

Forty-second Year. Daily—Seventh Year.

MEDFORD, OREGON, MONDAY, DECEMBER 2, 1912.

NO. 216.

CASE AGAINST UNION MEN IS NOW COMPLETE

Prosecuting Attorney Miller Causes Surprise by Moving to Dismiss Cases Against Four of the Defendants in So-Called Conspiracy.

At Least a Month Will Be Used by Defense in Presenting Its Side of Case to Jury.

INDIANAPOLIS, Ind., Dec. 2.—The government today closed its case against the union men, on trial here for illegally transporting dynamite, with the testimony of William Fortune, president of the Seaboard Construction company.

Lack of Evidence All four men are officials or former officials of the International Association of Bridge and Structural Ironworkers. Lack of evidence was the reason assigned by Miller for his motion.

Judge Anderson overruled motions to discharge Defendants Paul Morris and John H. Barry of Detroit; John Michael J. Cannane of Philadelphia; M. L. Pennell, James E. Ray and Edward Smythe of Springfield, Ill.; W. J. McCala and W. B. Brown of Kansas City; Clarence E. Dowd, Rochester, N. Y.; Clarence Behm, Minneapolis, and Fred Mooney, Duluth. Exceptions were noted in each case.

Month for Defense It was expected that the defense would require a month to introduce its evidence. Frank M. Ryan, president of the Ironworkers' organization, will be among the first witnesses to testify.

Prosecutor Miller's motion to discharge Defendants William K. Benson, John Carroll, Milton H. Davis and S. P. Meadows surprised the defense. Miller said the evidence showed they had withdrawn from the conspiracy.

F. M. Ryan, president of the International Association of Bridge and Structural Ironworkers, one of the defendants, was the first defense witness called. He categorically denied everything in Orrie E. McManis' confession which implicated him in the alleged dynamite.

CONGRESS AGAIN IN SESSION; WORK STARTS TOMORROW

WASHINGTON, Dec. 2.—"Whack, whack, thumpety-thump." "Rat-a-tat-tat."

With those gavel strokes today, respectively in the House and Senate, exactly as the bronze clocks pointed to 12, the third session of the Sixty-second congress was convened. The peoples' servants were at work again.

From the crack of the respective gavels, congress settled into the traces of legislative business, to end only on March 4 when a new president and a democratic congress step in.

History-old scenes were repeated today at the opening of both houses. Ancient precedents, almost law from hallowed observance, were rigorously followed.

In the senate, Senator Augustus O. Bacon, large, florid and the personification of "senatorial dignity," did the honors. His was the hand which lightly tapped the marble-topped desk of the presiding officer.

FOUR GUN MEN SENTENCED TO DIE FOR ROSENTHAL MURDER BEING LED INTO DEATH HOUSE



SHERIFF HARBURGER, JAMES W. TOMPKINS, CHIEF OF POLICE OF OSSINING, "GYP THE BLOOD", "LEFTY LOUIE", "WHITEY LEWIS", "DAGO FRANK."

ACTIVITY AT LA PINE INDICATES EXTENSION OF OREGON TRUNK

CONTRACTORS ARE APPEARING AT INTERIOR TOWN Crew of Men, Apparently Cruisers, but Who Are Said to Have Surveying Instruments, Are Encamped Along Right of Way.

LA PINE, Ore., Dec. 2.—The unusual activity of the timber interests near to the railway circles of influence, who have had in the neighborhood of 15 different crews in the field in the Walker basin for the past three months cruising the timber, coupled with the appearance of contractors at Bend the past week, points to early construction operations on the Oregon Trunk railway right of way south of Bend to La Pine.

Sunday afternoon a crew of 10 men, apparently cruisers, equipped with teams and supplies enough to indicate they expected to be in the field for some time, turned off at the road leading up Paulina creek, seven miles northeast of La Pine, followed the creek to the trappers' cabin four miles west of Paulina lake, where they are now camped. Three instrument men are said to be in the crew.

Late Saturday night A. Anderson, representing the firm of Rierison & Co., who have the contract to clear the right of way from Bend to La Pine, registered at a local hotel. At daybreak the next morning he inquired of the landlord the way to the cleared portion near this point and followed the right of way on foot to Lava Butte, a distance of about 20 miles. Mr. Anderson had the contract for clearing the right of way in the vicinity of Crescent, 21 miles south of La Pine, in the spring of 1910, when suddenly all work was called off along the entire line from Bend south.

George Nelson of the firm of Nelson Bros., who also in 1910 had a sub-contract to construct 40 miles of the Oregon Trunk, from a point seven miles north of Bend to La Pine, has been at Bend for the past week. All the above stated facts have given residents of the Walker basin more confidence that railway operations are shortly to be resumed than at any period since the memorable time of May, 1910. At that time the

G. H. MILLAR IS PROBABLE CHOICE

George H. Millar will in all probability be the candidate put forward for mayor by the socialists of the city at the coming election. That he is almost the unanimous choice of his party is certain.

The socialists held a meeting Sunday and discussed candidates at some length. Several names were suggested and talked over but the only decision arrived at was to place

COMPLETE CURE FOR PHTHISIS IS DISCOVERED

Young German Physician Has 1000 Cures Ready to Exhibit to World—Serum From Turtle Kills Every Tubercle in Every Patient He Has So Far Treated.

BERLIN, Dec. 2.—Complete and absolute cure for every victim of tuberculosis unless he is in the very last stages of the "white plague" is the Christmas gift to the world announced here today by Dr. Frederick Franz Friedmann, a young German physician, who claims to have 1,000 cures ready to display to the scientists of the world.

By the simple injection of a serum gained from the turtle, Dr. Friedmann says, he has immediately killed every tubercle in every subject so far treated, and maintains that every single case treated with the injection was cured, save only those whose vitality was so far gone as to leave physical recovery an impossibility.

Two weeks ago Dr. Friedmann astounded the savants by declaring in a public conference that he had been successfully treating tuberculosis for two years. Many of those present admit that Friedmann has conquered the scourge, and several German hospitals are already turning over their cases to him.

Realizing the immensity of the news to the world at large, the Newspaper Enterprise Association's representative in Berlin, W. G. Shepherd at once investigated.

"My treatment is very simple," Dr. Friedmann told Mr. Shepherd. "One injection of the serum usually drives all signs of tuberculosis from the system. I have lived in a world of astonishment for more than a year. I have seen men, women and children, who were doomed to death made perfectly whole again in the space of a few weeks. But the greatest wonder to me is that the serum immunizes against tuberculosis, like vaccination against smallpox."

Does Not Vaccinate "Do you vaccinate as in smallpox?" the physician was asked. "No, I only give an injection with a syringe of the same serum that I use for patients. A slight local swelling follows but no running sores. I have produced enough of the culture to

Offered to Kill for \$2000 SALT LAKE CITY, Utah, Dec. 2.—Because he is alleged to have offered to kill a man for \$2,000, Fletcher Preston, a private detective, is today in jail here.

The police believe Preston to be insane.

a full ticket in the field, and to hold a meeting next Friday when nominations will be definitely made.

According to prominent members of the party their ticket will be about as follows: For mayor, George H. Millar; for city recorder, G. R. Satehwell; councilmen, first ward, J. C. Barnes; second ward, Alden Braekinned and I. M. Thomas. No name has yet been suggested in the third ward.

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SUPREME COURT ORDERS INSTANT DISSOLUTION HARRIMAN MERGER

ROAD DISTRICT 9 TAKE ADVANTAGE OF SPECIAL LEVY Upper Rogue River District First to Call Meeting to Levy Special Tax for Road Building Purposes in Accord With Law.

Taxpayers of Road District No. 9 will take advantage of their rights to build better roads as a district and have called a meeting for Dec. 27 at Enyart's hall on the Enyart ranch. Those interested have taken the necessary legal steps preparatory to calling the meeting and believe that there will be no difficulty in getting a majority agreement for the tax levy. Among those active in the move are James E. Grieve, S. S. Aiken, L. A. Ditsworth, John Grieve, D. W. Pence, J. F. Ditsworth, T. M. Peelor, R. B. Vincent, T. B. Higginsbotham, Ed Pence, M. F. Pence.

F. L. Tou Velle and W. C. Leever conferred with citizens in Road District No. 1, Saturday and in all probability this district will also act. It embraces the southeast corner of the county including a portion of Ashland east of Bear creek.

WASHINGTON, Dec. 2.—The United States supreme court ordered today the immediate dissolution of the Harriman merger of the Union Pacific and Southern Pacific railroads.

The government started its suit in 1907 and the supreme court's decision today sustains every one of the government's contentions. The combination, the court ruled, is doing business in violation of the Sherman anti-trust law.

The plea of the railroad attorneys, asking invocation of the "rule of reason" to the merger, was refused by the court, it being held that the defendants "unreasonably" restrained trade.

The ownership of forty-five per cent of all the Southern Pacific stock by the Harriman interests was declared illegal, and sharply disapproved by the court. The Harriman interests in the Santa Fe and Salt Lake railroads also was held to be illegal.

The decision of the court was unanimous, Justice Vandever not participating. The Utah circuit court was directed to take charge of the dissolution and a presentation of its plans to the supreme court within three months was ordered.

WASHINGTON, Dec. 2.—Without deciding either the anthracite trust or rate cases, the United States supreme court adjourned here today.

SUPREME COURT ORDERS INSTANT DISSOLUTION HARRIMAN MERGER

SUIT LAUNCHED BY GOVERNMENT IN 1907 FINALLY DECIDED IN SUPREME COURT WHERE EVERY CONTENTION RAISED BY UNCLE SAM IS UPHOLD.

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WASHINGTON, Dec. 2.—When arraigned in court today here, J. Frank Hickey, pleaded not guilty of the murder of Joseph Joseph, a boy, whom he is alleged to have tortured before slaying him. Hickey's trial was set for December 16.

Supreme Court Adjourns

14 DAY PEACE TO REIGN OVER ZONE OF BATTLE

Signing of Armistice Will Come Tomorrow—Triple Alliance Is Renewed for Three Years According to an Announcement Made Today.

Russia Doing Everything in Its Power to Prevent War Between Austria and Serbia.

BERLIN, Dec. 2.—The triple alliance between Germany, Austria and Italy is renewed for three years, according to an announcement here today. This is regarded as significant in view of the disturbed Balkan conditions.

CONSTANTINOPLE, Dec. 2.—That the signing of a fourteen days armistice for discussion of peace terms between Turkey and the Balkan allies will be delayed until tomorrow is the official announcement here today.

The provisions of the armistice, it is learned, include "an agreement which covers all of European Turkey; that the Turks may re-victual Adrianople, Scutari and all of the Turkish forts daily; that the opposing armies remain in their present positions, and that both agree to give forty-eight hours notice if hostilities are to be resumed."

The public schools are ordered reopened. Prince Wounded LONDON, Dec. 2.—Prince Danilo of Montenegro lies dangerously wounded in a hospital at Riega, according to a despatch from Cetinje. He was shot through the intestines at the assault of Scutari. King Nicholas is at the bedside of the wounded prince.

ST PETERSBURG, Dec. 2.—Declaration that Russia is doing everything in its power to prevent war between Austria and Serbia was made here today by Foreign Minister Sazanoff. He insisted his government would take no step likely to prove offensive to anyone.

BERLIN, Dec. 2.—Open warning to Russia to keep "hands off" in Austria's dispute with Serbia over an Albanian port on the Adriatic Sea was voiced here today in the Reichstag by Chancellor Von Bethmann-Hollweg.

"If Austria's rights and interests," he said, "are not respected, or if a third power attacks Austria, or if Germany's own position in the future is endangered, we will fight."

ROME, Dec. 2.—At a public consistory of the Sacred College, Pope Pius X today conferred the red hat on the last five of the eighteen cardinals created a year ago, and who as yet had not received this final insignia of their rank as princes of the church.

The five included three Spanish cardinals and two Austrians, who at the time of their elevation to the Sacred College, November 27, 1911, instead of coming to Rome to receive the red berretto and the red hat at the hands of the Pope, had the former conferred by the King of Spain and the Emperor of Austria, respectively, and then awaited the summons of Pope Pius before coming for the latter. The five were:

Giuseppe Maria de Cos Y. Marbo, archbishop of Valladolid. Antonio Vieo, apostolic nuncio to the court of Madrid. Francisco Bauer, archbishop of Olmutz. Francisco Nagl, archbishop of Vienna. Enrico Almaraz Y. Santos, archbishop of Seville.

WOMEN VOTE IN MANY TOWNS

PORTLAND, Ore., Dec. 2.—The victorious suffragettes are having their inning in Oregon today with elections in half a dozen towns on widely varied issues.

Oregon City is selecting a mayor with Mrs. Kate Newton as one of the candidates. In Tillamook, Grants Pass and Bend mayors are being named also.

Philanthropist Dies

REDLANDS, Cal., Dec. 2.—Albert K. Smiley, philanthropist, and internationally known as a peace advocate, died early today at his home here. He was 85 years of age. His wife, who lies critically ill, will not be informed of his demise.

Smiley also was well known in America through his labors for the betterment of the negro and the Indians.

WOLGAST TO MEET MEXICAN BOXER

LOS ANGELES, Cal., Dec. 2.—Ad Wolgast is willing to meet Joe Rivera on February 22. The former champion is in Los Angeles today, and his first declaration, after explaining his defeat by Ritchie, was to announce his willingness to meet the Mexican. He will confer with McCarey tonight.

Wolgast will remain here until time to return to San Francisco to condition himself for his New Year's day match there, his probable opponent being Frankie Burns.

LOCAL WEATHER SERVICE ENLARGED

The local weather is to have a far closer tab kept upon it in the future than in the past, and for this reason E. A. Beals, district forecaster, is in Medford today conferring with Professor P. J. O'Gara and distributing instruments to many volunteer observers.

A record of the weather, air currents, temperature and the like will be kept at Talent, Hollywood, Hillcrest and Central Point. Additional instruments will be placed at the station in Jacksonville and Medford. Five means of these sub-stations throughout the valley closer observing will be the rule which will prove of great benefit during the frost season.

Mr. Beals is taking great pride in a recent report of the weather bureau which gives the palm for efficiency and accuracy to this district.