. It began early in 1909 when he married Marcella Marvin, his first wife. With her he is said to have lived happily for several months. Her sister, Loretta, lived with them. Finally Mrs. Marvin, the first, went east for a visit and left Marvin and her sister in their home. On her return she states that she found Loretta and Marvin living together. She immediately applied for a divorce, which was granted on March 10, 1910, at Oregon City. On March 22, 1910, Marvin married the sister Loretta and a short time afterward she gave birth to a child. A few months later they separated.

Marvin then came to Gold Hill. There he met Gwendolyn Stiecker, a beautiful young girl, and after consulting a lawyer at Portland, returned to Gold Hill and married her. Marvin maintains that as he had fought the case at Oregon City that his wedding with Loretta was null and void as it occurred without the time specified by law, of six months, having elapsed.

In the meantime Loretta came to southern Oregon and demanded that Marvin support her child. The matter was then brought to the attention of the local authorities, but owing to the health of Mrs. Marvin, the third, the matter was allowed to lie dormant until this time. Some time ago a child was born to Marvin and his third wife.

A complaint was sworn to before Justice of the Peace Taylor Tuesday morning charging non-support of the child. Marvin will be arrested and prosecuted on this charge at once. In the meantime the authorities will endeavor to determine whether Marvin is guilty of bigamy or not, which rests on the matter of his marriage to Loretta a few days after being divorced from wife number one.

Marvin has resided at Gold Hill for some time and has been identified with several different mining activities in that section.

Woman Lynched.

HAMILTON, Ga., Jan. 23.—Belle Hathaway was lynched and her body riddled with bullets and three men, the woman's alleged accomplices in a murder, suffered a similar fate here today after a mob had stormed the Harris county jail and overpowered the prisoners. The victims were all negroes. The quartet were charged with the murder of Norman Hadley, a farmer, who was mysteriously shot. The victims refused to confess.

Peace Reigns in Ecuador.

WASHINGTON, D. C., Jan. 23.—It was officially reported at the state department in a message from the American consul at Guayaquil that articles of peace, ending the revolution in Ecuador, have been signed by the leaders of the federal troops and revolutionists.