

DEMURRER IN PALM DAMAGE SUIT IS DENIED

Judge A. R. Walker of McMinnville, presiding in the circuit court, this afternoon overruled a demurrer filed by the defense in the damage suit of Hollopetter against Palm.

The selection of a jury to hear the evidence was then begun, the proceedings being delayed for a few minutes through the tardiness of the plaintiff.

A number of local carpenters will be called as witnesses. The court told the jurors in the box: "You should be thankful Jackson county has provided you with such comfortable chairs."

The morning session was devoted to the hearing of an argument on a demurrer by the defense contending that Hollopetter's course of relief was within the jurisdiction of the workmen's compensation act, and that his damages, if any, rested there. Attorney Eben Thomas argued the legal points of the contention.

The plaintiff, through Attorney Gus Newberry, held that Palm had filed written notice with the workmen's compensation commission that he did not elect to come under the provisions of the workmen's compensation act, hence the case was subject to suit.

The motion was argued via briefs before Judges C. M. Thomas and Orlando Corke. Judge Corke, at Lakewood, Judge Thomas handed down a ruling last week overruling the demurrer motion.

The court today granted a motion of the plaintiff to amend the second amended complaint, to file the allegation that Palm had filed written notice not to accept the compensation act provision. This defense held that the amendment was worthless as it contained no specified date.

The jury was excused until 1:30 this afternoon. Several gentlemen were excused from jury service on account of pressure of harvest work.

SHASTA SCHEDULE CHANGES BENEFIT LOCAL TRAVELERS

A new time-table will go into effect on the Shasta line on the Southern Pacific, effective Sunday, July 22, making some changes in the present schedule, according to an announcement made today by Southern Pacific officials.

The Shasta Limited, train No. 11, now arriving at 11:15, will leave San Francisco at 7 o'clock in the evening and arrive here at 10:27 a. m., nearly an hour earlier.

Train No. 12, which now arrives at 10 o'clock, bearing early editions of Portland morning papers, will arrive at 10:37 a. m., passing the Shasta here.

The effect of the schedule is to speed up the running time of both Shasta Limited trains and No. 13.

The forest fire situation both in the Crater National forest and the contiguous state timber land is now clear, with no fires reported in either of the forest headquarters offices here. However, the forests in the mountain districts are losing their dampness with the present warm weather.

The only thing in the way of fire news received over the week and days at the Crater national forest headquarters was contained in a report that a small fire started yesterday afternoon about Three Mile creek about 10 miles above Rocky Point, which was easily extinguished because of being so quickly discovered.

Owners of "Neon" signs in this city and valley will be interested in a recent decision of the United States court of appeals upholding the right of the Neon company to manufacture the lighting arrangement and wearing others not to infringe upon their rights.

The following list of official delegates of the Medford Legion was published in a recent edition of the Portland Oregonian.

Daily Meteorological Report

July 9, 1928. Forecasts. Medford and vicinity. Light to night and Tuesday. No change in temperature.

Table with columns: LOCAL DATA, Temperature, Humidity, Wind, etc.

Table with columns: CITY, High Temp, Low Temp, Weather.

L. W. DICK, Meteorologist.

SINGING CANARY, HOTEL MEDFORD, LEFT BY E. MOHR

A fine singing canary bird in a handsome gilded pedestal cage has been an oddity on display in the lobby of the Hotel Medford, that was so artistically decorated, redecorated and refurnished some time ago, in accordance with the wishes of Mrs. Alvina Stark, the actress, bookkeeper and general manager of the hotel.

Further inquiry developed the fact that Emil Mohr, on leaving the hotel for the first time since Harry Hurten, and before leaving the city for the wisdom of himself and family in Germany, brought the handsome pedestal cage from his home and presented it to Miss Stark in which to house her canary.

Miss Teresa Belmont of Oakland, Calif., arrived in Medford on the Shasta this morning and left on the stage for Crater Lake for a short vacation.

MR. MOHR MUCH IMPRESSED BY EASTERN ROADS

To the Editor: The following letter, addressed to the undersigned from a prominent Medford citizen, who has been traveling in the east and who is now abroad, deals with a subject of vital interest to every section of the Red-humility here.

The reason I thought so much more of it than ever before I left is that in driving from Detroit, or even in and around Detroit, I saw so many new high and broadways that I see the absolute necessity of building this additional branch of highway.

The Cadillac factory gave us a man to show us around the vicinity of Detroit and all about new roads have been and are being built. We even drove around Mr. Ford's estate and the driver showed us a number of new roads which Mr. Ford had ordered, and I believe it is Mr. Ford who is building this one.

I am told that his motto is "Build roads and build good roads," and I quite agree with him.

Well, Mr. Pipes, more and more fine roads and good roads, more beautiful and the finest kind of country places, all on account of good roads as the places are all new, and have of late years been settled.

Syracuse to Albany. More new roads were being built, more new lands are being subdivided and the country is being well populated by new people coming in on account of new roads being built there.

Further inquiry developed the fact that Emil Mohr, on leaving the hotel for the first time since Harry Hurten, and before leaving the city for the wisdom of himself and family in Germany, brought the handsome pedestal cage from his home and presented it to Miss Stark in which to house her canary.

EMIL MOHR: Tonight the big tent theater that has been standing on South and Fir streets for the past four weeks will have its grand opening on the corner of Sixth and Holly.

GOV. PATTERSON PLANS TO ATTEND CONVENTION HERE

State Democratic caucus will be holding their present at the state convention in Medford, according to present indications.

Winnifred Warner, BITTEN BY HORSE, TAKEN TO HOSPITAL

Miss Winnifred Warner, daughter of Mrs. William J. Warner, was taken to the Community hospital Saturday evening, suffering with a case of blood-poisoning on her hand and arm, caused by being a horse while on the family cow-barn about 11 a. m. Saturday.

She thought nothing of the matter until late in the afternoon, when the hand began to hurt and the arm to swell. Still Winnifred kept the incident quiet, as she is exceptionally fond of the horse and feared the latter might be taken to task by her parents for what she regarded as a playful romp. But at 11 a. m. she was so much pained she had to explain what had happened.

A physician was hurriedly summoned, and on his advice she was removed to the hospital as a matter of precaution, and today was treated easily with all indications that the blood-poisoning had been arrested.

The illness of Miss Winnifred caused the family to forego their usual Saturday night auto ride. Division of directing unassuming reporters to the location of the cattle highway.

IMPORTANT BOSC PEAR MEETING WEDNESDAY

One of the most important meetings of the year for fruit growers will be held Wednesday night at the Hotel Medford at 8 o'clock, when the final plan for organizing of Bosc pears will be presented.

ASK FOR OWEN-OREGON Trade Marked Lumber. PINE FIR. You will receive a Quality Product. MADE IN MEDFORD.

TOURIST TRAVEL TO CRATER LAKE IS TREMENDOUS

The auto-tourist travel to Crater Lake through Medford is increasing daily, as well as travel to that resort via Klamath Falls, as reflected by the daily registrations of out-of-state cars both here and in Ashland and the ever increasing daily attendance of tourists at Crater National park.

Tourist travel will no doubt be increased greatly with the opening of the rim road all the way around the lake tomorrow, which will stimulate travel to the lake over the The Dalles-California highway and via the Diamond Lake road.

SERIOUS OFFENSE IS CONFESSED BY INSURANCE MAN

Colin Gillis, charged with contributing to the delinquency of a minor, entered a plea of guilty this afternoon before County Judge W. J. Hartwell of the juvenile court. Sentencing was deferred until tomorrow morning.

Gillis, who has been working as an insurance adjuster in this city, appeared in court with his face bruised and battered, and his eyes blackened from the fists of Bruce Indus, 17, of Sherwood, Oregon, who with his friend, Theodore Hechtel, 16, are employed in the county of the Green Oregon company at Butte Falls.

Eight persons were seriously injured and 24 slightly injured. Two cautions were levied, and two others were detailed and damaged. A special relief train with no fuel aid was rushed to the scene.



Beck's Bread contains ingredients of highest quality. Best grades of Flour, Swift's & Fyfe's Shortening, Morton's Salt, Pure Malt, Fleischmann's Yeast, Local made Buttermilk. Beck's Bakery

FIRST SOCKEYE SALMON CAUGHT IN ROGUE RIVER

What is believed to be the first sockeye or blue-back salmon ever to be caught in Rogue river was salvaged along with several hundred fish at Savage Rapids dam two weeks ago when the Grants Pass Irrigation lowered the river to such an extent that the salmon were thrown on the rocks.

W. R. Coleman, between county commissioner, who acted in saving the stranded fish, said this morning that as far as he knows a blue-back has never been seen in the Rogue. Cold waters are the habitat of this small variety of extremely red-meat salmon.

LEGION MEETING IS CALLED FOR TONIGHT

Final plans for the big state convention of the American Legion on will be the chief order of business at the regular meeting of Medford post No. 15 tonight.

NEW NEON SIGNS MANAGER HERE

Owners of "Neon" signs in this city and valley will be interested in a recent decision of the United States court of appeals upholding the right of the Neon company to manufacture the lighting arrangement and wearing others not to infringe upon their rights.

9 MEDFORD LEGION DELEGATES NAMED

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80,000 STEELHEADS PUT IN ROGUE RIVER

\$125 Reward for definite information leading to arrest and conviction of person or persons guilty of the cruel murder of Harvey Field's dog on June 28th.

PERSONALS

Charles Parker returned here last week from an extended tour through California and while in Fairfield had a short visit with Irvin Bowditch, a former well known local resident who has been making Fairfield his headquarters for over the past year.

William Heath, who underwent an operation Saturday at Sacred Heart hospital is improving rapidly, according to the doctor's report today. Heath, a service station attendant, was hit on the leg several months ago with a tree trunk. An abscess developed later and it was necessary to chisel out the infected part.

FRANK COMEDIANS CHANGE LOCATION

Tonight the big tent theater that has been standing on South and Fir streets for the past four weeks will have its grand opening on the corner of Sixth and Holly.

Important Notice HOPKINS LATERAL WATER USERS! There will be a very important meeting of all of the water users under the Hopkins ditch at the City Hall Wednesday evening, July 11th, at 8 o'clock.

3 Days, Starts TODAY. Here is the Combination in Author and Star that Has No Equal. ZANE GREY'S GREAT WESTERN EPIC "The Vanishing Pioneer" STARRING JACK HOLT. Flashing Scenes from the Days of the Winning of the West. ALSO A Rib Splitting Comedy OUR GANG in "FAIR and MUDDY" and NEWS EVENTS. RIALTO 4 COMPLETE SHOWS DAILY AT 1:30, 3:15, 7 and 9.