

# GAME WARDEN'S INQUEST TO BE HELD ON MONDAY NEXT

(Continued from page 1)

self defense plea, and are refuted by testimony setting forth that there was no mark in the snow under the bush indicating the gun had been thrown, and that Hubbard, had he been in the act of reaching for his gun would have had his arm and hand shattered by the bullet that killed him. Martin claims Hubbard was in the act of drawing his gun when he fired, and is refuted by Constable Irwin.

### Martin's Story Contradicted

Investigations by Deputy District Game Warden Sam Sandry, show that Hubbard in falling, had he drawn his gun would have heaved it back or to the right. He was standing on a slope when killed. To have thrown the gun where it was found it would be to the left and across his body. There is also the medical theory that the reflex action of the muscles by a swift, sudden death would have tended to cause an object to drop, instead of being hurled any distance.

Martin when first arrested was careful to announce that the gun was under the bush. After the shooting he ordered Irwin to leave, and has ample opportunity to arrange details favorable to himself. Martin possesses the subtle cunning of the woods, and from the start to finish of the bloody tragedy dominated the situation. Though uneducated he is crafty and long dodging of the game laws gave him artful experience.

### Seeking Sympathy

Though firm, until arrested he then began casting for sympathy. On the way to this city he cried bitterly and told Deputy Wilson he was sorry for his act and shot on the impulse. He said he would not have shot had Hubbard tried to reason with him, instead of advancing. Martin aroused considerable sentiment in the captors.

In the county jail last night the slayer slept soundly, and his first request this morning as to see Attorney A. E. Reames.

The body of Hubbard was taken to Ashland, his home, Friday night, and held until funeral arrangements are made.

Only his fact saved Irwin from a similar fate to that of his associate. He did not return to the scene of the crime the night of its commission because he was physically exhausted. The sheriff made no effort to reach the scene of the crime until Friday morning.

The following is an interview with Prosecuting Attorney Kelly who visited the scene of the tragedy:

"Martin in custody by his own act claims to have a defense. We intend that he shall have a fair trial and we have nothing at this time to say of the merits of the trouble between Martin and Hubbard. I am glad that I made the trip and had an opportunity to look the ground over and the impressions that I gathered at first hand will be of no inconsiderable value to both the state and the defendant in presenting the matter.

"There are two impressions that are current, however, that I desire to offer an opinion upon. The first one being the conduct of Officer Irwin has been in the police service in Jackson county or a number of years and bears a reputation for honesty, judgment and nerve that is well known in Ashland, where the greater part of his services have been rendered, and his conduct on this occasion vindicates his record as a careful, cool officer. Irwin accompanied Hubbard on this occasion without any knowledge of the country or any intimation there was to be any serious or desperate conflict with anyone. At the time of the homicide he was mounted a little in the rear of Hubbard. He did not know Martin or his reputation and his sudden and tragic appearance was entirely unexpected. Nor was there anything in the manner in the meeting of Hubbard and

## ON THE BARREN SAND DUNES WITH THE WATCHFUL BELGIANS



BELGIAN OFFICERS RECONNOITRING ON THE SAND DUNES

Martin to have aroused the slightest suspicion of the impending tragedy.

"It appears that there was a friendly salutation on the part of Hubbard and a not unfriendly reply on the part of Martin. Before Irwin could dismount or prepare himself for any such contingency the fatal shot had been fired and the slayer was dominating the situation with a 30-30 rifle, which had been reloaded in the twinkling of an eye. It was here that Irwin's long experience as an officer saved the situation for himself and for Martin who would have unquestionably opened fire on him had it not been for his coolness. And it is perhaps due to this fact that Martin has not another victim and is now a dangerous fugitive.

"Irwin is not a woodsman and unused to riding over rough trails on horseback. That he did not return to the scene of the tragedy in the morning was due to physical inability. He is the sole witness to the tragedy and his keen observations taken at the time will be invaluable in determining the merits of the matter.

"The other impression to the effect that Martin is a dangerous and desperate character, I believe, will be more or less shattered when the evidence is fully presented. I do not know him personally but think that his reputation is due largely to his unerring skill with firearms and more or less to his boisterous and boasting manner. He readily surrendered himself to the sheriff and gave this impression over the phone that it was his desire long before the arrival of the officers. The sheriff and deputy are entitled to credit for the prompt and sane manner in which his apprehension was accomplished. In the face of the existing circumstances and the man's local reputation this was a task well calculated to occupy their full time and attention.

"The purpose of my visiting the scene was to secure evidence and the result of my visit in this light has been entirely satisfactory from my standpoint. Coroner Kellogg and District Game Warden Sam Sandry were both at the scene of the tragedy and the result of their efficient evidence I am sure will be evident in the final investigation of the matter."

"The defendant is in custody upon his own initiative and is entitled to a fair and impartial trial and the gravity of the charge against him should entitle him to the benefit of any reasonable doubt. Any statement as to his character in previous difficulties he may have had with authorities of the law, if he has had any, should now be passed. The jurors of the ensuing term should not be biased by

any prejudicial statement for or against him."

## 100 PERISH UPON TURK WARSHIP

ATHENS, via London, Dec. 19.—Semi-official announcement is made here that 100 lives were lost, including some German officers, when the Turkish battleship *Messudieh*, which was torpedoed by a British submarine and sank in the Dardanelles.

## ARMORED TRAIN IS BLOWN UP

AMSTERDAM, via London, Dec. 19.—According to the Budapest newspaper, *Pesti Naplo*, an armored train en route from Lemberg to the Carpathians with ammunition and food had been blown up.

## RATE INCREASE TO BENEFIT RAILROADS

CHICAGO, Dec. 19.—The rate increase granted to the eastern railroads by the interstate commerce commission will not only benefit the railroads but will stimulate general business, according to opinions expressed today by many railroad presidents, bankers, manufacturers and business men.

# STAR

FRIDAY AND SATURDAY

AUTHENTIC WAR PICTURES

## Hearst-Selig News

## The Telltale Knife

Miss Alice Joyce  
In Her Most Wonderful Success

## The Brand

## Hearts and Diamonds

WITH  
John Bunny-Flora Finch  
and Company

Continuous Saturday 1:15 to 10:45 p. m.

## LABORERS WARNED FROM CALIFORNIA

SACRAMENTO, Cal., Dec. 19.—"If you are looking for a job don't come to California." This warning was issued here today by the California commission on immigration and housing.

The commission has just concluded an exhaustive investigation of conditions of the unemployed in this state. It found there were now in California thousands more men than jobs. In a special report to Governor Johnson the commission condemns the practice of "floating" by which unemployed range from one state to another, and urges each community to solve its own problem. With Medford trade in Medford made west coast of Jutland.

## AEROPLANE STRANDED ON NORTH SEA ISLE

LONDON, Dec. 19.—A Copenhagen dispatch to the Exchange Telegraph company reports that a German aeroplane had stranded on the Danish Isle of Fano in the North Sea, off the coast of Jutland.

# STAR THEATRE

K. L. BERNARD, Manager.

## THE HOME OF FAMOUS PLAYERS

Miss Helen Holmes, Flora Finch, Blanche Sweet, Beverly Bayne, Alice Joyce, Gish Sisters, Bessie Eyton, Clara Kimball Young, Mary Pickford, Kathlyn Williams, Mr. Sidney Drew, Maurice Costello, John Bunny, Slippery Slim, Marc McDermott, George Ade, Broncho Billy and Francis X. Bushman

## CHRISTMAS WEEK

Continuous Performance, 1:15 to 10:45 P. M.

## A Comfortable Place for Tired Shoppers SEVEN REELS

Five and Ten Cents.

Why pay more? Why get less?

### SUNDAY ONLY

## THE LOSING FIGHT

One Part

## TICKET OF LEAVE MAN

Two Parts

## JOSIE'S LEGACY

One Part

## BOND OF WOMANHOOD

Two Parts

## Fable of "How Uncle Brewster Was Too Shifty For The Tempter" by George Ade

One Part

### MONDAY AND TUESDAY

U. S. Government Approved Moving Pictures.

## Indian Wars Refought by U. S. Army

BUFFALO BILL, GEN. MILES and other noted Indian fighters, regular U. S. soldiers and two thousand Indians.

From 1:15 to 10:45 P. M. Daily

## INCREASED RATES GREAT HELP TO EASTERN ROADS

NEW YORK, Dec. 19.—That railroads would be substantially aided by the increased freight rates granted yesterday by the interstate commerce commission, was the opinion generally expressed by railroad officials in statements made public here today. President L. F. Loree of the Delaware & Hudson railroad, President A. H. Smith of the New York Central lines and Howard Elliott, president of the New York, New Haven & Hartford railroad, expressed the opinion that the commission had recognized the needs of the railroads and the necessity of increasing freight rates.

H. C. Kentner leaves today for New York where he has accepted a position as a traveling salesman for an astern clothing firm.

with Medford trade in Medford made

# THE PAGE

Sunday Matinee 2 P. M.  
Evening 7 o'Clock

Medford's Leading Theater

A Great Selig Special Feature

## THE ROYAL BOX

In Four Parts

This great feature, written by the late Charles Coghlan. The leading role taken by Gertrude Coghlan. It is an extremely interesting picture. It will only be shown Sunday afternoon and evening.

With This:

## When The Troupe Closed

One Part

## Nerve

One Part

Special Sunday Musical Program by

LARGE PAGE THEATER ORCHESTRA

Sunday Matinee 2 P. M. Sunday Evening, 7 o'Clock  
Admission 5c, 10c, 15c  
NOTE—Monday and Tuesday, a great feature, "Will o' the Wisp."

# THE PAGE

TONIGHT

Medford's Leading Theater

## SPECIAL! SPECIAL! SPECIAL!

BIG SATURDAY NIGHT SHOW

Mellie's Photo Masterpiece

## THE CURSE OF GREED

In Five Parts

## LOVE TRIUMPHS

One Part

## GETTING TO THE BALL GAME

One Part

Latest Popular Music by

LARGE PAGE THEATER ORCHESTRA

Do Not Miss This Big Saturday Night Show, 7 P. M. Until Midnight  
Admission 5c, 10c, 15c

## SPECIAL HOLIDAY ATTRACTION

# IT - THEATRE - IT

SUNDAY AND MONDAY, DECEMBER 20 AND 21

THE KENWORTHY PLAYERS, WITH HELEN DUFFY

SUNDAY

## "IS MARRIAGE A FAILURE?"

A delightful Three-Act Comedy.  
A Real Treat

MONDAY

A Play of the Present:

## "THE GAME"

A powerful Comedy-Drama in four acts of city life.

Any Seat 10c and 20c. Come early. Pictures start 7p. m., Play 8:15 p. m.  
The Afternoon Picture Matinee at the usual price.

# IT THEATRE

FRIDAY AND SATURDAY

THE MILLION DOLLAR MYSTERY  
Episode No. 20, The Secret Warning

MUTUAL WEEKLY NEWS NO. 94

THE STORY OF AN OLIVE American

THE PASSING OF IZZY A Rip Roaring Keystone Comedy

10c — PHOTO PLAYS ALWAYS — 10c  
Here SUNDAY AND MONDAY

THE KENWORTHY PLAYERS

2 Nights Only SIX PEOPLE In Comedy Dramas

An entire change each night. A fifty cent show at half price.

A HOLIDAY SPECIAL