

CONSCRIPTION INCORPORATED IN NATION'S LAWS

Power to Draft All Male Citizens Between Ages of 18 and 45 in Time of War Now Bestowed Upon Executive and May Be Exerted Without Consulting Congress.

BY GILSON GARDNER WASHINGTON, Sept. 14.—That conscription—the power to draft all male citizens between the ages of 18 and 45 in time of war—has been incorporated into our laws will surprise many citizens. Congress found it out only a few days before adjournment.

Representative Huddleston of Alabama, exposed the joker by which this serious result has been brought about. "I think," said Mr. Huddleston, in the house August 25, "that the attention of the American people ought to be called to the fact that we have conscription incorporated into our laws. It is now possible as a general provision of law and as a permanent part of our law, to take peaceable citizens out of their homes who have never belonged to the militia and put them into the ranks and send them to the front to fight. This power of conscription is not retained by congress, as it ought to be, but is given to the executive and may be exerted by him without consulting congress. Did you know that, gentlemen of the congress? Do the American people realize that? No! I will guarantee that there are not a dozen members who realize that the condition to which I refer has arisen."

History of Legislation Huddleston thereupon reviewed the history of this remarkable legislation. He showed how on March 22 Representative Hay of Virginia, chairman of the military affairs committee, brought in a committee amendment, prepared by Representative Carl Hayden of Arizona, providing for "Reserve Battalions," to be organized in each congressional district whenever the militia regiment for that district is ordered to the front. The vital part of the amendment was as follows: "If for any reason there shall not be enough voluntary enlistments to keep the reserve battalions at the prescribed strength a sufficient number of unorganized militia shall be called into the service of the United States to maintain each of such battalions at the proper strength."

The unorganized militia consists of all able-bodied male citizens of the United States between the ages of 18 and 45 years. Call Becomes Draft The legislation as thus proposed was unobjectionable. It used the word "called" which was entirely consistent with securing the desired recruits by volunteering. The bill went to the senate, was amended, came back to the house, and went to a "conference" committee. In the secrecy of the committee room, the word "called" was stricken out and the word "drafted" was substituted, but when the conference report was made to the house, no word of the change was made in the report.

When confronted with the facts by Huddleston, Representative Hay admitted the charge, but excused it by saying, "What is the difference between the president authorized to call men out and to draft them? There is no difference, so far as the president is concerned."

Never Yet Necessary It is pointed out by those who object to the draft as a means of raising armies, that not only is the draft tyrannous and oppressive, but that historically it has never been necessary. In the present war England's official figures given out last May showed that when their compulsory service act finally went into effect, England had raised 4,000,000 men by the volunteer system and there remained only 500,000 available in England, Scotland and Wales of military age to be conscripted. During the American Civil war, of the 2,852,132 federal enlistments only 46,000 were added to the ranks by the draft. The records of the Confederate army show a similar small proportion resulting from their efforts to draft. However, what Huddleston, and other congressmen object to it not so much the draft, but the placing of the power to draft in the hands of the executive, instead of retaining it in congress.

\$9.50@9.60; good to prime mixed, \$9 @9.35; rough heavy packing, \$8.55@9.10; pigs and skips, \$8@8.75; stock hogs, \$7.25@8. Cattle steady; receipts 188. Steers, prime light, \$6.65@7; prime heavy, \$6.75@7.15; good, \$6@6.50; cows, choice, \$5.25@5.50; medium to good, \$4.30@5; ordinary to fair, \$4@4.50; heifers, \$4@5.85; bulls, \$3@4.25; calves, \$3.50@6.50. Sheep steady; receipts 1719. Spring lambs, \$8@8.50; common lambs, \$5.50@6; choice yearling wethers, \$6.25@6.50; good yearlings, \$5.75@6.25; choice light ewes, \$5@5.50; heavy ewes, \$3.50@4.50.

Butter Market PORTLAND, Or., Sept. 14.—Butter unchanged.

Portland Grain PORTLAND, Or., Sept. 14.—Wheat easier; trading light, 5000 bushels spot bluestem bringing \$1.34, the highest price of the season. Spot bids 1 1/2 to 3c lower. Bluestem, \$1.33 1/2; fortyfold, \$1.31; club, \$1.29; red Pife, \$1.29; red Russian, \$1.25. Barley—No. 1 feed, \$32.50 bid. Car receipts: Wheat 38, flour 3, oats 1.

Chicago Wheat CHICAGO, Sept. 14.—Wheat: Open. Close. December \$1.51 \$1.48 1/2 May 1.52 3/4 1.49

Pear Auction Market September 13 New York—Oregon, \$1.24; Boston, Washington, \$1.25; Chicago, Oregon, \$1.40. E. M. McKenney reports the sale of a car of Blue Triangle Bartlett in New York at \$2.02.

COURT HOUSE NEWS

Reported by Jackson County Abstract Co., Sixth and Fir Sts.

Circuit Albert H. Stallworth vs. Martha L. Stallworth, divorce. John H. Edwards vs. Lucile C. Edwards, summons. T. L. Devore vs. J. M. Rock et al, stipulation. D. L. Gordon vs. J. G. Goble, writ of attachment. First National Bank of Medford vs. J. G. Goble and D. H. Miller, writ of attachment.

Probate Estate of John S. Herrin, will petition to enter probate.

Marriage Licenses Leonard Woodford and Ion Peters.

Real Estate Transfers Mary M. Gault et vir to F. K. Deuel, lots 5 and 6, block 6, Medford. \$ 135 Delbert Fehl et ux to Henrietta Anders, land in sec. 20-33-2E. 10 Eugene O. Bristol et ux to T. R. Quick, land in sec. 20-33-3E. 1,500 Tyson Beall et ux to Mary W. Mathes, land in twp. 37-2W. 3,000 Clara B. Parakeer et vir to C. B. Carlton, lot 4, block 2, Highland Park Add., Medford. 10 Fred E. Porter et ux to Cora A. Slingerland, land in twp. 39-1E. 1,300 John Lowden et ux to J. S. Rowley, undivided half interest in Lookover nine. 1 Harley Hall to E. S. Rowley, same. 1 United States to H. F. Reeser, land in sec. 24-38-2E. Patent

Applegate John W. Pernoll, the Applegate merchant, was a business visitor in Medford Saturday.

Dr. Walker and family of Grants Pass, with Mr. Wolfe and family, Lucasta Mangum and other friends, were picnicking in the Applegate valley Sunday and stopped a couple of hours at Ross's, on their way home.

J. T. Buckley and family of Rich were in the Williams creek country Sunday.

Chester Kubli left Sunday for Squaw lake and Cameron Meadows, where he will look after cattle.

J. E. Barkdoll of Medford made a trip to Provoit, Sunday.

Fred Hoffman of Thompson creek, who has been in Medford the past three weeks, made a trip out home Monday, returning the same day.

Charlie Abbott of Jacksonville is visiting George Hoffman this week.

Josie Wright left for Grants Pass Thursday, where she is going to attend high school this winter.

Fred Surran of Medford passed through Applegate one day last week on his way to Steamboat.

E. J. Brown made a business trip to Grants Pass Monday.

Harry Brown and Will Head made a short hunting trip to Powell's creek last week.

Alise Pernoll returned home Friday after enjoying a two weeks' visit with friends in Dunsuir.

Mrs. Drusilla Mee visited relatives in Central Point Monday.

Professor Niebert and family moved here last week. Mr. Niebert will be principal of the high school this year.

Miss Kincade came from Roseburg Saturday in order to teach the Thompson creek school this winter.

EAGLE POINT EAGLETS

By A. C. Howlett

F. M. Stewart and William Brown of the firm of George Brown & Sons, are both enjoying the satisfaction of riding in their own automobiles.

Since my last report, Herman Meyer, Jr., Thomas Vestal and Mr. Radcliff have sold chickens to our depot agent.

Saturday, Mr. Berrian, the Butte Falls fish hatchery man; J. L. Patton of Butte Falls and Miss Helen Parker, who is now teaching in the Brophy school district, were passengers on the P. & E. on their way up the country.

Dr. E. P. Geary of Portland, who has been the county physician for the last twelve years and was formerly the M. D. for this section, but later joined in the practice of medicine with the late Dr. Price in Medford, and his son, Edward, accompanied by Mr. and Mrs. G. P. Montgomery of Griffin creek, motored out from the doctor's Griffin creek orchard and vineyard and took dinner with us last Saturday. H. A. Meyer, wife and son were also with us at the same time. Dr. Geary remarked that a remarkable change had taken place in the country around here during the past twenty-five or thirty years.

Since my last I have been doing some riding in the interest of the Mail Tribune and had hardly got started before I ran up against what was a stunner to me, for the first person I approached was Mrs. Charles Cingende, and she proposed to pay up a year's subscription to the W. M. T., provided I could change a \$10 piece, and fortunately I happened to have the change and gave her a V and three and a half dollars in silver. So far, so good; but the next one was P. W. Haley, and the smallest coin he had was a V, and as I had but about two dollars in silver, was balked right there. But nothing daunted, I proceeded on my way to C. A. Prout's and found the house locked and the good-natured dog on guard, but the next time I started out I went in the morning and found Mrs. P. and Miss Mohel and received the cash, and went as far as E. S. Eiseher's farm, where I found Mr. Eiseher had already changed his subscription from the D. M. T. to the W. M. T., and paid up a year's subscription, so procuring a couple of crates of berries, turned my course for home.

Saturday evening Jud Edsall came out from his home near Butte Falls and brought with him Mrs. Anna Coram and her two little girls, her sister, Miss Zena Gippert, and Miss Pearl Gould, the teacher in the Crater Lake school district, and after supper they all went to Medford, and were joined by Mrs. Howlett, our daughter, Battie, and granddaughter, Miss Esther Shaw, where they visited the Page, a part of the company returning about midnight.

Sunday morning N. S. Bennett, proprietor of the Eden Valley nursery, Medford, and his nephew, J. C. Brown, recently returned from North Yakima, Wash., come in for breakfast. They were on their way to Prospect to procure moss from the large trees in that section, to be used at the county fair that is now being held in Medford. Mr. Bennett said that he wanted the moss to lay his 128 different varieties of dahlias in during the exhibition. In speaking of the dahlias brings to my mind that while I was at Mrs. C. A. Prout's that she took me out to see her dahlias and China asters, and to one that is not partially color blind they most appear beautiful, for she seemed to have almost every color of the rainbow.

Later in the day L. B. Brown of the old Russ mill, Medford, and family were here for dinner and about twenty others, but I did not see them, as I was not present until about 2 p. m., and they had all gone then.

A. W. Clark and his nephew, John Edgar Good, and Mrs. Woodford, the mother of Leonard Woodford, motored out and took Mrs. Ion Peters and her son Billie back to Medford. Mr. Peters has been boarding at the Sunnyside for the past two or three weeks, but has returned to her home in Medford for a while.

Alex. Vestal was among the callers Sunday. H. W. Barron and family of Ashland drove in Sunday evening on their way from Crater lake. They had gone the rounds from their home south of Ashland by the Lake of the Woods route, via Pelican bay, Fort

Klamath, and camped here Sunday night on the home stretch. They are joining the multitudes in praising the scenery along the route between here and Fort Klamath.

W. L. Coppernoll and wife, jewelers of Eugene, motored in from a trip to Pelican bay and spent the night at the Sunnyside.

In the absence of a pastor the members of the church and a company of the young people met Sunday night and organized an Epworth league by electing Mrs. Nettie Grover as president, and she appointed Misses Ruby Haley, Freda Leuba and Mrs. Ed Montague as a committee to draft by-laws, rules, etc., for the league. They are to meet Sunday night at 7:30 o'clock.

J. H. Smith of Chicago, Ill., of the firm of James H. Smith & Sons, the owner of two orchards in this immediate vicinity, came in Sunday night and spent the night with us, and Monday morning John Greb and two of his daughters came along with his Ford and took Mr. Smith and started for Crater lake.

Newton W. Borden, democratic candidate for district attorney for Jackson county, and Ralph G. Jennings, candidate for the office of sheriff on the democratic ticket, were here Monday and Wednesday for dinner. They seemed to be in fine spirits and are very hopeful of success. They seem to think that the democratic party is in a fair way to win out, not only in the presidential campaign, but in many of the county offices. Speaking of the presidential campaign, there was a lady of more than ordinary intelligence who has traveled quite extensively the past summer, who made the remark when conversing on the subject in a company of men and women, "that the women of the United States would elect Woodrow Wilson this coming November for the president of the United States with very little help from the men."

Mrs. Mary F. Stowell started for Junction City, Or., Tuesday, and before she started sent me \$1.50 to pay for a year's subscription to the W. M. T., as she wants the news from her old home. Thus the long list of subscribers continues to grow.

Howard Hall, who has been boarding at the Sunnyside for the past week, started Wednesday morning for Brownsburg, where he has secured a job for himself. Chalmers Ringer, another of the Sunnyside boarders, has secured a job as a section hand on the P. & E.

NOTICE In the circuit court of the State of Oregon, in and for the County of Jackson.

In the matter of the determination of the relative rights to the use of the waters of Rogue river and its tributaries: Notice is hereby given that Honorable F. M. Calkins, Judge of the Circuit Court, did on September 9, 1916, refer all exceptions filed in the above entitled matter to the State Water Board for the purpose of taking further testimony by said water board, each and every one of the holders of the orchard units issued and outstanding, pursuant to the trust deed hereafter described, and to all others whom it may concern: Notice is hereby given that Farmers' & Fruitgrowers' Bank, an Oregon corporation, trustee under a certain deed of trust made, executed and delivered by Rogue River Commercial Orchard Company to said Farmers' & Fruitgrowers' Bank, as trustee, to sell the property described in and covered by said trust deed at public sale to the best bidder for cash in lawful money of the United States upon notice as provided by said trust deed.

And you are further notified that pursuant to said notice and direction, and in conformity with the terms of said trust deed, the undersigned, Farmers' & Fruitgrowers' Bank, as said trustee, will, on the 25th day of September, 1916, sell the premises described in said trust deed, to wit: The North half of the Southeast quarter of Section 15 and the Northwest quarter of the Southwest quarter of Section 29 in Township 36 South, Range 1 East of W. M. in Jackson County, Oregon, at public sale to the best bidder for cash in lawful money of the United States; said sale will be held and conducted by the sheriff of Jackson county, Oregon, on said 25th day of September, 1916, at the hour of ten o'clock a. m., and said sale will be subject to the approval of and deposit by the registered owners of at least sixty-seven (67) per cent of said units then outstanding. A conveyance of the premises above described will be made by said Farmers' & Fruitgrowers' Bank, as trustee, to sell the property described in and covered by said trust deed at public sale to the best bidder for cash in lawful money of the United States upon notice as provided by said trust deed.

And you are further notified that pursuant to said notice and direction, and in conformity with the terms of said trust deed, the undersigned, Farmers' & Fruitgrowers' Bank, as said trustee, will, on the 25th day of September, 1916, sell the premises described in said trust deed, to wit: The North half of the Southeast quarter of Section 15 and the Northwest quarter of the Southwest quarter of Section 29 in Township 36 South, Range 1 East of W. M. in Jackson County, Oregon, at public sale to the best bidder for cash in lawful money of the United States; said sale will be held and conducted by the sheriff of Jackson county, Oregon, on said 25th day of September, 1916, at the hour of ten o'clock a. m., and said sale will be subject to the approval of and deposit by the registered owners of at least sixty-seven (67) per cent of said units then outstanding. A conveyance of the premises above described will be made by said Farmers' & Fruitgrowers' Bank, as trustee, to sell the property described in and covered by said trust deed at public sale to the best bidder for cash in lawful money of the United States upon notice as provided by said trust deed, and which

conveyance will contain a recital of the acts authorizing such sale under the terms of said trust deed, and will vest in the purchaser a fee simple title to said property, free, clear and discharged of all trusts, powers, covenants, conditions, limitations, rights, interests and liabilities reserved, granted, created, expressed, implied or intended by said trust deed, and pursuant to the terms of said trust deed deemed to be regular, and the purchaser of said property at said sale will be under no obligation to look to the application of any purchase money paid by him to said Farmers' & Fruitgrowers' Bank, trustee at said sale.

Dated June 12th, 1916. FARMERS AND FRUITGROWERS BANK By Delroy Getchell, President, Trustee.

Notice of Trustee's Sale To Rogue River Commercial Orchard Company, each and every of the holders of the orchard units issued and outstanding, pursuant to the trust deed hereafter described, and to all others whom it may concern: Notice is hereby given that Farmers' & Fruitgrowers' Bank, an Oregon corporation, trustee under a certain deed of trust made, executed and delivered by Rogue River Commercial Orchard Company to said Farmers' & Fruitgrowers' Bank, dated October 28, 1910, and recorded in the office of the county recorder of Jackson county, Oregon, on October 4th, 1910, at Vol. 26, page 173 of Mortgages, hereby gives notice that under and hereby gives notice that said trust deed the registered owners of more than sixty-seven (67) per cent of the units issued pursuant to said trust deed which are now outstanding, and in accordance with the terms of said trust deed, give notice to said Farmers' & Fruitgrowers' Bank directing said Farmers' & Fruitgrowers' Bank as trustee, to sell the property described in and covered by said trust deed at public sale to the best bidder for cash in lawful money of the United States upon notice as provided by said trust deed.

And you are further notified that pursuant to said notice and direction, and in conformity with the terms of said trust deed, the undersigned, Farmers' & Fruitgrowers' Bank, as said trustee, will, on the 25th day of September, 1916, sell the premises described in said trust deed, to wit: The southeast quarter (S. E. 1/4) of the southwest quarter (S. W. 1/4) of section 17, township 36, south of range 1 East of W. M., the west 1/2 of the northwest 1/4 of section 20, township 36, south of range 1 East, and lot one (1) and also a tract described as follows: Beginning at a point 20 rods east of the northwest corner of lot No. 3 in section 19, township 36, south of range 1, east of W. M., thence east 60 rods to the north line of lot 3 and D. E. C. 37 to the northeast corner of said D. L. C. 37 in township 36, south of range 1, east of W. M.; thence south along the line of D. L. C. 37 to the northwest corner of lot 2; thence west to the center of section 19; thence south on the north and south center line of section 19 to the south line of D. L. C. 37; thence west on the said south line to the southwest corner of lot 2; thence north 20 rods; thence west 40 rods; thence north 100 rods; thence west 20 rods; thence north 40 rods to the point of beginning, containing 320 acres of land, more or less, being and being situated in township numbered thirty-six, south of range one, east of the Willamette Meridian, in Jackson county, Oregon, at public sale to the best bidder for cash in lawful money of the United States; said sale will be held and conducted by the sheriff of Jackson county, Oregon, on said 25th day of September, 1916, at the hour of ten o'clock a. m., and said sale will be subject to the approval of and deposit by the registered owners of at least sixty-seven (67) per cent of said units then outstanding. A conveyance of the premises above described will be made by said Farmers' & Fruitgrowers' Bank, as trustee, and by the Rogue River Commercial Orchard Company pursuant to the terms of said trust deed, and which conveyance will contain a recital of the acts authorizing such sale under the terms of said trust deed, and will vest in the purchaser a fee simple title to said property, free, clear and discharged of all trusts, powers, covenants, conditions, limitations, rights, interests and liabilities reserved, granted, created, expressed, implied or intended by said trust deed, and pursuant to the terms of said trust deed deemed to be regular, and the purchaser of said property at said sale will be under no obligation to look to the application of any purchase money paid by him to said Farmers' & Fruitgrowers' Bank, trustee, at said sale.

Dated June 12th, 1916. FARMERS AND FRUITGROWERS BANK By Delroy Getchell, President, Trustee.

FOR SALE—Separators, 34 South Fir street.

FOR SALE—3 Ancona chickens and 1 cock bird. See them at the fair. Watch for the blue ribbons. O. B. Crary, 322 E 12th st. 151

FOR SALE—17 colored Muscovy quackless ducks. Can be seen at the fair or 322 E. 12th. Phone 196-J. O. B. Crary. 151

FOR SALE—20 acre placer claim on Forest creek, or will trade 5 or 6 acres cleared, good garden, plenty of water. James Spencer, Jacksonville. 155

FOR SALE—1915 Maxwell five passenger car, \$425; self starter, electric lighted, fully equipped with several extra improvements; tires very good condition; two spare inner tubes; the whole machine in first class order. Box J, care Mail Tribune. 150

FOR SALE—Thoroughbred white Leghorn cocks from "washed crest" strain of Newburg, Ore., from above 200 egg hens; 150 to black from; will sell for 75c before September 15. E. C. Lockwood, 3-4 mile west of Phoenix. 151

FOR SALE—Garden seeder and cultivator, wheelbarrow, small express wagon, M. A. Itader, 114 N. Front. 150

FOR SALE—1915 Chalmers 5, thoroughly overhauled and painted. New tires all around. Perfect condition. Cash or trade. H. W. Bingham, Phone 597-J2. 151

FOR SALE—A 3 1/2 inch Moline wagon in good condition, \$80. Call 783-J, ask for L. C. Clark. 153

FOR SALE—Household goods. Call at 513 King street. 151

FOR SALE—5 stamp mill, ore crusher, amalgamating tables and concentrators, electric motors, pumps, pipe and pipe fittings, air compressors, air drills and hose, miscellaneous mining machinery and tools. Address Box 42x care Mail Tribune. 164

FOR SALE—REAL ESTATE FOR SALE—Highly improved 30-acre orchard; apples and pears; close in. Remarkable offer for September. Address Box F. W. Mail Tribune. 157

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FOR SALE—Farming and fruit lands timber land. Land from \$5 per acre upwards on long time easy payments. Address Box R, Mail Tribune. 164

WANTED—SITUATIONS WANTED—Man wants position on ranch. Have small family, best of references. Have experience as foreman. Box 20, Mail Tribune. 150

WANTED—Work by experienced stenographer; short hours. Call 26 South Laurel st. 150

WANTED—Housekeeping position by middle aged woman. Phone 904-L. 150

HELP WANTED—FEMALE WANTED—Girl for general housework. 48 N. Orange. 152

WANTED—Girl for general housework. Apply Box M. T. Mail Tribune. 150

WANTED—MISCELLANEOUS WANTED—Good, young fresh milk cow. Phone 777-L. 152

BUSINESS WANTED—News agency or newspaper route in Medford. Give full particulars and address P. O. box 642 Aberdeen, Wash. 152

WANTED—Clean cotton rags at Mail Tribune office.

WANTED—Dressmaking. Orders promptly and quickly filled. Satisfaction guaranteed. Phone 900-M, or call at 249 S. Riverside ave. 151

WANTED TO BUY—Barley and oats, vetch and wheat. Reply box B, Mail Tribune, giving full particulars.

WANTED—Remember your poultry and eggs will bring you more money at Warner, Wortman and Gore's. One price for hens, regardless of size.

MONEY TO LOAN TO LOAN—\$2000 to loan on ranch. Holmes the Insurance Man.

MONEY TO LOAN—Have money to loan upon city and country property. Quick service. Money on hand. Earl S. Tully, 210 Garnett-Coroy Bldg.

FOR RENT—HOUSES FOR RENT—6-room modern bungalow, furnished or unfurnished. Phone 732-J2. 152

FOR RENT—Modern 6-room house. Phone 527-Y. 152

FOR RENT—MISCELLANEOUS FOR RENT—DeVoe's two store rooms at 418 W. Main street. Fine location for milliner.

FOR RENT—Ranch and crop for sale. Box 34 Mail Tribune. 154

FOR SALE—LIVESTOCK FOR SALE—13 splendid milk cows 40 2-year olds and yearlings, both sexes; 20 calves, hogs, hax, pasture. Inquire 204 South Ivy st., Medford. 155

FOR SALE—Fresh Durham cow and calf; also Duroc Jersey gilt, eligible to registry. H. A. Davidson, Central Point, Ore. 155

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A. E. REAMES, LAWYER—Garnett-Coroy Bldg. G. M. ROBERTS—Lawyer. Medford National Bank Building

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WHY? NOW TIME TO TRADE. I have a 160-acre stock ranch; good location; 100 acres in grain, some alfalfa. This place recently sold for \$12,000; no incumbrance. Will trade for good orchard, prefer pears, or would take city property. Would trade even or assume some incumbrance on orchard proposition.

J. C. BARNES 102 West Main Street.

Owner Here for Short Time On account of sickness offers for sale small orchard tract, mostly in bearing, best of condition. One half mile city limits. Ideal home site. Bank mortgage 60 per cent of asking price; can remain. \$2000 will handle.

BENNETT INVESTMENT CO. 102 West Main St.

TODAY'S MARKETS

Portland Livestock PORTLAND, Or., Sept. 14.—Hogs lower; receipts 963. Prime light, \$9.50@9.60; prime strong weights,

CHICHESTER'S PILLS THE DIAMOND BRAND Medford Ask Your Druggist for Chichester's Diamond Brand Pills. Take one each day after meals. Sold by Druggists Everywhere