

# 'Man in tree' gets probation through mental health court

## Seattle man refused to come down from giant sequoia

Associated Press

SEATTLE — Officials say a man who refused to come down from a giant sequoia tree in Seattle will have his charges dismissed if he complies with the terms of his probation for two years.

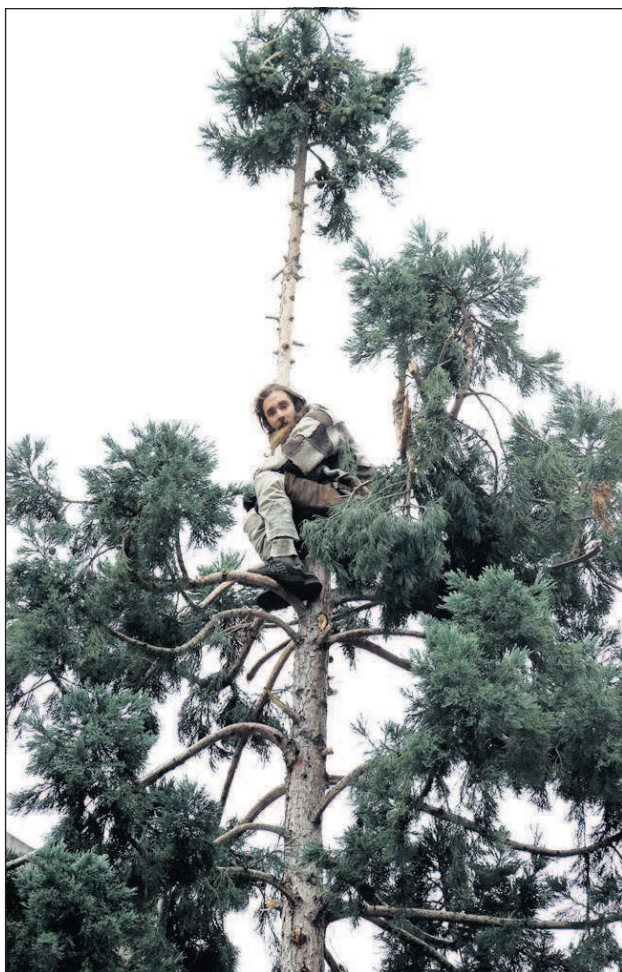
The King County Prosecutor's Office says Cody Lee Miller was charged in King County's regional mental health court Friday with misdemeanor assault and malicious mischief charges. But, officials say, if he complies with conditions including mental health treatment and daily medication mon-

itoring, the charges will be dismissed.

Miller was originally charged with felonies after he climbed to the top of the tree in March and remained there for about 25 hours, ignoring police efforts to coax him down and throwing apples and branches at responders.

The drama sparked intense interest on social media, with new Twitter accounts and the hashtag #ManInTree trending.

Miller was found not competent to stand trial and sent to Western State Hospital for several months of mental health treatment.



AP Photo/Elaine Thompson

**Cody Lee Miller stands near the top of a sequoia tree in downtown Seattle in March. Authorities say the 25-hour saga of Miller, who refused to come down from a giant sequoia tree in downtown Seattle was "an incalculable waste of time and services."**

# Two more arrested in Fred Meyer rifle theft in Warrenton

The Daily Astorian

WARRENTON — Warrenton Police arrested two more people they say are connected to the theft of a rifle from Fred Meyer in October.

Max Rauh, 18, and Connor Morgan, 18, both from rural Astoria, were arrested Monday and charged with first-degree theft. They appeared in surveillance footage of the Oct. 21 theft and it seems obvious they knew what was going on when their friend James Ogier broke the rifle out of its safety devices and took it, said Warrenton Police Chief Mathew Workman.

"They didn't react like a normal person would," he said.

Rauh and Morgan deny they were involved in the theft of the rifle, but admitted

to police they knew Ogier, 20, also of Astoria, had stolen the rifle when they were outside the store. Workman said anyone who witnesses a crime needs to report it, once it's safe to do so. Looking at the video footage, he has his doubts about the men's statements.

Ogier was arrested several days before Rauh and Morgan after a corrections deputy recognized him in the surveillance footage. He faces charges of first and second-degree burglary, second-degree criminal mischief, tampering with physical evidence and first-degree theft as well as a probation violation.

Police were able to recover the rifle and arrest the primary suspect within roughly 24 hours of the crime being committed, Workman said.

# Family of man who died falling off Seaside deck settles suit

Associated Press

PORTLAND — The family of a 77-year-old man who died after falling while trying to step onto a deck has agreed to settle its lawsuit against a Seaside vacation condominium.

The Oregonian/OregonLive reported that the family of David Lloyd Roach dropped its \$4.3 million lawsuit in exchange for \$37,500.

The civil trial had been set to start last week in Multnomah County Circuit Court.

Roach was renting several units in the oceanfront vacation condo complex in August 2013 when he tried to step from the grass onto the deck of one of the units.

The deck was 14 inches off the ground. Roach stubbed his toe on the deck, fell backward and struck his head. He died as a result of his injuries.

# Study blames low snowpack last year on high temperatures

By NICHOLAS K. GERANIOS

Associated Press

SPOKANE, Wash. — The western United States set records for low winter snowpack levels in 2015, and a new report blames high temperatures rather than low precipitation levels, according to a new study.

Greenhouse gases appear to be a major contributor to the high temperatures, according to the study published Monday in the journal Geo-

physical Research Letters.

Scientists looked at snow-measurement sites in California, Oregon, Washington state, western Nevada and western Idaho. They found that in 2015, more than 80 percent of those sites experienced record low snowpack levels as a result of much warmer-than-average temperatures.

Most of the previous records were set in 1977, a drought year, said Philip Mote, lead author of the study and director of the Oregon Climate Change Research

Institute at Oregon State University.

"The 2015 snowpack season was an extreme year," Mote said. "But because of the increasing influence of greenhouse gases, years like this may become commonplace over the next few decades."

Winter snowpack in the mountains is important in the arid West because the melting snow provides precious water

in dry months. The snow drought last winter led the governors of California, Oregon and Washington to order reductions in water use.

California has been in a drought since 2011. Oregon and Washington experienced much higher-than-average temperatures during the 2014-15 winter, but they were not as dry overall as California, the report said.

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THE DAILY ASTORIAN

# TV LISTINGS

Evening listings TUESDAY

TUESDAY EVENING												NOVEMBER 1	
A	L	6 PM	6:30	7 PM	7:30	8 PM	8:30	9 PM	9:30	10 PM	10:30	11 PM	11:30
2	KATU	(2) KATU News at 6	ABC World News	Jeopardy!	Wheel of Fortune	The Middle (N)	Am. Housewife (N)	Fresh Off-Boat (N)	Real O'Neals (N)	SHIELD "The Good Samaritan" (N)	KATU News at 11	(35) Jimmy Kimmel	
4	KOMO	(4) KOMO 4 News	KING 5 News	KING 5 News	Jeopardy!	The Middle (N)	Am. Housewife (N)	Fresh Off-Boat (N)	Real O'Neals (N)	SHIELD "The Good Samaritan" (N)	KOMO 4 News	(35) Jimmy Kimmel	
5	KING	(5) NBC Nightly News	KING 5 News	KING 5 News	Jeopardy!	The Middle (N)	Am. Housewife (N)	Fresh Off-Boat (N)	Real O'Neals (N)	SHIELD "The Good Samaritan" (N)	KING 5 News	(35) Tonight Show	
6	KOIN	(6) KOIN Local 6 at 6	CBS Evening News	Extra	Ent. Tonight	NCIS "Home of the Brave" (N)	Bull	This Is Us "Career Days" (N)	Chicago Fire (N)	NCIS: New Orleans	KOIN 6 News @ 11	(35) S. Colbert	
7	KIRO	(7) KIRO 7 News	CBS Evening News	The Insider	Ent. Tonight	NCIS "Home of the Brave" (N)	Bull	This Is Us "Career Days" (N)	Chicago Fire (N)	NCIS: New Orleans	KIRO 7 News	(35) S. Colbert	
8	KGW	(8) KGW News at 6:00 p.m.	Live at 7	Modern Family	Modern Family	The Flash "Monster" (N)	No Tomorrow "No Regrets" (N)	KGW News at 10	Two and a Half	Two and a Half	KGW News at 11	(35) Tonight Show	
9	KRCW	(9) Last Man Standing	Last Man Standing	Modern Family	Modern Family	The Flash "Monster" (N)	No Tomorrow "No Regrets" (N)	KGW News at 10	Two and a Half	Two and a Half	KGW News at 11	(35) Tonight Show	
10	KOPB	(10) Ask-Old House	Nightly Business	PBS NewsHour	The Contenders: 16 for '16 (N)	American Experience "The Battle of Chosin" (N)	10 O'Clock News	11 O'Clock News	2 Broke Girls	Healing the Warrior's Heart			
12	KPTV	(12) (5:00) MLB Baseball World Series (L)	World Series (L)	FOX 12's 8 O'Clock News on PDX-TV	FOX 12's 8 O'Clock News on PDX-TV	FOX 12's 8 O'Clock News on PDX-TV	FOX 12's 8 O'Clock News on PDX-TV	FOX 12's 8 O'Clock News on PDX-TV	FOX 12's 8 O'Clock News on PDX-TV	FOX 12's 8 O'Clock News on PDX-TV	FOX 12's 8 O'Clock News on PDX-TV	FOX 12's 8 O'Clock News on PDX-TV	
13	KPDx	(13) Mike & Molly	Mike & Molly	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	
14	KCPQ	(14) (5:00) MLB Baseball World Series (L)	World Series (L)	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	
20	TBS	(20) Seinfeld	Seinfeld	Seinfeld	Seinfeld	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	Big Bang Theory	
22	KZJQ	(22) Two and a Half	Two and a Half	Last Man Standing	Last Man Standing	Modern Family	Modern Family	Q13 News at 9	Big Bang Theory	Big Bang Theory	Friends	Friends	
29	ESPN	(29) Poker World Series (L)	SportsCenter	SportsCenter	SportsCenter	NFL Live (N)	Baseball Tonight (L)	E:60	Jalen & Jacoby (N)	Fantasy FB (N)	NFL Live	NFL Live	
30	ESPN2	(30) (5:00) UEFA Soccer Champions League	Speak for Yourself	Fox Sports Live	TMZ Sports (N)	Skip and Shannon: Undisputed Opinions on the biggest sports topics of the day.	Fox Sports Live	TMZ Sports (N)	Skip and Shannon: Undisputed Opinions on the biggest sports topics of the day.	Fox Sports Live	TMZ Sports	TMZ Sports	
31	NICK	(31) Henry Danger	Henry Danger	The Thundermans	The Thundermans	Mega Life (N)	Full House	Full House	Full House	Full House	Friends	Friends	
32	DISN	(32) Backstage	K.C. Undercover	Girl Meets World	Liv and Maddie	To Be Announced	Ben & Lauren "A House Divided" (N)	The Letter "Brazen Booties" (N)	Ben & Lauren "A House Divided"	The 700 Club	Friends Whenever	Friends Whenever	
34	FAM	(34) *** Bruce Almighty '03	Morgan Freeman, Jennifer Aniston, Jim Carrey.	Ben & Lauren "A House Divided" (N)	The Letter "Brazen Booties" (N)	Prisoners (2013, Thriller) Jake Gyllenhaal, Viola Davis, Hugh Jackman.	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	
35	FMC	(35) (5:40) *** Prisoners (2013, Thriller) Jake Gyllenhaal, Viola Davis, Hugh Jackman.	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	
36	LIFE	(36) Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	Dance Moms	
38	ROOT	(38) (4:30) Tennis	H.S. Football	Speak for Yourself	Fox Sports Live	TMZ Sports (N)	Skip and Shannon: Undisputed Opinions on the biggest sports topics of the day.	Fox Sports Live	TMZ Sports (N)	Skip and Shannon: Undisputed Opinions on the biggest sports topics of the day.	Fox Sports Live	TMZ Sports	
39	FS1	(39) (5:00) UEFA Soccer Champions League	Speak for Yourself	Fox Sports Live	TMZ Sports (N)	Skip and Shannon: Undisputed Opinions on the biggest sports topics of the day.	Fox Sports Live	TMZ Sports (N)	Skip and Shannon: Undisputed Opinions on the biggest sports topics of the day.	Fox Sports Live	TMZ Sports	TMZ Sports	
43	SPIKE	(43) (3:30) To Be Announced	To Be Announced	To Be Announced	To Be Announced	To Be Announced	To Be Announced	To Be Announced	To Be Announced	To Be Announced	To Be Announced	To Be Announced	
44	COM	(44) Futurama	Futurama	Futurama	Futurama	Tosh.0	Tosh.0	Tosh.0	Tosh.0	Tosh.0 (N)	Drunk History (N)	The Daily Show (N) @midnight (N)	
45	HIST	(45) Counting Cars	Counting Cars	Counting Cars	Counting Cars	Counting Cars	Counting Cars	Counting Cars	Counting Cars	(05) Motors	(35) Motors	(05) Counting Cars	
46	A&E	(46) First 48 "Shattered Dreams/ Left to Die"	Married/ First Sight "Till Death Do Us Part"	The couples must make their decisions.	Married "Season 4 Reunion" (N)	(05) Married at First Sight "Till Death Do Us Part"	OutDaughtered "Quintuple Trouble" (N)	Sweet 15 "Hot Air Balloon or Bust" (N)	(05) Counting On "Duggars at the Altar"	Counting On "Duggars at the Altar"			
47	TLC	(47) Say Yes-Dress	Say Yes-Dress	Say Yes-Dress	Counting On (N)	Counting On "Duggars at the Altar" (N)	OutDaughtered "Quintuple Trouble" (N)	Sweet 15 "Hot Air Balloon or Bust" (N)	(05) Counting On "Duggars at the Altar"	Counting On "Duggars at the Altar"			
48	DISC	(48) Moonshiners	Moonshiners	Moonshiners	Moonshiners	Moonshiners	Moonshiners	Moonshiners	Moonshiners	Moonshiners	Moonshiners	Moonshiners	
49	NIGEO	(49) (8:30) Paid Program	Behind Russia's Frozen Curtain	Life Below Zero "Blindsided"	Life Below Zero "River of Rage" (N)	Live Free or Die "Tony and Amelia" (N)	Life Below Zero "River of Rage"	Law & Order "Home Sweet"	Law & Order "Fear America"	Batman Begins '05, Act. Christian Bale.			
50	TNT	(50) Arrow "Broken Hearts"	Arrow "Beacon of Hope"	Arrow "Genesis"	Arrow "Monument Point"	Law & Order "Home Sweet"	Law & Order "Fear America"	Batman Begins '05, Act. Christian Bale.					
51	AMC	(51) *** Hellboy (2004, Sci-Fi) John Hurt, Selma Blair, Ron Perlman.	*** The Matrix (1999, Action) Laurence Fishburne, Carrie-Anne Moss, Keanu Reeves.										
52	USA	(52) Law & Order: S.V.U. "Informed"	Law & Order: S.V.U. "Clock"	WWE Smackdown! WWE superstars do battle in long-running rivalries. (N)	Chrysler Knows (N)   Chrysler (SF) (N)	Modern Family	Modern Family						
53	FOOD	(53) Chopped "Duck for Dinner"	Chopped "Break a Crab Leg!"	Chopped Junior "Bug Bites" (N)	Chopped "Family Affair"	House Hunters (N)   House Hunters (N)	Fixer Upper						
54	HGTV	(54) Fixer Upper	Fixer Upper	Fixer Upper	Fixer Upper	Atlanta (SF) (N)   Atlanta	Atlanta	Atlanta	Green Lantern				
56	FX	(56) (5:00) *** Green Lantern '11	Blake Lively, Ryan Reynolds.	*** Guardians of the Galaxy (2014, Adventure) Zoe Saldana, Lee Pace, Chris Pratt.	Anderson Cooper 360	Anderson Cooper 360	CNN Tonight With Don Lemon						
57	CNN	(57) Anderson Cooper 360	CNN Tonight With Don Lemon	CNN Tonight With Don Lemon	Anderson Cooper 360	Anderson Cooper 360	CNN Tonight With Don Lemon						
58	FNC	(58) The Kelly File With Megyn Kelly	Hannity	The O'Reilly Factor	The Kelly File With Megyn Kelly	Hannity	On the Record						
61	CNBC	(61) Shark Tank	The Profit "Pacific Hospitality"	The Profit "Honest Foods"	The Profit "Farmgirl Flowers"	Millionaire "Millennial Markets"	Paid Program	Paid Program					
63	BRAV	(63) Below Deck	Below Deck "Decent Proposal"	Below Deck "One Less Fish in the Sea"	Below Deck (N)	Below Deck (N)	(15) Watch (N)	(45) Housewives					
64	TCM	(64) *** PT 109 '63, Doc/Dra	Robert Culp, Cliff Robertson.	*** Sunrise at Campobello (1960, True Story) Greer Garson, Ann Shoemaker, Ralph Bellamy.	*** Abe Lincoln in Illinois '40	Ruth Gordon, Gene Lockhart, Raymond Massey.							
65	SYFY	(65) (5:00) Tremors 5: Bloodlines	*** Zombieland (2009, Action) Jesse Eisenberg, Emma Stone, Woody Harrelson.	Channel Zero "A Strange Vessel" (N)	Aftermath "Madame Sosostri" (N)	I, Frankenstein '14	Yvonne Strahovski.						
162	RFD	(162) (5:30) Cattlemen	LandLeader TV	Downunder Horseman.	Chris Cox	Rural Eve. News	Ag PhD	Cattlemen to Cattlemen	LandLeader TV	Product Showcase			

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