

Family friend gets 50 years for rape, sex abuse

Case brought deficiencies in rape exams to the forefront

By KYLE SPURR
The Daily Astorian

The man accused of raping a 10-year-old girl last year was sentenced to 50 years in prison Friday in Clatsop County Circuit Court. The incident resulted in the girl and her mother having to travel two hours to Legacy Emanuel Medical Center in Portland to get a rape kit performed.

Nicolas Blas Martinez, 31, pleaded no contest to two counts of first-degree rape (Class A felonies) and two counts of first-degree sex abuse (Class B felonies) in February, prior to a scheduled trial.

Martinez, who had an Astoria address, but is not a U.S. citizen, was indicted July 24 for 13 counts of rape, 11 counts of sex abuse and one count of tampering with phys-



Nicolas Blas Martinez

ical evidence. The remaining charges were dropped and a two-day trial was canceled as a result of his no-contest plea. At the sentencing hearing Friday, prosecutor Dawn Buzzard described the victim, who is now 11, as a strong, loving, smart and funny girl. Buzzard was similarly complimentary of the girl's mother. Neither the girl nor her mother offered to speak during the sentencing hearing. "While this is a horrible thing that has happened, it has been a pleasure getting to know them," Buzzard said.

Had the case gone to trial, Judge Philip Nelson said, there was enough evidence where Martinez could have faced life in prison. The prosecution had DNA evidence and reports of the mother coming home to find Martinez and the girl having intercourse. Martinez was the mother's friend.

When asked by Judge Nelson if he wanted to say anything, Martinez, who does not speak English, declined to comment.

"No. Nothing. That is OK. Thank you," he said through a translator.

Martinez's defense attorney Mary Ann Murk asked the court for a minimum sentence of 25 years, citing the fact that Martinez has no prior criminal history and was cooperative throughout the investigation.

"He came to this country in order to find employment," Murk said.

"His plan was to be in this country, raise his family and be a productive member of the community."

After he serves his sentence, he will likely be deported, Murk said.

The crime

On July 20, the victim's mother called Astoria Police who began to investigate. Officers discovered the incident the mother walked in that day was not the first time rape had occurred.

According to the indictment, the charges of rape and sex abuse date back to June 1, 2013.

At the time, the case highlighted the fact that Clatsop County does not have a certified Sexual Assault Nurse Examiner (SANE), who is qualified to examine children. Anyone younger than 15, and sometimes adults, in Clatsop County are referred to Portland for treatment after a sexual assault. Astoria Police drove the young girl and her moth-

er to Portland, waited for them and brought them home.

Since each count of rape and sex abuse occurred on separate occasions, Judge Nelson decided to sentence Martinez to the maximum recommended sentence of 50 years.

As part of his sentence, Martinez is required to pay \$2,723.83 in restitution, have no contact with the girl or her family, register as a sex offender and be tested for sexually transmitted diseases and HIV.

Before sentencing Martinez, Judge Nelson spoke directly to the girl. He warned her how he has seen young victims of sexual assault end up in trouble later on in life, if they don't seek proper help.

"You need to work with counselors to try to put this behind you. If you do that, you will be able to move on with life and succeed in life," Nelson said. "You can get through this, but it's not going to be easy."

Cannon Beach tackles brush fire

CANNON BEACH — Cannon Beach Fire and Rescue extinguished a brush fire approximately 8 feet wide by 50 yards long in the woods east of Haystack Heights at about 3 p.m. Saturday, Fire Chief Mike Balzer said.

Because the area is within the Oregon Department of Forestry's jurisdiction, ODF

crews showed up, but the eight crew members of CBFRR who responded had already put the fire out, he said.

Though the cause is unknown, CBFRR is "pretty sure it was caused by humans," he said. Because of the dry weather conditions, "people have to pay attention when they're out there." No injuries were reported.

Workshops offered for septic system operation

By The Daily Astorian

The Clatsop County Environmental Health Division is offering two free public workshops on the basics of on site septic sewer system operations.

Workshops will be held from 2 p.m. to 4 p.m. May 13 at the Bob Chisholm Center in Seaside, and from 2 p.m. to 4

p.m. May 27 at the Judge Guy Boyington Building in Astoria.

Environmental Health Supervisor Mike McNickle will provide property owners information on the various types of on-site septic sewer systems and how best to maintain them.

Participants with questions about their own systems are encouraged to bring permits and other specifications.

Last year, Clatsop County assumed responsibility for permitting and inspecting local septic systems from the Oregon Department of Environmental Quality.

Permit and complaint services are offered in the county's Community Development Department, which is open 8 a.m. to 5 p.m. Monday through Friday. To contact the Community

Development Department, call 503-325-8611.

Inspections and technical information is available in the county's Public Health Department, open 8 a.m. to 10 a.m. Monday through Thursday. To reach the Public Health Department, call 503-325-8500.

For more information, visit www.co.clatsop.or.us under "Public Health."

ACCUWEATHER® FORECAST FOR ASTORIA

Astoria 5-Day Forecast

Tonight

Mainly cloudy with a passing shower or two

44°

Shown is tomorrow's weather. Temperatures are tonight's lows and tomorrow's highs

Tuesday

Mostly cloudy with a couple of t-storms

58° 42°

Wednesday

Clouds and sunshine with a passing shower

59° 43°

Thursday

Mostly sunny and pleasant

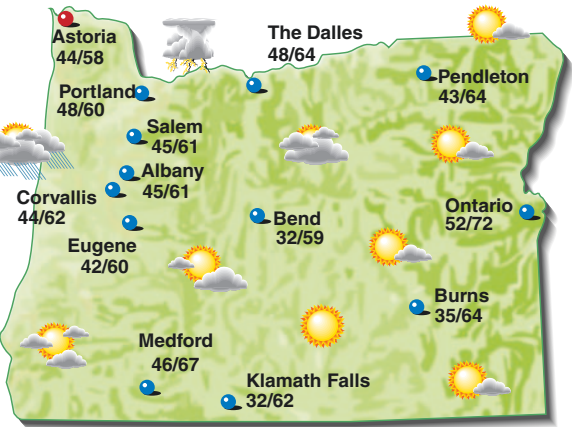
64° 44°

Friday

Mostly sunny and pleasant

66° 45°

Oregon Weather



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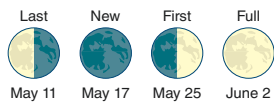
Almanac

Astoria through Sunday.

Temperatures	
High	63°
Low	40°
Normal high	59°
Normal low	43°
Precipitation	
Yesterday	0.00"
Month to date	0.00"
Normal month to date	0.38"
Year to date	25.37"
Normal year to date	30.42"

Sun and Moon

Sunset tonight	8:27 p.m.
Sunrise Tuesday	5:56 a.m.
Moonrise today	9:13 p.m.
Moonsset today	6:34 a.m.



AccuWeather.com

Under the Sky

Tonight's Sky: Venus is the bright "evening star", blazing in the west before midnight.

Source: Jim Todd, OMSI

Tomorrow's Tides

Astoria / Port Docks		Time		Low	
Time	High	Time	Low		
2:21 a.m.	8.9 ft.	9:18 a.m.	-0.5 ft.		
3:40 p.m.	7.5 ft.	9:11 p.m.	2.3 ft.		

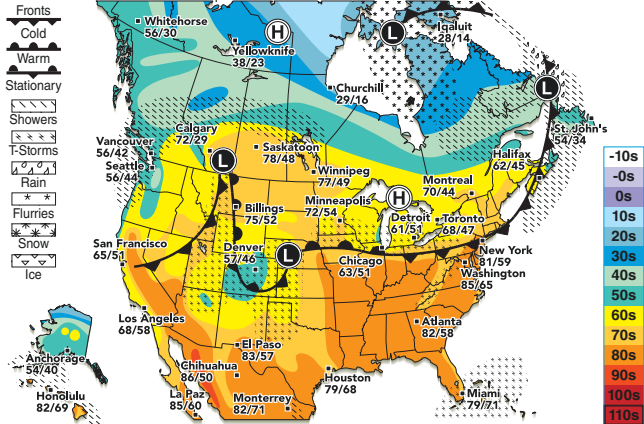
Regional Cities

City	Today			Tues.		
	Hi	Lo	W	Hi	Lo	W
Baker City	77	39	s	60	30	s
Bend	73	32	s	59	25	s
Brookings	58	45	s	59	44	pc
Eugene	66	42	s	60	40	c
Ilwaco	57	45	sh	57	44	sh
Klamath Falls	74	32	s	62	28	s
Medford	79	46	s	67	40	pc
Newport	55	44	pc	54	42	sh
North Bend	58	45	pc	58	44	pc

National Cities

City	Today			Tues.		
	Hi	Lo	W	Hi	Lo	W
Atlanta	82	58	s	82	58	s
Boston	79	59	s	72	55	t
Chicago	73	50	t	63	51	t
Denver	60	45	t	57	46	t
Des Moines	75	61	t	79	62	t
Detroit	77	53	t	61	51	t
El Paso	87	62	c	83	57	s
Fairbanks	62	38	pc	60	37	pc
Honolulu	82	69	s	82	69	pc
Indianapolis	79	61	t	81	60	pc
Kansas City	80	60	t	81	61	pc
Las Vegas	85	66	pc	87	63	pc
Los Angeles	68	57	pc	68	58	pc
Memphis	83	64	s	85	64	pc
Miami	81	72	pc	79	71	t
Nashville	83	57	s	84	58	s
New Orleans	81	66	s	82	65	pc
New York	83	64	s	81	59	t
Oklahoma City	81	59	pc	75	63	pc
Philadelphia	85	62	s	85	61	pc
St. Louis	86	66	pc	86	65	pc
Salt Lake City	75	53	t	71	53	t
San Francisco	64	51	pc	65	51	s
Seattle	65	46	t	56	44	t
Washington, DC	85	65	s	85	65	s

Tomorrow's National Weather



Shown are noon positions of weather systems and precipitation. Temperature bands are highs for the day. Forecast high/low temperatures are given for selected cities. Weather (W): s-sunny, pc-partly cloudy, c-cloudy, sh-showers, t-thunderstorms, r-rain, sf-snow flurries, sn-snow, i-ice.

On the record

DUII arrest
• At 10:25 p.m. Thursday, Clatsop County Sher-

iff's Office arrested Iris M. Rankin, 19, Astoria, for driving under the influence

of intoxicants at Montrose Court and Logan Road in Astoria.

Death

May 2, 2015
HANKEL, Evelyn, 96, of

Astoria, died in Astoria. Caldwell's Luce-Layton Mortuary

in Astoria is in charge of the arrangements.

Public meetings

TODAY
Knappa School District Budget Committee, 5:30 p.m., Knappa High School Library, 41535 Old U.S. Highway 30.
Youngs River Lewis & Clark Water District Board, 6 p.m., 34583 U.S. Highway 101 Business.
Astoria City Council, 7 p.m., Astoria City Hall, 1095 Duane St.

TUESDAY
Port of Astoria Commission, 4 p.m. executive session (closed to public), 5 p.m. workshop on personnel policy, old Port offices, 422 Gateway Ave.
Miles Crossing Sanitary Sewer District Board, 6 p.m., 34583 U.S. Highway 101 Business.
Clatsop Community Col-

lege Budget Committee, 6:30 p.m., Columbia Hall Room 219, 1651 Lexington Ave., Astoria.

THURSDAY
Northwest Oregon Housing Authority, 10 a.m., NOHA office, 147 S. Main Ave., Warrenton.
Astoria Budget Committee, 7 p.m., Astoria City Hall, 1095 Duane St.

Lotteries

OREGON
Sunday's Pick 4:
1 p.m.: 6-7-8-5
4 p.m.: 2-0-6-6
7 p.m.: 7-8-4-2
10 p.m.: 1-0-8-4
Saturday's Megabucks: 04-09-24-32-46-47
Estimated jackpot: \$2.4 million
Saturday's Powerball: 02-06-11-30-31, Powerball: 33, Power Play: 3
Estimated jackpot: \$70 million
Saturday's Pick 4:
1 p.m.: 2-7-1-8
4 p.m.: 8-3-7-8
7 p.m.: 0-5-7-9
10 p.m.: 8-9-4-1

Friday's Pick 4:
1 p.m.: 9-5-9-2
4 p.m.: 2-2-4-7
7 p.m.: 7-2-8-6
10 p.m.: 8-6-7-0
WASHINGTON
Sunday's Daily Game: 7-3-4
Sunday's Keno: 01-05-10-15-18-20-26-29-37-44-46-49-58-59-60-67-74-76-77-78
Sunday's Match 4: 04-12-16-23
Saturday's Daily Game: 5-8-6
Saturday's Hit 5: 01-04-19-36-39
Estimated jackpot: \$380,000

Saturday's Keno: 05-06-07-16-30-31-35-37-38-41-43-48-54-55-61-64-65-70-73-75
Saturday's Lotto: 09-28-29-31-34-43
Estimated jackpot: \$2.6 million
Saturday's Match 4: 01-04-13-20
Friday's Daily Game: 4-1-3
Friday's Keno: 05-09-15-23-24-25-34-44-46-56-60-61-65-66-68-69-73-75-77-78
Friday's Match 4: 13-14-19-21
Friday's Mega Millions: 17-18-61-66-74, Mega Ball: 3
Estimated jackpot: \$96 million

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The Daily Astorian publishes paid obituaries. The obituary can include a small photo and, for veterans, a flag symbol at no charge. The deadline for all obituaries is 9 a.m. the business day prior.

Obituaries may be edited for spelling, proper punctuation and style. Death notices and upcoming services will be published at no charge. Notices must be submitted by 9 a.m. the day of publication.

Obituaries and notices may be submitted online at www.dailyastorian.com/obituaryform, by email at ewilson@dailyastorian.com, placed via the funeral home or in person at The Daily Astorian office, 949 Exchange St. in Astoria. For more information, call 503-325-3211, ext. 257.

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