

MAYOR JOSEPH MICELLI IS ARRESTED

MAYOR WILL GIVE BOND TOMORROW

Charged With Unlawful Sale of Intoxicating Liquor.

BREWERY ALSO IMPLICATED

No Date For The Trial Has Been Set—Indictment Is Sealed and Specific Charge Is Not Known.

Charged jointly with the Roseburg Brewing & Ice Company with the unlawful sale of intoxicating liquor, Mayor Joseph Micelli was early this afternoon arrested by Sheriff George K. Quine on a bench warrant issued at noon today by Judge Hamilton.

The grand jury reported late this morning and a number of true bills were returned. The indictment was sealed and its contents could not be learned. The News is not able, therefore, to give the specific charges upon which the indictment was founded. The warrant upon which the arrest was made, however, states that the charge is the unlawful sale of intoxicating liquor.

Mayor Micelli gave bond in the sum of \$500.00 and was released from the custody of the sheriff. No trial date has been set and it is not probable that a hearing will be had on the charge till the next term of court which meets in February.

Joseph Micelli was elected mayor of Roseburg at the election held here in October of 1911. Prior to that time he served on the council for a number of years. His resignation as mayor of this city was requested a

few days ago by Governor West. The mayor has up to this time refused to comply with the request.

EXTRA—Just before going to press it was learned that Attorney Elbert Hermann, representing Mayor Micelli had appeared at the court house and requested that Mayor Micelli be given until tomorrow morning to file his bond. The request was granted.

A GOOD PERFORMANCE.

Constance Crawley In The Broken Law Is Well Received.

"The Broken Law" which appeared here Tuesday night with Constance Crawley in the leading role was greeted by a fair sized and appreciative audience. Roseburg theatre goers have seldom witnessed a better performance on the local stage. The scenery, while compelled to be contracted on account of the size of the stage, was well arranged and carried their effects splendidly.

The play is of English origin and uses as its theme the dual character of that country in regard to a husband and wife. The unfaithful husband, the unhappy wife and the friend in need are the principal characters in the drama. Miss Crawley as the unhappy and later as the untrue wife, carried her part with wonderful expression. Arthur Maude as the unfaithful husband also did well in his part. The other characters were well presented, and the audience frequently applauded the climaxes.

PALACE THEATRE TONIGHT.

Ray, DeShiell and Purcell in a 30 minute sketch, parlor minstrels will be the added attraction at the Palace theatre tonight.

The little 12-year-old son of Mr. and Mrs. George Kohlhaugen underwent an operation at Mercy hospital this morning. The operation was successful and the patient is resting easy this afternoon.

HOLD INQUEST POINTED REPLY

Over the Remains of the Late Whitcomb Fields.

BOUGHT REVOLVER IN MEDFORD

Much Evidence Introduced During Progress of Inquest—Parker Tells Of Discovering the Lifeless Remains.

VERDICT RETURNED.

After a brief deliberation, the coroner's jury late this afternoon returned a verdict in which it was found that Whitcomb Fields came to his death as the result of a self-inflicted gunshot wound.

The inquest over the remains of the late Whitcomb Fields, who was found dead in a room at a local hotel early yesterday, was held under the direction of Coroner Jewett, assisted by District Attorney George M. Brown, at the court house today. The coroner's jury was composed of Napoleon Rice, L. Milledge, Ernest Applewhite, R. L. Stephens, Carl D. Shoemaker and Oscar Lindsay.

Among the witnesses examined during the progress of the inquest were Dr. A. C. Seely, John W. Parker, Eugene Parrott, Harry Mattroll, Charles Curry, Leonard Carpenter, Ms. Elmer DeMott and H. C. Fields.

Probably the most important testimony was introduced by John W. Parker, partner of the deceased, and the first man to discover the body as it lay in a pool of blood in a room at a local hotel. In telling

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GOVERNOR WEST SCORES MAYOR MICELLI, OF ROSEBURG.

SAYS MAYOR IS RESPONSIBLE FOR THE LAX CONDITIONS PREVAILING IN ROSEBURG AT THE PRESENT TIME WILL REVOKE BREWERY'S CHARTER.

SALEM, Or., Nov. 20.—

Declaring that Mayor Micelli, of Roseburg, stultified his oath by attempting to condone violation of the law, Governor West sent a letter to Carl E. Wimberly, city recorder of Roseburg, in response to resolutions which were adopted by the Roseburg city council. These resolutions stated that the governor had injured the name of Roseburg by the moves which he has made and asked that he conduct his campaign through the courts, rather than through the newspapers, in the future.

Replying that he intends to follow the course which he has marked out, the governor sent the following letter today:

Governor Offers Reply. This is to acknowledge receipt of yours of the 18th inst., enclosing copy of resolution adopted by your honorable council, and in which objection is made to the action of this office in reference to matters of law enforcement in your city.

In reply, I wish to say that neither the passage of this resolution nor any similar action on the part of your honorable council in the future will influence me in performance of what I consider my duty. My line of action is already marked out, and I intend to follow it to the end.

Nothing that has been said or done by me could be construed as casting any reflection whatever upon your fair city or its good people. If the city has suffered, it is not by reason of any act of mine. My insistence has been only that the laws of this state be observed and enforced by those who have trampled them under foot. The observance and the enforcement of the law hurts no city nor harms no people except those who are outside the pale of the law.

During the past months numerous complaints have been filed with this office charging that the local option laws were being openly and flagrantly violated in Douglas county. In part by those whose sworn duty it was to uphold and enforce the law. Pursuant to my duty and my oath of office as governor of this state, sworn to see that the laws are justly and impartially enforced, I called these complaints to the attention of the district attorney in and for Douglas county, and asked that the charges be investigated, and such action be taken as the facts would warrant.

Resulting from this investigation the officers and directors of the Roseburg Brewing & Ice Company were indicted for violating the local option law. They vehemently denied their guilt.

State's Course Explained.

It is a fact, admitting of no contradiction, that any institution is a public nuisance which openly, constantly and notoriously flaunts its disregard of constituted authority in the face of decent people, to the detriment of the public morals and the public good. This is a maxim, and it is corollary thereto, that any person standing as sponsor for or hand in hand with such an institution partakes of its public attributes and shares in its public disgrace.

Such an institution is the Roseburg Brewing & Ice Company, the revocation of whose charter has been asked of the court by request of this office, based upon indictments found by a grand jury of the law-abiding and justice-loving citizens of Douglas county. Against this effort your mayor, a stockholder and profit-sharer in this illegal hand-aided-of-organized vice, made indignant defense. Sworn to uphold the law, he stultified his oath by attempting to condone its violation—a violation proven of record by the plea of guilty entered upon the docket of the circuit court.

No man can keep his oath and break it. No man can fulfill his trust and betray it. This office is confident your mayor knew the local option law was being violated in Roseburg and by the Roseburg Brewing & Ice Company. He was a stockholder in an illegal business while sworn to uphold and enforce the law.

In view of these facts, this office sees no reason to change its course. It has a sworn duty to perform—to see that the laws of the state are enforced, and no matter whether the violators are distinguished public officials, who do a wholesale business illegally, or the humble blind-pig in the back alley.

For the beautiful city of Roseburg and its thousands of good people, for its good name and fair fame, I have the highest regard. Of its undesirable citizens I have a different opinion. They are the persons, not I, who have brought unfavorable notice upon you; and they must, if the arm of justice be strong enough, make atonement to the law they have offended.

BROWN OBJECTS

To County Court Issuing "Wet" Order for Glendale.

OTHER TOWNS ARE INTERESTED

District Attorney Claims That Glendale Election Was Illegal and Will Not Stand the Test of The Courts.

CONSIDER ARGUMENTS.

At a late hour this afternoon the members of the county court were considering the arguments of the attorneys relative to the validity of the recent elections held at Glendale, Oakland and Sutherlin, and a decision will probably be forthcoming tonight. In the event the county court refuses to issue an order proclaiming the towns "wet" territory the question will probably be carried to the higher courts for final disposition.

Claiming that the recent local option election held at Glendale was illegal for the reason that the election was held at the time of the general election on November 5, and that the said city of Glendale had not been made a voting precinct but that the said question was submitted to the voters of Glendale precinct which embraces much more territory and is inhabited by many legal voters who voted at the general election in said precinct, District Attorney George M. Brown this afternoon appeared before the county court and asked that its members refrain from issuing an order proclaiming Glendale "wet" territory.

In filing his formal objection the district attorney contended that the issuance of a license to sell intoxicating liquors by the incorporated city of Glendale would be no defense to a criminal prosecution for the unlawful sale of intoxicating liquors, and prosecutions would be multiplied.

District Attorney Brown presented his argument in a clear and forceful manner, and refrained from sarcasm or unjust criticism.

Attorney Elbert Hermann, attorney for the local brewery, appeared on behalf of Glendale, and in his usual sarcastic manner made a weak attempt to refute the contentions of the district attorney.

Other towns confronted by similar conditions to those existing at Glendale are Sutherlin and Oakland. Attorney Elbert Hermann appears on behalf of Sutherlin, while Attorney O. P. Coshow has been retained by the city of Oakland. The three towns are in common, relative to the recent local option elections, and the decision in the Glendale content will probably apply to Sutherlin and Oakland as well.

The formal objection filed by the district attorney in the Glendale election follows in detail:

Now at this time comes the state

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Specialist for Eye, Ear, Nose and Throat Diseases. Eyes Fitted With Glasses. PARROT BUILDING. ROSEBURG, OREGON

BUILDING FALLS

The Marquam, Center Portland Business District.

SIX STREET SIDE COLLAPSED

All Traffic in Vicinity Stopped—Fears Entire Structure Will Fall—Turks Refuse Peace Terms Offered.

(Special to The Evening News.)

PORTLAND, Nov. 21.—All traffic in the vicinity of the Marquam building, in the heart of the business district, when the Sixth street side of the structure, consisting of eight stories, collapsed without warning. The Marquam contains the Orpheum theatre besides hundreds of business offices. Fears that the entire building will crumble to the ground are entertained, and to safeguard against any distressing accidents to life the streets in the vicinity have been closed to traffic.

Bulgars Suddenly Retreat.

BAUDA PEST, Nov. 21.—Constantinople reports aver that the sound of heavy cannonading can be heard in the city from the southern entrance to the Bosphorus. No explanation of the firing has been given. The Bulgars suddenly retreated four miles to the trenches outside of Tchatalja forts.

Balkan Terms Rejected.

LONDON, Nov. 21.—According to special dispatches to the London News Agency, Turkey has rejected the peace terms offered by the Bulgars, and states that Nazim Pasha, commanding the Turkish forces, has ordered his army to open up hostilities against the allies. These reports were later confirmed by direct information. The war will be resumed.

W. J. Wright, of Olalla, spent last evening in Roseburg transacting business matters.

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