

MEDFORD MAIL TRIBUNE

AN INDEPENDENT NEWSPAPER PUBLISHED EVERY AFTERNOON EXCEPT SUNDAY BY THE MEDFORD PRINTING CO.

The Democratic Times, The Medford Mail, The Medford Tribune, The Southern Oregonian, The Ashland Tribune.

Office Mail Tribune Building, 25-27-29 North First street, phone, Main 3021; Home 75.

GEORGE PUTNAM, Editor and Manager

Entered as second-class matter at Medford, Oregon, under the act of March 3, 1912.

Official Paper of the City of Medford Official Paper of Jackson County.

SUBSCRIPTION RATES. One year, by mail, \$5.00. Five months, delivered by carrier in Medford, Jacksonville and Central Point, \$3.00.

SWORN CIRCULATION. Daily average or eleven months ending November 30, 1911, 2251.

The Mail Tribune is on sale at the Ferry News Stand, San Francisco, Portland Hotel News Stand, Portland, Bowman News Co., Portland, Ore., W. O. Whitney, Seattle, Wash.

Full Leased Wire United Press Dispatches.

MEDFORD, OREGON. Metropolis of Southern Oregon and Northern California and the fastest-growing city in Oregon.

Population—U. S. census 1910—8849; estimated, 1911—10,000.

Five hundred thousand dollar Gravity Water System completed, giving finest supply pure mountain water, and 17.3 miles of streets paved.

Postoffice receipts for year ending November 30, 1911, show increase of 19 per cent.

Banner fruit city in Oregon—Rogue River Spitzenberg apples won sweepstakes prize and title of "Apple King of the World" at the National Apple Show, Spokane, 1909, and a car of Newtowns won First Prize in 1910 at Canadian International Apple Show, Vancouver, B. C.

First Prize in 1911 at Spokane National Apple Show won by carload of Newtowns. Rogue River pears brought highest prices in all markets of the world during the past six years.

JOLTS AND JINGLES

By Ad Brown. The village cut-up left the town. Returned full fledged M. D. He used to cut up part the time. Now nothing else does he.

Man named Egg went through the six-day bicycle race without getting scrambled.

"No one man," says Morgan, "is able to control money." Mebbe so, but there are those who make a good pretense.

Dear Santa Klaws—Please give us a street railway and a cannery.—Medford Commercial Club.

Anybody can feign anger and talk loud—provided the man he's talking to is small enough.

When an improvement heads toward a city there are always a few who try to make a little easy money at the risk of erabbing the improvement. Why not have the new cannery can the erabbers?

Dear Santa—It may be too much to ask but will you please pave the street where the S. P. crosses Main?

Windows full of go-carts, Dolls and other toys, Streets full of shoppers, Eager kids and noise, Wagons full of presents, Headed every way, Air is full of gladness, Soon its Christmas day.

COMMUNICATIONS

Special Road Levies.

To the Editor: Would you be kind enough to answer the questions in this communication?

Road district No. 2 has advertised a meeting to be held for the purpose of voting a special tax for road purposes.

1. Do the taxpayers of this district have the right to regulate our present road tax? Or does the district vote special tax for road purposes independent of our present road tax?

2. The law says: That it takes the majority of the taxpayers in the district to vote a special road tax. If there is not a majority of the taxpayers present at this meeting would a majority vote of those present at this meeting be legal?

3. Can this special road tax be levied for more than one year at this special meeting?

C. CAREY. Talent, Dec. 12.

Answers: 1. The taxpayers meeting does not regulate the general road tax, but votes a special tax for road purposes for the district only, independent of the general road tax.

2. A majority of the taxpayers present at the meeting votes the special levy, just as a majority at the district school meeting votes the school levy.

3. The tax can only be levied for one year.

John A. Perl Undertaker 28 S. BARTLETT Phone M. 471 and 473 Ambulance Service Deputy Coroner

RESULT OF IGNORING THE LAW.

THE decision of the supreme court in the Medford bridge case sustains the Mail Tribune's contentions and shows that had the county treasurer obeyed the law as long since urged by the Mail Tribune, and kept money raised for road purposes in the road fund, instead of illegally transferring it to the general fund to redeem old warrants, that new warrants would have been kept at par because the money for redemption, raised by this year's levy, would have been on hand.

The law as outlined in section 6320 Lord's Code, is very plain upon the subject. As the supreme court says:

One-half of the road fund received has been apportioned to the several road districts of the county as required by that section. It then became the duty of the county officers to set apart the remaining one-half of the moneys received from the road fund levy, into a general road fund to be expended for county roads and bridges, under the direction of section 6320 the county officers failed to comply with, but instead mingled the moneys received from the general county fund levy, and the half of the road fund moneys remaining after the apportionment to the road districts, and turning the whole thereof into the county general fund. From this combined fund the county treasurer has redeemed county general fund warrants of the county, aggregating \$72,350.25, besides some county warrants redeemed from funds obtained from other sources than the 1911 taxes.

This fund is, by the terms of the statute, a special road fund of Jackson county. Section 6320 authorizes the levy for a road fund and specifies how the same may be expended. The county court in its discretion, may or may not make the levy. It cannot be compelled to do so. But that court has no authority to expend such funds for any purpose other than as directed by the statute.

The court further holds that when the road fund is exhausted, and an emergency shall arise demanding immediate action, "the county courts are authorized in their discretion to apply any money in the county treasury, not otherwise appropriated, towards defraying expenses of building or repairing bridges." So that while the general fund can be used for bridge purposes, the road fund can not be used for general fund purposes or the redemption of warrants. Says the court:

To hold that the legislature intended to make the road fund of a county subject to the payment of warrants issued during any prior years, would be to hold that the law makers intended to provide a system which in operation would violate the constitution, and permit indebtedness incurred in one year, in excess of the amount permitted by the constitution to be paid for in another. This would defeat the object in view.

It is therefore self evident that county warrants issued during 1912 are of par value, for the money to pay them was raised and should be in the county treasury. The sole cause of their depreciation, was the action of county officials in refusing to follow the law's instructions and keep the monies in separate funds, instead of redeeming old warrants and abetting the operations of warrant shavers with resultant loss to both taxpayers, laborers and sellers of supplies.

The suit brought by Benton Bowers has not been in vain. Though based upon prejudice and false legal premises, it has indicated clearly the cause of warrants, being at a discount—and in all probability the new county court will rigidly enforce the law. If it does not, the bondholders of officials should.

It is evident that in order to pay interest on outstanding warrants and reduce the indebtedness gradually, a special levy will have to be made, or a bond issue authorized, to take them up, thereby effecting a reduction in interest charges. Either method will preserve the credit of the county and unravel the tangled mess of the county finances.

MEDFORD VINDICATED.

IN their reports of the hearing of the Medford rate bill before the federal court, the Portland papers, especially the Oregonian, showed that they hold a brief for the railroads and the Portland jobbers. The reports published were extremely biased and show but one side of the controversy.

Perhaps no greater vindication of the unselfish endeavor of Medford in her tireless labor for equality of freight rates for the people of Oregon can be cited than the voluntary statement of counsel for the railroads in the argument for the restraining order.

Counsel for the railroads earnestly argued that if this law is enforced "it will put every town and city in Oregon upon an exact equality with each other so far as state distribution is concerned." In reply to this statement the attorney-general said this was a "most desirable thing to accomplish and in exact accord with the state constitution that the rights of all are equal."

This silence for all time the unkind accusations that a selfish ambition inspired and actuated the purpose of Medford that she was trying to secure privileges instead of establishing principles in rate making wherein the rights of all are considered and preserved.

It was further shown to the court by counsel for the people and admitted by the counsel for the railroads that the rules most objected to by the railroads were already in use by them, and that the law introduced no new and radical method but simply sought to extend uniformly the practice of the railroads to include all the classified articles of commerce. It was shown the court that the principle sought for by the act was in operation both as to specific rates and in the freight classification. The examples cited were admitted by counsel for the railroads to the court.

It was clearly represented to the court that the law imposed no duty on the railroads to cancel commodity rates or to advance a single rate under its provisions. This was the position taken by the railroads that it did compel them to do so and thus restrict the movement of traffic which would confiscate their property. The O. W. R. & N. Co. admitted that 90 per cent of its traffic was interstate and thereby would not be affected under state regulation. This showing fully demonstrates the necessity for such a revision of rates that will preserve the development of local interchange instead of the exploitation of the state's resources for the enrichment of residents of other states.

BLACKFACE ACT SCORES HEAVILY AT ISIS THEATRE

Allman and McFarland, at the Isis are scoring another big hit in the string that this popular theatre has recently put over. The team puts on a blackface act that is a scream; one song in particular taking the house by storm. The Isis also has a strong line of pictures.

Notice.

Notice is hereby given that the undersigned will apply to the city council at its meeting to be held Jan. 2, 1913, for a license to sell malt, spirituous and vinous liquors in quantities less than a gallon at its place of business on lot 10, block 44, city of Medford for a period of six months. HOLLAND HOTEL CO. Dated Dec. 14, 1912.

CHRISTMAS RUSH ON AT POSTOFFICE

The busiest bunch of employees in Medford right now are those in the postoffice, but notwithstanding the tremendous rush there in handling Christmas mail the clerks have been able to keep abreast of the work without the employment of additional help.

Thursday 20 large boxes of Christmas packages were sent out and it is expected that even a greater amount than this will be sent out each day until Christmas. While this great amount of mail moving through the postoffice ordinarily would necessitate the addition of more help still, the efficiency of the force and the individual desire of each employe to do his part has made it possible to dispatch every piece of mail matter on the first out-going train after it was received, and the same may be said of the carriers, who have been able thus far to make prompt daily delivery of all mail received. Saturday one extra carrier will be put on for a couple of weeks.

WIFE MUST TESTIFY IN WHITE SLAVE CASES

PORTLAND, Ore., Dec. 20.—With the theory firmly established that a wife must testify against her husband where it has been shown that the latter married to escape a white slave charge, Harry Schloss today stands convicted in the federal court. His bail was placed at \$5,000, which he was unable to furnish.

Schloss was charged with having brought Anna Kurtzman from Chicago to Portland for immoral purposes, and then to have married her in Oregon City to escape a white slave charge.

HORSE RACING IN MEXICO TO FLOURISH

SAN DIEGO, Cal., Dec. 20.—It was announced here today that the Mexican government has granted an amusement concession in Baja California to a syndicate composed partly of Americans and headed by F. P. Jaggia, a resident of Mexico City.

According to the terms of the contract, horseracing will be allowed 120 days each year, and bullfights, boxing contests, cocking mains and all forms of athletic exercises may be conducted.

The plant will be located either in Tia Juana, just across the border from San Diego, or at Ensenada, 100 miles south, the promoters say.

Cause of Impure Blood

Druggist Tells of Best Remedy. Pure healthy blood is a most essential factor to good health.

Poor, thin, devalitized blood may be caused by a weakness of the digestive organs, an accumulation of waste matter in the system, an inactive liver or lack of exercise.

Whatever the cause the best remedy we know is our delicious cod liver and iron tonic, Vinol. It will purify and enrich the blood, tone up the digestive organs, give you a hearty appetite and create strength.

A case has just come to our attention from Schenectady, N. Y. Mrs. Hattie Hall says: "I was forcibly reminded that my system was run down and my blood in bad condition by an abscess forming in my side which required treatment for several weeks. Under the regular use of Vinol to purify and enrich my blood and build up my strength this was soon healed, and my general health was much improved."

If you have the slightest indication of poor blood take Vinol. If it fails to help you we will give back your money. Medford Pharmacy, Medford, Ore.

Chewing Gum COLGAN'S CHIPS "The Gum That's Round" Put Up in Clean, Handy, Sanitary Tin Boxes "The Neat Way" Seven Chips for a Nickle. ALL DEALERS

The Standard Oil Company says: USE ZEROLENE "It is the best automobile oil we know how to make." STANDARD OIL COMPANY PORTLAND (Incorporated) SAN FRANCISCO

Children Must Have Good Light for Studying A poor light strains the eyes, and the injurious effects may last for life. An oil lamp is best. The light from the Rayo Lamp is soft and mellow. You can read or work under it for hours without hurting your eyes. The RAYO is constructed scientifically. It is the best lamp made—yet inexpensive and economical, made of solid brass—nickel plated. The Rayo Lamp, Lighted without removing chimney or shade. Easy to clean and rewick. Made in various styles and for all purposes. Dealers Everywhere STANDARD OIL COMPANY (California) Portland, San Francisco

Clark & Wright LAWYERS WASHINGTON, D. C. Public Land Matters: Final Proof. Desert Lands, Contest and Minus Cases. Rept.

PLUMBING Steam and Hot Water Heating All Work Guaranteed Prices Reasonable COFFEEN & PRICE 45 Howard Block, Entrance on 5th St. Home 644

Typewriters FOR XMAS GIFTS \$5 DOWN AND \$5 A MONTH The Merrivold Shop

The People's Market We Undersell Seeded Raisins, 1 lb pkg. 9c, 3 for 25c Seedless Raisins, Sultanas, per lb. 10c Candy, hard mix, pound 13c Candy, broken mixed, pound 15c Candy, Ribbon mixed, pound 20c Candy, French mixed, pound 23c Candy, Chocolate mixed, pound 23c HOME MADE CANDY Made to your order by our experienced candy maker. COFFEE Dependable, 1 1/2 pound cans, pound 35c Schillings, 1 pound cans, pound 35c Wadeo brand, 1 pound cans, pound 45c Wadeo brand, 3 pound cans, the can \$1.30 Mokona brand, 1 pound pkg., pound 30c Everything at a fair margin of profit. Bakers Chocolate, Premium brand, 1 pound pkg. 41c Ghirardelli's Star brand, 1 pound pkg. 23c Cocoa, Runkle's brand, 1/2 pound can 21c Heinz' Vinegar, 1 qt. bottles, each 27c Rice, best grade Jap Rice, pound 6c Corn, good standard brand, can 10c, case \$2.20 Tomatoes, good standard br'd, can 10c, case \$2.20 Corn, best Maine brand, can 15c, case \$3.25 Tomatoes, best solid pack, can 16c, case \$3.40 Telephone your orders No. 2091

WHERE TO GO TONIGHT ISIS THEATRE VAUDEVILLE ALLMAN and McFARLAND in a Black and Tan Oddity photoplays: Two-Real Feature "FIRE AT SEA" "FOUR DAYS A WIDOW" Matinee Saturday and Sunday.

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The People's Market 401-03-05 E. Main Cor. Riverside

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STAR THEATRE We lead, others follow. 5-BIG PHOTOPLAYS-5 "THE BEST MAN WINS" Rattling good story cleverly acted. "THE CALL OF THE BLOOD" Thrilling Indian Picture. "THE WRONG HAT" Funniest comedy ever. "THE REPORTER'S COURAGE" Comedy drama. "WILLIE'S TICKET" Some laugh-producer. AL SATHER, the Singer. FORREST AND WOOLWORTH The Ragtime Wizards. Matinee Daily 2 to 5 p. m.

ADMISSION, 5c AND 10c LOOK LOOK LOOK "MOTH IN THE FLAME" An intensely dramatic three-reel pictorial version depicting this famous adage. Love, hatred, jealousy.

AT THE UGO ALWAYS A GOOD SHOW "KITTY AT THE BOARDING SCHOOL"—A whirlwind of fun and frolic—Edison. "MOTHER GOOSE IN A 16TH CENTURY THEATRE"—Edison. A glimpse into the past. "A COUNTY FAIR"—A Kalem rural drama. "THE AWAKENING"—Relig. A wholesome modern photo play.

"THE TOM BOY ON BAR Z"—Esanay. A vigorous, powerful drama constructed for long remembrance and staged by the world's acknowledged master of filmcraft, G. M. Anderson.

Coming feature—"Frenzied Finance."

Musie by Prof. Beach, violinist, and Miss Woolworth, pianist

Change of program every Sunday, Tuesday, Thursday and Saturday.

ADMISSION 5c AND 10c WEST INDIES and the PANAMA CANAL

and the PANAMA CANAL. A special man to look after this work exclusively and will give as good service as is possible to get in even the largest cities. Weeks & McGowan Co.

Draperies We carry a very complete line of draperies, lace curtains, fixtures, etc., and do all classes of upholstery. A special man to look after this work exclusively and will give as good service as is possible to get in even the largest cities. Weeks & McGowan Co.