

# RECALL ELECTION IMPERATIVE STATES ATTORNEY GENERAL

City Recorder Foss announced this morning that the recall petitions against Councilmen Stewart and Millar would be voted upon January 13 at the regular city election. The added expense of a special election is thus eliminated. The city council has nothing to do with the calling of the election, it being left entirely to the recorder.

That City Recorder Foss must call a recall election on the petitions recently filed against Councilmen Millar and Stewart is the opinion of Attorney General Crawford, who also holds delinquency in assessments no bar to citizenship. His opinion is as follows:

Mr. Elmer T. Foss,  
City Recorder,  
Medford, Oregon.

Dear Sir: Yours of the 24th inst. relative to recall received, and in reply beg to say that our supreme court has decided that a recall amendment to the constitution is sufficient without any further legislation; therefore, proceed under that as far as possible, and if, in any instance, the constitution does not prescribe a method of procedure, then you would proceed in accordance with your city charter for city elections. You can call a special election and have it held on the same day your city election is held if you wish. The same judges hold for both elections.

### Delinquency No Bar.

You state there is a provision in your charter that a person is not a legal voter in your city if delinquent on any payment of any assessment of the city. In reply to this I beg to say that the supreme court in case of state vs. Livesley, and in another case, has decided that no extra qualifications can be added by any city as a condition precedent to the right to vote. The constitution of the state provides what shall be the qualifications of a voter, and therefore any provision in the city charter to the effect that a person is not a legal voter if he is delinquent in the payment of any assessment of the city, is void, and such person would not only have the right to vote, but the right to sign petitions.

### Women Votes.

As far as the names "Mrs. Brown," "Mrs. John Brown," etc., I do not think they are correctly registered, as a person must sign his given name so he can be identified. There are too many Mrs. Browns and Mrs. John Browns and the given name should be signed.

The fact that at the last general election women did not vote, and are legal voters now, would not deprive them of the right to sign petitions.

You ask: "Must the petitioners put up a candidate or candidates to run against the recall candidate or candidates or can the former be nominated by petition?"

A candidate can be nominated in any manner provided in the charter to run against the recall candidate.

### Election in Twenty Days.

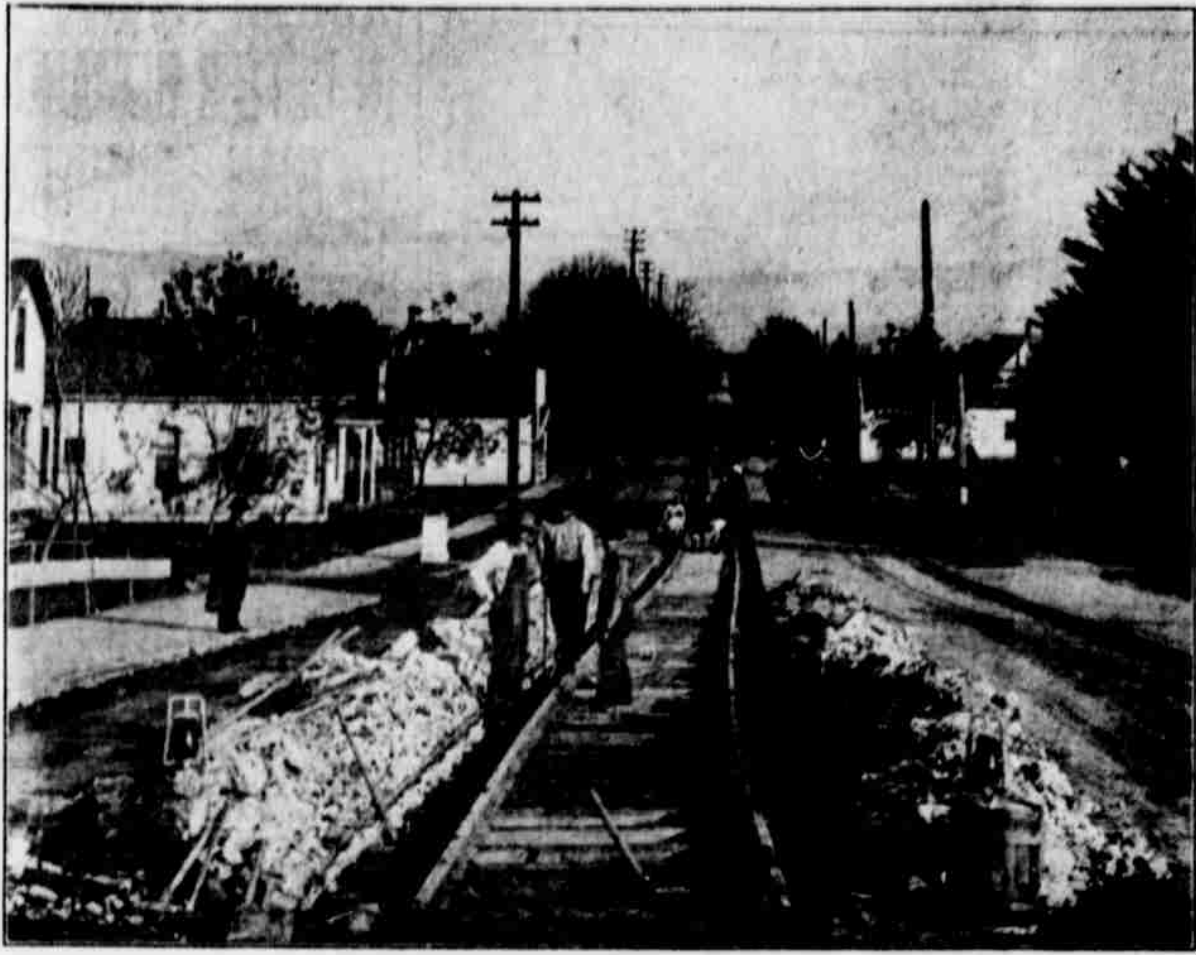
I think it is your duty to call the election within twenty days after the five-day limit for the resignation of the councilman against whom the recall is directed.

If I can be of any further service to you, command me.

I am sending copy of this letter also to the city attorney.

Yours very truly,  
A. M. CRAWFORD,  
Attorney General.

## ONE OF THE FEATURES OF THE 1914 NEW YEAR'S EDITION



—Photo by Gerking.

Construction gang laying rails on Medford trolley line on East Main street for Southern Oregon Traction company, owned by Spencer S. Ball & Sons.

## BACHELOR'S HONEYMOON AT PAGE TONIGHT

The much talked about Hoyt theater comedy success, "A Bachelor's Honeymoon," under the management of A. Mayo Bradford, will be the offering at the Page tonight.

Benjamin Bachelor, possessed of a sister, Minerva, who is his moral guardian, marries an actress named Juno Joyce, on the sly. Bachelor's two daughters and Minerva think he is away from home, but he returns with his newly married wife, who is under the impression that he has no children. Juno is introduced to Minerva as a governess, and the situation gets more tangled than ever. Dr. Ludwig Schwartz, a friend of the family, appears to have known Juno before and Minerva's grief and confusion at the part her brother is playing causes her to place herself and Bachelor in mourning, all three of them making up their minds that they will know Bachelor as a relative no more. Stephen Houson, a very busy man, who tries to make hurried marriages, and Anthony Gumbag, a private detective, add greatly to the general humor and confusion of Minerva.

Wilbur Higby will be seen in the part of "Bachelor," and Miss Rose Ainsworth as "Juno Joyce." They are supported by a company of well-known players, including Manuel Castano, George Gouldin, Chas. A. Williams, John Hart, Lotie Darragh and the Bernard sisters.

## MOTHER'S REASON IS THREATENED BY ROBBERY

BAKERSFIELD, Cal., Dec. 29.—Her reason threatened by the shock of the knowledge that her boy is a train robber and murderer, Mrs. Jas. Fariss, mother of the "El Monte bandit," was very ill here today. A doctor, aided by kindly neighbors, is caring for Mrs. Fariss, who is despondent much of the time. The woman's friends fear she will not recover if Fariss is sent to the jails.

## PHOENIX PARAGRAPHS

Mr. A. H. Fisher is spending the holidays with her daughter, Mrs. John Mast.

A. S. Furry returned a few days ago from Portland, here he had been disposing of a shipment of cattle.

Mr. and Mrs. G. McClain and family are spending the holidays at Myrtle Creek.

Mr. and Mrs. W. V. Barnum and family entertained as Christmas guests U. S. Gray and family of Medford.

Mr. and Mrs. S. Coleman and Miss Fay Carver, A. Hearn and family, F. E. Furry and family, Mrs. A. Reames and H. Reames all spent Christmas with Mr. and Mrs. Ernest Reames of North Phoenix.

John Wright and family spent Christmas with friends at Central Point.

A developing company headed by Mr. Forbes, recently from California, has leased the Bear Creek bottom lands from Phoenix southward toward Talent and will begin next Wednesday to wash the sand for gold. W. Short, of this place, has charge of the mining operations.

Mr. and Mrs. Lem Hughes and children of Phoenix spent Christmas with Grandma Hughes of Ashland.

## COOLEY IN PRISON FOR ANCIENT CRIME

ROSEBURG, Or., Dec. 29.—Riley Cooley, arrested in San Francisco, charged with the murder of Thomas Van Pelt, Sr., in an isolated part of Curry county fourteen years ago, was being held in the city jail here today. He will probably be taken to Curry county tomorrow or Wednesday.

On instructions from District Attorney Brown, no visitors are being allowed to see Cooley, even his counsel being excluded from the jail.

Cooley was brought here yesterday by Detective Stephen Doyle, who caused his arrest in San Francisco about two weeks ago.

## KANES CREEK KANELETS

John Thompson and family, former residents of this place, but for the past two years of eastern Oregon, have again taken up their residence at this place.

Charles Standley and family of near Medford spent Xmas with Mrs. Standley's parents, Mr. and Mrs. John Brown, of Blackwell.

Mrs. Byerly was doing shopping in the Hub city one day recently.

Mr. Lewis attended the Elks' function in Medford Friday night, returning home on Saturday.

Mrs. Boggs and Mrs. Mardon spent a day recently with Gold Hill friends.

Quite a few Kanes Creekers attended the Xmas tree and dance in Gold Hill Thursday night and report a most enjoyable time, it being a success both socially and financially.

Bill Yantz ate Xmas turkey with old friends living at Jacksonville.

We are sorry to say that Mr. Cook had the misfortune to lose a valuable cow one day of last week by poisoning.

Mr. and Mrs. Ed Rhoten and Mr. and Mrs. George Higginbotham and Grandpa Higginbotham ate Xmas dinner with Mr. and Mrs. E. Higginbotham.

Ralls & Mardon are engaged this week doing assessment work on one of Dr. Ray's mining claims above Gold Hill.

Mr. Lewis and family ate Xmas dinner with Mr. Lewis' sister, Mr. and Mrs. Sisty of near Central Point.

The Christmas tree and school entertainment which was held at the Dardanelles schoolhouse Wednesday afternoon was a decided success, through the efforts of the teacher, Miss Foley, who is making the school a thing to be proud of. Quite a few were present, also Superintendent Patterson.

Christmas being a most perfect day, every one that could be was basking in the sunshine, seeming more like an ideal spring day rather than Christmas. Nothing like southern Oregon and sunshine.

## HOLIDAYS DEPRESSES LIVE STOCK MARKET

PORTLAND, Dec. 29.—Receipts for the week have been: Cattle, 1117, calves 6, hogs 3477, sheep 4028.

Christmas week with its round of gaiety played havoc with the general run of stock, so that while the run was very short, the quality of stuff was to some extent good, the feature of the cattle market being a lot of good steers which sold at \$8.10, the highest price for some time, the range being from \$6.25 to \$8.10, bulk around \$7.50.

A short run of hogs and an off market were the main factors in the week's business. Beginning with Monday the tops were \$7.75, closing at \$7.65, quality not good. The market may be expected to take a better turn beginning with the new year's activity.

Lambs selling at \$6.50 beginning of the week and still in good, strong demand at this quotation. For good strong stuff ewes and wethers are quoted proportionately for the same quality.

## ASHLAND NOTES

Mr. and Mrs. George Barnum and little daughter of Jacksonville, accompanied by Mrs. Barnum's mother Mrs. Ella Raypholtz, with her daughters, Maud and Mildred, were guests of Mrs. Roberts and Mr. and Mrs. L. O. Van Wegen of Liberty street on a Sunday recently. Mrs. Van Wegen accompanied them home, where she was their guest for a few days, and also visited at the pleasant homes of Mr. and Mrs. E. P. Lucas of Griffin Creek and Mr. and Mrs. P. J. Kingery of Hillcrest orchard.

Miss Grace Hogue has returned to her home in Ashland after a several months' stay in Portland and Tacoma.

Miss Amy Stannard, who has been teaching at Foothills creek, is at home for the holidays.

Mesdames Hurst and Potter took a ride out in the Bellevue district on Christmas day to see their friend Mrs. Phelps, who is quite ill.

C. C. Gall, who lives at the home of his daughter, Mrs. William Meyer of High street, is very ill with heart trouble.

Mrs. Wesley Newland and daughter, Carmel, of Riddle; also Mrs. J. Collas of Kenneth, Cal., are in Ashland, called here by the illness of their father, C. C. Gall.

Miss Ekron Gall of Jacksonville is the guest of her cousin, Miss Corn Cliff, during the holidays.

The surprise party given Grandma Hughes on her birthday by her friends and neighbors was much enjoyed by all.

We are glad to learn that the people in our enterprising suburb, Bellevue, won the piano given by the Phipps Implement company, and it will be placed in their schoolhouse for the benefit of the school and for the week of the religious meetings and the parent-teachers' meetings.

Miss Walker, also of Bellevue won the graphophone given by the Warner Mercantile company.

**Weather Forecast.**  
Oregon—Rain west tonight and Tuesday; rain or snow east portion tonight or Tuesday; moderate east winds in interior; brisk to high southeast winds along the coast.

# GREAT PREPARATION FANCY DRESS BALL NEW YEAR'S EVE.

These are busy days for the committees having in charge the arrangements for the fancy dress ball to be given on Wednesday night by the music section of the Greater Medford club. Garlands of Christmas green are being prepared for the decorations and the Medford hotel will present an alluring spectacle to the merry-makers on New Year's eve.

The programs have been chosen and they are to be very dainty souvenirs, with the name of each musical selection given after the dance.

Many of the young people who are here for the holidays are planning to come to the ball and wear most amusing costumes. Uncle Sam announces that he will bring a Mexican dancer, and the emperor of Germany will accompany Martha Washington.

A real cowboy with gold spurs and a diamond ring to hold the folds of his solid silk neckerchief will put Dustin Farnum off the map.

The music section has worked very hard to make this ball a distinct affair and they desire the hearty cooperation of everyone in this undertaking. It is hoped that enough will be realized from this ball to procure the much-needed piano at once.

## EAGLE POINT EAGLETS.

By A. C. Howlett.  
The last time I wrote for the Mail Tribune there was a little excitement in our town, but as I could not get the facts I said nothing about it, and perhaps it would be better now to keep silent, but the matter has become so public and there seems to be so many different versions of the case I will try to give the facts as they appear on the court record of the Justice's court of Eagle Point.

It appears that a man by the name of Patrick came to town, went to the Tavern saloon and bought three drinks of liquor and then left the saloon and went to George Brown & Co.'s store, and about the time that he left the proprietor was informed that Patrick had taken a bottle of dago wine, whereupon Mr. Vogal started in pursuit and found Patrick in store, hereupon he charged him with stealing the bottle and about the same time he struck him in the face and took a bottle out of Patrick's pocket, then went to the Justice of the peace John Watkins, swore out a warrant, had him arrested and the time set for the trial as Friday, 1 o'clock p. m., and by that time a crowd had gathered and among them our county attorney to prosecute the case, and after spending some time selecting a jury, commenced the case. Three witnesses for the prosecution gave their evidence, but while the court was waiting for a witness for the state, to hurry up the work Judge Kelly asked the defendant to give his evidence, which he did, in which he declared he knew nothing of what transpired after he took the drinks in the saloon, etc. The bartender and old David Smith were the witnesses for the prosecution, and then T. E. Nichols, Mr. Bades, a civil engineer, W. Jack, Frank Brown and the cashier of the Eagle Point bank were called to testify as to the character of the defendant, with the result that they all spoke of him in high terms. The jury stood three to three, being finally discharged and the case dismissed and now the taxpayers can pay the bill which the Justice says will amount to over twenty dollars.

An argument in favor of the home rule for the towns and cities can have the saloons and get men drunk. They can commit crime, have law suits and he cost comes out of the general taxpayer.

The Von der Hellen children had their annual reunion at the old home the evening of the 24th.

Our Christmas exercises at the church was a crowning success. The church building was filled and the program was simply fine and the children carried out their part with great credit to themselves and their trainers.

In my last I spoke of the death of Mrs. Martha Brown of Brownsboro, and promised a more complete notice this time, but as the notice has already been published in the Mail Tribune I will simply add that the remains were interred in the family burying ground on Friday, Dec. 26, the funeral services being conducted by Rev. L. L. Simmons, the pastor of the Baptist church at that place. At the time of the funeral was so unwell that I was not able to attend the funeral, but my wife reports that there was a large number of persons who did attend.

Mrs. A. A. Bird and daughter, Miss Helen, enjoyed a room at the Sunny Side and came out Wednesday evening to take Christmas dinner, and

on Thursday morning Mrs. Luc Rukes and daughter, Miss Jerry Rukes, Mrs. Mary E. Yockey and daughter, Miss Helen Yockey, also came out to join Mrs. Bird in the feast. Also Oliver Nicholson, Mrs. Ada Surbeck and daughter, Miss Edna, were here for dinner, besides several of our neighbors joined with us in the Christmas dinner.

The 500 club of Eagle Point gave a masked ball Thursday night and from reports that come from there they had a fine time, and the promoters did very well financially.

John Foster, who has been out in Klamath county for the past season, came in a few days ago and went up on Rogue river to visit his father, Perry Foster.

There has been quite a number of our citizens come in from the country during the past few days, among those, F. J. Ayers and family, and while here paid me a year's subscription for the Daily Mail Tribune, Peter and Nick Young, Timmie Duggan, W. H. Crandall and his sisters, the Misses Betty, they have been attend-

ing the Albany academy at Albany and have come home during the vacation; also Miss Frances Heath, who is attending the state university at Eugene has returned to visit the home folk. But I am getting this letter too long so must close for this time by wishing the many readers of the Eaglets a happy new year.

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**The Daily Hint from Paris.**

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