

JUDGE BAGLEY SIGNS INJUNCTION THIS A. M.

H. T. Bagley Sues For Confectioners and Garages

ATTACK IS MADE ON STATUTE

Complain that law is unconstitutional, and has been repealed.

Circuit Judge Geo. R. Bagley today signed an injunction, presented by Attorney H. T. Bagley, restraining the district attorney and sheriff from enforcing the old Sunday law, the statute now before the Federal court at Portland, and also before various state circuit courts on injunction proceedings. The confectioners and garage men are plaintiffs, and the order covers all places under restriction of the law.

The plaintiffs are C. C. Frier, F. L. Jensen, H. T. Koeber, J. M. Mittenberger, L. J. Rushlow, W. B. Vickers, M. F. Derting, Otis Shearer, Arthur Griswold, D. H. Denny, J. A. Jones, George Thynge, Henry Kroeger, N. E. Dudley, Haskell & Son, and Cox & Schlegel. Thus confectioners, cigar men, garages and a shoe shining place are represented.

The injunction holds until the Federal court passes on the validity of the law. Unless there is a decision before Sunday the places are expected to open for business all that day.

The original prayer asked for judicial determination here, but the court held that it were better to take cognizance of the case in the Federal court.

COFFEE CLUB COOK BOOKS

The second edition of the Coffee Club Cook Book is on sale, at 50 cents, until after the holidays. The books are on sale at the following places:

Vaughn's Grocery, Hillsboro Mercantile Co., Donelson's Furniture Store, Gragg & Powell Grocery, Ross Grocery, Rest Room, Second St. near Morton Greenhouse.

HIGH SCHOOL NOTES

A club was formed by the "Away from Home Members of the Student Body" on Tuesday morning, with forty charter members. The following officers were elected: Edna Dooley, president; Lawrence Targert, vice-pres.; and Herbert Scheidt, secy-treas. Plans are under way for a "get acquainted" party in the near future.

The staff for the Junior-Senior Annual has been appointed as follows: Editor, Chas. Boge; assistant editor, Kenneth Carlie; school notes, Alta Hornecker; athletics, Leon Allen; assistant, Verne McKinney; jokes, Paul Bailey; asst., Alta Russell; art, Florence Garrett.

PROBATE: Estate Harry W. Bradley, dead, net probable value of \$8,000, admitted to probate, with heirs as follows: Mima Bradley, widow, two sons and two daughters; widow appointed admx, bond at \$7,500 approved.

The will of the late Asenath Cary Brown, made Nov 12, was entered to probate, Dec 8. It was witnessed by Mrs. Grace Wood and E. C. Brown, the latter of whom drew the instrument. The will has been sent to California to be proved by Mr. Brown, at Santa Ana. It gives Geo and Robt Alexander, grandsons, \$2 each, and the balance of her estate share and share alike to Eugene, Earl, Wm, Ellis and Percy Brown, grandsons. Mrs. Mary Gross, a sister of Mrs. Asenath Brown, has also filed a petition in probate, asking that she be appointed administratrix of the estate. Her petition alleges that a will has been filed, but is nothing as to its validity. The instrument in question will probably be attacked in court by the last petitioner.

If you want a real Christmas present get a Karosafe lamp or lantern the only 300 candle power coal oil burner on the market that does not have a wick. Drop a card for particulars or demonstration. For sale, only \$6.50—W. F. Tews, Hillsboro.

Geo. F. Naylor, the Forest Grove capitalist, Monday, pleaded guilty in Circuit Court to unlawful cohabitation with Mrs. Miles Watrous, at Forest Grove, the incident being located at Forest Grove several years ago. Naylor was tried and found guilty last year, and the case went to the Supreme Court where the decision was reversed and sent back for a new trial. By pleading guilty Naylor saved Washington County eight or nine hundred dollars. He was fined \$200 which he paid. The action of Naylor was more or less of a surprise as he was expected to fight the case again.

The Social Circle of the Christian Church will hold a window sale Saturday, December 18. A specialty of home made fruit cakes for your Christmas dinner. Sold by the pound. Phone orders to Mrs. Shinerberger.

Elmer E. Lyda, of Gales Creek, was in town Saturday. He asked permission of the juvenile court to send his two younger children to the Kessler home for care, he to keep the elder two. Benton Bowman, the prosecutor for the court, assented that this be done.

Hot cakes for breakfast made with Schulmerich's buttermilk and spread with Schulmerich's famous creamery butter is the latest fad. For sale at Hillsboro Mercantile Co.

J. W. Marsh, of near Centerville, is recovering from a severe attack of pneumonia. Frank Paul Sr. has been nursing him, and is watching his patient carefully. He expects to have him out so he can visit the county seat before many weeks.

Pigeons for sale, cheap: Homers, Carneau and Crosses. Have about 250 birds, which on account of my ill health, am obliged to sell.—E. F. Sias, Box 493, Hillsboro, Ore., or call at 565 Broadway. 34f

Feed chopper at Bethany will run on Friday before Xmas and Friday before New Year, and then as usual, every Saturday. Anyone coming later than 2:30, please let us know by telephone. 39-41

Services at Baptist Church, Sunday, Dec. 19th. E. A. Smith, pastor. Sunday School at 10 a. m., J. W. Brock, Superintendent; Preaching at 11; Young Peoples Meeting at 6:30, preaching at 7:30. A cordial welcome to all.

Attorney Thos. Graham, of Portland, was out Monday morning. He represents Sullivan, Castor and Brown, in the case against them charging them with robbery of the Mays Mercantile Store at North Plains.

ROSA REGHITTO MERLO TRIED FOR 2ND DEGREE

Circuit Court Opened For Trial of Murder Case Tuesday

JURY SELECTED AFTER DAY'S WORK

Jury Yesterday Viewed Premises Where Killing Took Place, Oct. 4

Rosa W. Merlo was Monday placed on trial for killing her husband, Jos. Merlo, at Santa Rosa station, on the Oregon Electric, October 4, the indictment charging murder in the second degree. It required all day to select the jurors and hear the statements of opposing counsel. Mrs. Merlo is defended by H. T. Bagley, of this city, and S. B. Huston, of Portland, and E. B. Tongue, district attorney, and his deputy, T. H. Tongue Jr., represent the state. The jurors are representative citizens and come from all sections of the county. They are: Ben Day, Tualatin; Antone Hermens, Centerville; W. E. Crosby, Scholls; Thos Connell, G. O. Frost and Fred Schomburg, Hillsboro; Daniel Rainwater, Banks; Jacob Cornell, Cornelius; G. A. Pliech, Tigard; A. H. Thomas, Forest Grove; Robert Halstead, North Forest Grove, and E. C. Mulloy, Laurel.

The state is trying to show that Mrs. Merlo was desirous of being rid of her husband, and in the opening and presentation alleged that circumstantial evidence goes to show that the shots that killed the husband were not in self defense. The defense told the jury that they would show that Merlo was insanely jealous of his wife and that they had repeated violent quarrels, and that Merlo had threatened to kill her. It was contended that on the day of the killing, Mrs. Merlo and her husband were in Portland, and that the husband went home early in the day, Mrs. Merlo arriving home just before supper. The defense alleges that when Mrs. Merlo arrived, Merlo accused her of improper conduct and threatened her life. The statement then says that Mrs. Merlo left the house, and Merlo followed her and assaulted her, and that she then fled into the house, locking the door behind her. Mrs. Merlo says that he then forced his way into the house and followed her upstairs to her room. The story is that she told him not to force the door or she would shoot. The door was broken and Mrs. Merlo, according to counsel, says her husband advanced and grappled with her, trying to choke her, and told her that her time had come. She says, then shot, but is confused as to the other two shots, whether, or they were discharged while they were grappling for the possession of the gun.

Mrs. Merlo is an Italian, and her father is David Reghitto, the well known onion king, of Beaverton. Both father and daughter are well-to-do, and have transacted big business in onion sales and truck gardening for many years. The Merlos had two children, both of whom were at the home of the grandfather, in Beaverton, when the killing occurred.

The court, attorneys and jury went to Santa Rosa station yesterday morning so as to have locality fixed properly. Upon their return at 11:25, the Court was notified that a Peter Hermens, a brother of Juror Antone Hermens, had passed away. Counsel for state and defense agreed to allow Mr. Hermens to attend the obsequies, and the date of opening the trial for evidence was set for Dec. 27, when the state will open, the defense's witnesses to appear the next day.

Buy your Christmas candies at Koeber's Confectionery.

C. W. James was in from Varley, Tuesday morning.

J. B. Hanley, of Leisyville, was a city caller Tuesday.

Geo. Russell, of Gaston, has one of the largest petitions ever signed in the county asking that he be made county game warden.

You will find a dozen different kinds of Christmas candies that are absolutely fresh and homemade at 15c per pound at the Een of Sweets.

For sale: A good Jersey cow. Every way right; good average milk, and fresh since Oct. 15. Call at No. 1639 Main Street, Hillsboro, Ore. 39f

Non-Thurmer, of Blomington, Was a City Caller Tuesday

Baskets, all kinds, at the Gift Shop.

Fresh salted almonds and pecans at Koeber's Confectionery.

J. C. Bechen, of near Orenco, was in the city the last of the week.

Solve the gift problem with a fancy box of candy—Koeber's Confectionery.

J. B. Inlay, of Reedville, was up to the county seat Saturday afternoon.

We have a complete line of Christmas boxes—Koeber's Confectionery.

Emmett Quick was down from Forest Grove, Saturday morning, on legal business.

Fred Stucki, of near Bethany, was in the city Monday afternoon.

John Herdlein, of Blomington, was in the city the first of the week.

Sam Schmidt, of near Laurel, was in the city the first of the week.

J. H. Haase, of South Tualatin, was a city caller Tuesday morning.

Geo. W. Guyton, of South Tualatin, was a county seat visitor Tuesday.

Clem Shaner, of Jolly Plains, and Ben Sahnaw, of Phillips, were in town Tuesday.

Jacob and S. J. Raffety, of Mountaineer, were county seat callers the last of the week.

Arthur Knox, of Gaston, was in town Monday, and while here was a spectator at circuit court.

Mrs. C. W. Loudon, now residing at Cornelius, was transacting business in the city Monday afternoon.

Money to loan—on farm security. I represent three large fire insurance companies. Give me a call.—E. I. Kuratli.

Thos. Kerr, who was recently operated on by Dr. E. H. Smith, was able to be taken home Sunday, and is convalescing nicely.

Edward Tuerck and Angine Angermann were united in marriage Dec. 11, 1915, Judge D. B. Reasoner officiating.

Geo. Schulmerich was up from Creswell, the last of the week, on business, and was the guest of relatives.

Hon. S. B. Huston, of Portland, came out Tuesday morning to assist H. T. Bagley in the defense of Mrs. Rosa Merlo, now on trial.

Gerhard Goetze, of above Blomington, was in town Monday. He says that but few of the farmers on the hill have their potatoes harvested.

J. W. Jackson, one of the Native Sons of the North Plains sections, was in town Tuesday, a listener at circuit court for a time.

For Sale: Three or four young cows, all in milk. Jersey strain, and all just fresh a short time. Good milkers.—Wm. M. Hughes, Hillsboro, Route 4. One and one-half miles south of Jobe's Crossing, Oak Park station. 39-41

BANKS SUFFERS FROM A DISASTROUS FIRE

Wunderlich Hardware & Furniture Co. Loses Building

FLAMES THREATEN OTHER BUILDINGS

Valuater Fire Department Does Valiant Service in Extinguishing

Banks, ten miles Northwest of Hillsboro, on the P. R. & N., suffered a disastrous fire yesterday morning and the net result was a loss of the Wunderlich Furniture & Hardware store, building and contents, the Friday barber shop building, and damage to the Washington County bank, due to proximity to flames.

The fire was discovered shortly after seven o'clock. Mr. Wunderlich, who was in the city yesterday afternoon, says that J. E. Murphy Sr., who built the fire in the store, says, that the blaze started in the ceiling, and he was in the rear when he first noticed the smoke issuing from the wood around the flue. He called for help but in a few minutes the entire upper story was flame.

The department responded with the pump and a bucket brigade was started, but all efforts to stop the conflagration were of no avail. The building and contents went up in smoke, as well as Bert Friday's barber shop. The Washington County Bank was threatened and the safe and fixtures were removed. The department, however, checked the flames before the building suffered. By dint of hard work the warehouse of Mr. Wunderlich was saved with a big lot of machinery. The Atlee store once seemed threatened, but the fire was kept under control.

Mr. Wunderlich estimates his loss as follows—building, \$2,000; merchandise, between \$3,000 and \$10,000; Friday, \$500; the bank, damage and cost of removal and restoring, \$300.

Mr. Wunderlich carried but \$2,100 insurance, and his loss will be a big one. He saved his books and accounts, but the greater part of the machinery saved was on consignment. Mr. Wunderlich did not know whether or not he would rebuild and again go into business.

RALPH G. EDWARDS IS CONVICTED IN COURT

Jury Finds That Defendant Stole Books and Tools From Shack

SENT TO PENITENTIARY FOR ONE YEAR

Trio Charged With Robbing North Plains Store is Arraigned

The trial of Ralph Gilford Edwards, who has been in jail several weeks charged with stealing a set of Chambers' Encyclopedia, some tools, and other articles from a shack down near Tualatin, was heard in circuit court Monday. Edwards denied that he had stolen the articles, claiming that they had held the things in common together, that is to say, they had been left in his shack, where they were found. The jury evidently did not believe his version for conviction followed a few minutes after retirement of the jury to the jury room.

The jury: A. H. Thomas, W. E. Crosby, Jos and Thos Connell, O. Griebler, D. Rainwater, J. R. Hayden, Geo W Miller, Wm Prickett, John Engeldinger, M. C. Lincoln and W. E. McCourt.

Jas Sullivan, Jack Castor and Chas Braun were arraigned on the charge of breaking into the Mays Bros. Store, at North Plains. They all pleaded not guilty, and their trials were set as follows: Sullivan, Dec. 18; Braun, Dec. 31, and Castor, Jan. 3.

W. H. McDaniels, arrested on a charge of assault, put up \$250 cash bail, but it was returned to him by the court and he was allowed to go on his own recognizance.

The jurors on the regular panel will report tomorrow morning, with the exception of Antone Hermens, who will report on the 20th.

Archdeacon Chambers will hold service at the Guild House, at 7:30, Sunday night.

The Parent-Teacher Association Had an Interesting Meeting Monday Evening at the High School Building

Over sixty were present, and after a community sing, a solo by Mrs. J. D. Berger, and the regular business session, a debate was held on the necessity of a curfew law on Hillsboro's statutes. Messrs. John M. Wall, Benton Bowman and Prof. Patton were for the affirmative, and Messrs. C. E. Weils, Long and Prof. Bradford represented the negative side of the subject. The audience voted as judges and returned a vote of 31 to 26 in favor of the affirmative. City Attorney H. T. Bagley was present and, after the debate closed, told how the council viewed the matter of an ordinance of this character. It was voted to ask the council to use its best efforts to pass an ordinance that will be effective without the drastic features generally found in such measures.

For Sale—A Shire-Percheron horse, coming four in Spring, weighs 1400. Will make a 1600 or 1700 animal. Kind and tractable.—D. Shaw, Beaverton, Ore., Route 4, on old Perkins place. 37-9

John Withycombe, a civil engineer of high standing in the Northwest, died Monday at his home in Portland. He was aged 76 years, and was born at Honey's Poir, Pavistock, Devonshire, England, and came here in 1870, settling in Washington County, his farm at present being conducted by his son, Ralph Withycombe. For 26 he was a draughtsman in the office of the surveyor general for Oregon, in the Portland Customs House. He is survived by his widow and five children: Mrs. A. Churchill, Keyport, & J.; Mrs. Sydney Rasmussen, John and Harold; and Ralph Withycombe, of South Tualatin. The funeral was held yesterday. Deceased was a brother of Governor Withycombe.

The Vita Club, recently organized by the young men of the city and schools, has quarters in the Krebs building, upstairs. The organization has filled a long-felt want—and if conducted properly, which it will be if the officers follow the rules of the club—and is growing rapidly. It now has a big membership, and the Club expects to have a basketball team that will go out and win some games. The club's officers are: Verne McKinney, president; Ralph Williams, vice-president; Lyle Dunsmoor, secretary; Clifton Bagley, treasurer; Arthur Olson and Lawrence Taggart, sergeant-at-arms. The young men say that every decorum will be exacted in the conduct of the boys at the club rooms, and that they expect to make it a factor in the various organizations of the city.

Shooting Match I will give a shooting match at the Hawthorne hop yard, 1 mile north of Orenco, Sunday, Dec. 19. Live turkeys, geese, and a young buck; blue rock and trap shooting. Begins at 12:30.—John Sinclair. 39

Prof. Chas. E. Bradley, of South Bend, Indiana, was in the city Tuesday, having been called West on account of the death of his brother. Mr. Bradley, who is well known here, came down to call on his friends before his departure for the East, Tuesday evening.

Taken up: A sheep, about two weeks ago. Pay advertisement, prove property, keep, etc., and take same away. Mrs. I. D. Smith, Sherwood, Ore., Route 4; Phone 1515 Line 4, Scholls central. 39 41

J. N. Hoffman, of Forest Grove, has patented and is having manufacturing a mouse trap that is modern. Any women can set the trap without hurting her fingers and it is so constructed that it will release the captive without handling it in any way.

Swanson—Moon—Miss Elizabeth Moon, of Centerville, daughter of Mr. and Mrs. Samuel Moon, was united in marriage to George Swanson, of Rice, Nebraska, in Portland, yesterday.

Mrs. I. D. Smith, of near Farmington, on Sherwood, Route 4, will take charge of maternity cases. Telephone 1515 Line 4, Scholls. 39-40

Snow again fell in the mountains Monday and Tuesday, and the motor coming in from Timber Tuesday morning had a fine show of the beautiful on the pilot.

News for the economic housewife. Corn and tomatoes three cents for twenty-five cents, at the Hillsboro Mercantile Co.

Frederick Stephens, of Forest Grove, and Miss Dollie Moffett, of Portland, were united in marriage at Vancouver, Wash., yesterday.

John Gerber, of near Bethany, was a city caller yesterday.

PROFESSIONAL

F. A. BAILEY, M. D.

Physician and Surgeon
Office:—Upstairs in Schulmerich Block
Residence—Southwest corner Baseline and Second Streets.
Phone, office City 362; residence, City 38.

R. M. ERWIN, M. D.

PHYSICIAN AND SURGEON
Surgeon S. F. P. K. & N. P. E. & K. R. Y.
Office in the Tualatin Block, Third and Main Streets, Hillsboro, Oregon.

ELMER H. SMITH M. D. D. O.

PHYSICIAN & SURGEON
OSTEOPATH
Office Hours—9 to 12 a. m.; 1 to 5 p. m.
Tuesday, Thursday, Saturday 9 to 12
Calls answered day or night. Both phones. Office over Hillsboro National.

J. O. ROBB, M. D.

PHYSICIAN & SURGEON
OFFICE:—Upstairs in Schulmerich Bldg
Phone—Office, City 384; Res, City 804
HILLSBORO, OREGON

Ira E. Barrett, M. D.

UPSTAIRS DELTA BLOCK
Office Telephone, Main 108
Residence Telephone, Main 104
Hillsboro Oregon
Geo. R. Bagley M. D. Secy

BAGLEY & HARE

ATTORNEYS-AT-LAW
Rooms 1 and 2 Sub-Building
HILLSBORO, OREGON

E. B. TONGUE

ATTORNEY-AT-LAW
Office upstairs in Schulmerich Block
HILLSBORO, OREGON

JOHN M. WALL

ATTORNEY-AT-LAW
Upstairs, A. C. Shute Bldg, Main & 2nd
HILLSBORO, OREGON.

W. N. BARRETT

ATTORNEY-AT-LAW
Office: Main Street, opp. Court House
HILLSBORO OREGON

THOS. H. TONGUE, JR.

ATTORNEY-AT-LAW
Office, upstairs in Schulmerich Block
Hillsboro, Oregon

DR. L. W. HYDE

Successor to Dr. Linklater
Office over Delta Drug Store. Residence
Baseline, between 5th and 6th Sts.
Hillsboro, Oregon

SCHNABEL & LaROCHE

Dentists
Office up stairs over Hillsboro Nat'l Bldg.
HILLSBORO, OREGON

DR. W. E. PITTSNER

Dentist
Office up stairs over Hillsboro Nat'l Bldg.
HILLSBORO, OREGON

DR. J. R. MARSHALL

DENTIST
Tualatin Bldg. Rooms 5 and 6
HILLSBORO, ORE.
Main and Third.

DR. C. H. POLLOCK

Dentist
Upstairs, in Linklater Delta Building, Main Street
Hillsboro, Oregon

Lying-in Hospital

I am now prepared to take Hospital cases, \$1.00 per week. Phone City 712.
Mrs. A. M. Hays

E. L. PERKINS

ATTORNEY-AT-LAW
Hillsboro Oregon
Hillsboro Oregon
Hillsboro Oregon