

MEDFORD WINS BEAR CREEK BRIDGE CASE

BOWERS LOSES SUIT ENJOINING BRIDGE BUILDING

Supreme Court Holds That County Court Was Right in Letting Contract as Charter of Medford So Provided.

Judge Calkins Overruled in Opinion Written by Justice Bean and County's Position Sustained.

SALEM, Ore., Dec. 17.—In an opinion written by Justice Bean the supreme court today in the case of Benton Bowers and S. A. Carlton, respondents against the county court of Jackson county and others, appellants, decided in favor of the appellants, holding that the Medford charter compelled the county court to build the bridge across Bear creek in the city of Medford involved in the suit.

County Held for Bridge The higher court restrains the issuance of payment of any county warrants on account of the bridge contract, in excess of \$18,000, the amount the county agreed to pay until such time as the city of Medford and the Pacific & Eastern railway company shall have paid into the treasury of Jackson county \$16,000 according to agreement.

The plaintiffs in the suit maintained that the bridge in question being in the incorporated city, is not upon the county road, and that the county has no authority to build such a bridge, and, second—That the carrying out of the contract in question would increase the voluntary indebtedness of Jackson county beyond the constitutional limit.

Concerning the first question the opinion says in part: "Charter Is Sustained According to the plain provisions of section 105 of the charter of the city of Medford, it is incumbent upon the county of Jackson to build, maintain and repair all bridges and culverts upon county roads in the city and road district, the cost of which is in excess of \$20. Taking this section together with other sections referred to and in view of the general legislation of the state, we think it was the intention of the legislature that the county of Jackson should retain jurisdiction over the county roads within the limits of the city of Medford to that extent unless this requirement is clearly within some inhibition of the constitution the mandate should be obeyed.

"The highway upon which the bridge is supposed to be erected is embraced within the provision of section 937, sub-division 4, Lord's Oregon laws, authorizing the county court to construct the bridge, and for such purpose is to all intents and purposes a county road."

DYNAMITE CONSPIRACY CASE EVIDENCE CLOSES

INDIANAPOLIS, Ind., Dec. 17.—A move intended by the defense to force the government to show its hand in the so-called dynamite conspiracy trial fell flat here this afternoon when Attorney Krum, representing Defendants Paul Morrin and John H. Barry, moved that the government give notice on what counts it elected the jury should try the two defendants. Judge Anderson promptly over-ruled the motion.

The government also sprung a surprise on the defense by unexpectedly closing its case without offering any testimony in rebuttal. The jury left the room while the defense attorneys argued several motions.

WASHINGTON, Dec. 17.—Evidence favorable to the defendant was rushed today at the impeachment trial in the senate of Judge Robert W. Archbald, charged with misconduct in office, the defense hoping to close its case Thursday.

TURKS TRY TO RUN BLOCKADE OF GREEK SHIPS

Heavy Firing Off Dardanelles Indicates Renewal of Attempt to Pass Greek Cordon in Aegean Sea—No News Concerning Outcome Battle.

Germany Plans to Seize All Socialist Leaders in Case Mobilization of Troops is Ordered.

CONSTANTINOPLE, Dec. 17.—Heavy firing heard today off the Dardanelles indicates a renewal of the Turkish attempt to run the blockade established there by the Greek fleet in the Aegean Sea. The battle began shortly after daybreak and lasted many hours, the dull boom of cannon from the warships and the forts making it certain that the conflict is serious.

It is reported here that the Turkish ships in their attempt to run the Greek cordon are edging along the shore sheltered under the fire of the Turkish forts. No information has been received here as to whether either fleet has lost any vessels in the fight.

BERLIN, Dec. 17.—"Should mobilization of the German army be ordered preparatory to war, it is quite probable that every prominent social-democratic leader would immediately be arrested or at least placed under surveillance and taken in charge, the moment he began any anti-war agitation."

No declared a prominent German army officer here today.

With all the socialistic anti-war pronouncements, it is said, that the authorities expect little from that source in event of mobilization or war. It is admitted, however, that the first signs of such a movement will be crushed with all ruthlessness by the government.

BAKER WINS CASE FOR LOWER RATES

WASHINGTON, Dec. 17.—In complaint of the Baker (Oregon), commercial club, the interstate commerce commission today declared unreasonable the class rates from Baker City to points on the Oregon Short Line between Old's Ferry, Idaho, and Vale, Oregon.

Baker's case was handled by F. H. McCune who also appeared in the complaints filed by the Medford Traffic bureau.

LOSES JOB FOR DINING WITH JACK JOHNSON CHICAGO, Dec. 17.—Because he accepted the hospitality of Jack Johnson, negro pugilist and attended a dinner given by the latter when he married Lucille Cameron, a white girl recently, Edward C. Marsales, deputy United States marshal, was dismissed from the service, it was learned here today.

Marsales was dismissed Saturday on telegraphic orders from Attorney General Wickersham.

BRIDE DISAPPEARS ON HONEYMOON

SAN FRANCISCO, Dec. 17.—With the ocean beach and the bay shore patrolled, the police launch nosing about the bay, and possess scouring the parks and outlying districts, the search for Mrs. Bessie L. Hunter, nee Cooper, the six day bride of Joseph Hunter of Portland who disappeared yesterday after sending a message hinting suicide, is still on here today, with but slight hope of finding the missing wife alive.

HEARST STATES LETTERS GIVEN HIM BY EDDY

Yellow Publisher Does Not Know How Archbold's Letters Were Stolen, But He Secured Photographs of Originals.

Hearst Denies That He Paid London Author Anything for Correspondence Printed in Magazine.

WASHINGTON, Dec. 17.—How he acquired possession of alleged correspondence between John D. Archbold, president of the Standard Oil company and members of congress, was told on the witness stand here today by William R. Hearst, the newspaper publisher, when the senate committee resumed its probe into campaign contributions. The witness produced photographic copies of some of the published letters, admitting that he never saw the originals.

Hearst said he secured the letters in September, 1908, but hesitated when asked where from. When the committee insisted Hearst said he got the letters from John Eddy, an author, who now lives in London.

Letters Still Unpublished The witness said his magazine still had copies of letters written by Archbold which had not yet been published. He handed photographic copies of some of Archbold's alleged correspondence, to Senator Clapp, chairman of the committee, who read several of them to the probe.

One to the letters, purporting to be from Senator Penrose of Pennsylvania to Archbold, was written in 1903. It referred to a conference between Penrose and Senator Aldrich, "to discuss the matter referred to" in an earlier letter, alleged to have been written by Archbold to Penrose. Another letter, purporting to be from Archbold to Senator Foraker, said: "We are willing to loan you \$50,000. Another letter from Archbold to Foraker urged that a certain clause "in house bill 500 be stricken out."

Where Did He Get Them? The committee demanded that Hearst produce the correspondence not yet published. He at first declined, but later agreed to submit the letters if the committee would consider them in executive session.

Hearst was cross examined by Senator Oliver of Pennsylvania. He denied he paid for the photographs but was unable to say how they were obtained from the files of the Standard Oil Company.

The committee adjourned at noon, to re-assemble at the call of Chairman Clapp.

Hearst said Eddy submitted the letters to him when the Independence League was started, believing publication of the correspondence would help the movement. He denied rewarding Eddy in anyway. Hearst admitted he had letters showing Senator Foraker had repaid the money he is alleged to have borrowed from Archbold.

Archbold to Sibley The letters produced by Hearst in (Continued on Page 3)

SERBIA WILLING TO EVACUATE DURAZZO TO GREAT BRITAIN

LONDON, Dec. 17.—To aid the peace envoys here, in closing negotiations and as an evidence of her faith in the justice of the powers, Serbia is willing to evacuate Durazzo, on condition that Great Britain occupy the fort until the fate of Albania is definitely settled, according to a Belgrade dispatch today to the London Mail.

SCIENTISTS WATCH TESTS UNDERWAY OF TUBERCULAR SERUM

BERLIN, Dec. 17.—Fulfilling his promise to display to the world the effects of the turtle serum which he declares a sure cure for tuberculosis, Dr. Frederik Franz Friedmann opened today a public institute here for the treatment of certified cases of phthisis under the supervision of famous physicians.

Scientists and physicians from Paris and London and other cities of Europe besides a large number from America were present at the opening of the clinic, which it is hoped may deal the greatest blow at the "white san." Three convict camps were wiped out clean by the governor's act, and under the order, the former prisoners are restored to full citizenship.

IRREGULAR PRICES ON STOCK MARKET NEW YORK, Dec. 17.—Despite the rapid rise of Reading yesterday, the stock fell back at the opening of the stock market today, dropping two points on the first few transactions.

WALL STREET KING ON WAY TO TESTIFY NEW YORK, Dec. 17.—To testify at the money trust investigation in Washington, J. P. Morgan and his son started for the capital today in a special train.

Morgan and his son were accompanied by numerous lawyers, clerks, secretaries and stenographers.

FIRST MEMBER OF VICE RING CONVICTED

PORTLAND, Ore., Dec. 17.—Dr. Harry Start, the first member of the alleged Portland vice ring to be tried was this afternoon found guilty of technical assault on the person of Ernest Taylor, a Portland youth. He will be sentenced Friday. No notice of appeal has yet been filed. Conviction carries a sentence of from one to five years imprisonment. The jury reached its decision on the second ballot.

RAIN FALL IS STILL UNDER NORMAL

DES MOINES, Iowa, Dec. 17.—"There won't be any Panama Pacific exposition. Those poor, misguided persons on the Pacific slope are wasting their money. They had better be directing their energies in preparation for Judgment day. For the good Lord is going to bring this world to an end in 1913."

316 CONVICTS GET PARDONS IN ARKANSAS

Governor Donaghey Gives Death Blow to Leasing System by Which Prison Inmates Are Peddled Out to Contractors.

Tells Legislature That Prison While Not Sunday School is Not a Revengeful Hell.

LITTLE ROCK, Ark., Dec. 17.—Wiping out of the convict camp in Arkansas, coupled with a desire to deal a deathblow to the leasing system by which prison inmates are peddled out to contractors, is the admitted motive of Governor Donaghey here today for pardoning three hundred and sixteen state convicts. Donaghey also promised to liberate forty-four county convicts before night.

"The penitentiary was not designed for a Sunday school," was the protesting telegram received by the governor today from members of the state legislature. "No," answered Governor Donaghey, "that's true. But let me say that the penitentiary was not designed for a revengeful hell, either."

The leasing of prison convicts, said the governor today, "is greatly abused. Miscarriage of justice has sent scores of men to the penitentiary and convict camp for petty offenses. The system is all wrong. All the men I pardoned were convicted of petty offenses. My act is intended as a blow to the lease system and other jolts equally as crushing will be dealt before I go out of office."

Robert Rodgers, former attorney general of Arkansas, bitterly denounced Governor Donaghey. "The governor's act," said Rodgers, "was the act of either a maniac or of a man allowing spite and revenge to outweigh the interests of the public. These pardons turn loose more than one-third of the state's convicts."

GERMAN POLICE SEIZE SOCIALIST PAMPHLETS

DUSSELDORF, Germany, Dec. 17.—The political police have confiscated 20,000 copies of a socialist anti-military pamphlet printed in Dusseldorf. With the war cloud still hovering over the political horizon, the agitators and propaganda of the socialists are receiving closer attention from the police than has been the case in years.

SPEEDY END OF WORLD PREDICTED

"All the seas and rivers and fountains will turn to blood," said Parkhurst. "Hailstones weighing fifty-seven pounds will fall, and the sun will be so hot that men will literally be burned alive. Next summer will be so hot that people will be cooked on their bones. When you turn the kitchen faucet next July warm blood will flow, and the soft skin of women will break out in loathsome sores, and seven plagues will devastate the earth."

PLOT FOR DICTATOR STARTLES PORTUGAL

LISBON, Dec. 17.—Great excitement prevailed here today over the discovery of a plot to establish a military dictatorship in Portugal, in which a part of the army was supposed to be implicated.

THIRD DEGREE IS ALLEGED IN SEYMOUR CASE

Blame for Confession Put Upon Persecution by Attorney for Defense—Jury Secured, Majority From Ashland, to Try Accused Man.

Five Doctors Summoned to Explain Effect on Mind of Third Degree Treatment Given Defendant.

After examining 45 veniremen a jury was secured to hear the case of the state vs. Seymour alias Parker for the murder of George Dedakalous a Greek in this city on the night of September 22, 1912.

The jury is as follows: J. A. Cook, blacksmith, Gold Hill; M. M. Sheldon, Ashland; Fred Herrin, stockman, Ashland; C. H. Hosley, merchant, Ashland; F. W. Adams, orchardist, Central Point; A. J. Dunlap, farmer, Willow Springs; C. M. Chapman, farmer, Talent; S. S. Stevens, farmer, Phoenix; P. Provost, merchant, Ashland; M. C. Edgington, Ashland; F. L. Camps, photographer, Ashland; Peter Fick, farmer, Jacksonville.

The attorneys then made their opening statements and the taking of evidence began. The case will probably go to the jury Wednesday morning.

Attorney McCabe for the defense in his opening statement declared that Seymour had gone to the pool room on Fir street with Spanos and that about 9 o'clock he went to the Seattle rooming house and went to bed.

McCabe then charged that following Seymour's arrest he was placed in close confinement by himself. He stated that Spanos' confession was continually drilled in upon Seymour until he lost his mind and finally made an alleged confession. He charged that the officers had threatened him continually, when not holding out promises of liberty to him.

"They continued this," declared McCabe, "until Seymour's mind yielded and he repeated word for word almost the statements of Spanos. Then they took him out of the cell and giving him full rations permitted him to live as the other prisoners did."

"All this," thundered McCabe, "took place in the twentieth century in the county jail at Jacksonville with Sheriff Jones, Jailer Eaton and that sleuth-hound, that pseudo detective, Harry Hack, of the Mail Tribune, working upon his mind with all of their intelligence to beat him down. Gentlemen we will prove all of this to you."

WHITE SLAVER MAKES CONFESSION

MONTREAL, Que., Dec. 17.—Implicating many local Italians, at least one of whom occupies a prominent position in the community, Carlo Di Battista, who is lying within the shadows of the gallows in the local jail today, in the presence of Judge Leet, his counsel and court stenographers, gave a thrilling recital of the countrywide operations of the black hand society and white slave, traffic throughout Canada and the United States.

Dealing with the white slave traffic, Battista admitted that he was one of the moving spirits in the work, and claiming that the business was organized on a systematic basis throughout the country, not only in Eastern Canada, but across the continent to the Pacific coast. Many of the girls are Canadian born, but quite a per centage are brought from the old country for the sole purpose of supplying disreputable houses throughout the length and breadth of Canada. He gave a clue to the numerous murders of Italians which have taken place in Montreal and elsewhere during the past few years.

After an all night session the cabinet today kept all warships in the harbor cleared for action and all available troops under arms.

WARN CAPITAL KEEP OUT OF PEACE MEETING

Bulgarian Premier Alleges That Financial Interests are Arrayed With Turkey in Diplomatic Battle Over Terms.

Financiers Endeavor to Maintain Integrity of Sultan's Debt—Adrianople is Threatened.

LONDON, Dec. 17.—Warning to European capitalists not to meddle into the peace negotiations between Turkey and the Balkan allies unless they wish to see a renewal of hostilities was sounded here this afternoon by Premier Danef of Bulgaria, one of the envoys, to the conference in progress here, who alleged that financial interests are arrayed with Turkey in the diplomatic battle over peace terms.

Despite the pessimistic attitude of military observers here, who expect the negotiations to fail Premier Danef said there was hope of an amicable adjustment if the envoys are allowed to fix the terms without outside interference.

"We will concede minor points to Turkey," said Danef, "and the terms of our indemnity demands may perhaps be altered, but the sultan must meet our principal demands, including the disposition of Salonika and Albania."

"If Turkey refuses to accept the boundary line we have proposed I am authorized to cable Sofia to fire on Adrianople.

"European financiers are attempting to make favorable terms for the Turkish debt, which can mean nothing but that the financiers are opposed to the allies. They should remember that I have the orders to have the army renew its attack on Adrianople."

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