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NEVADA SENATORS TAKE HAND IN ANTI-JAPANESE AGITATION

After Conference With President Roosevelt, They Call a Halt.
 ASK LEGISLATURE TO BE CAREFUL

Senator Boarah Says Idaho Will Not Take Part In the Matter.

(By Associated Press.)
 WASHINGTON, D. C., Feb. 3.—President Roosevelt today sent for Senators Newlands and Nixon of Nevada and Borah of Idaho and talked over the Japanese situation. It is understood that the Nevada senators were requested to get in touch with the Nevada state Senate to stop further progress of the anti-Jap resolutions now before that body. Borah told the President that he did not look for an outbreak in Idaho such as occurred in Nevada.
 Senator Nixon sent telegrams to the president of the Nevada Senate and the speaker of the assembly in which he said in part: "I have no desire to inject my views but after a conversation with the President, I feel it my duty as a representative of the people of Nevada to suggest to the legislature through you gentlemen that the very object of the resolutions may be injured by radical action at this time."

LANG WINS BOUT.
 (By Associated Press.)
 SYDNEY, Australia, Feb. 3.—Bill Lang defeated Bill Squires for the heavy-weight championship of Australia in the seventeenth round. Lang was defeated by Burns in Melbourne last September.

SEND FLEET TO MARE ISLAND

Torpedo Flotilla Suddenly Ordered North From San Diego Today.

(By Associated Press.)
 SAN DIEGO, Cal., Feb. 3.—In accordance with sudden orders from Washington, the entire torpedo fleet which has been in local waters the last several weeks, sailed today for the Mare Island Navy Yard. These orders are in direct contradiction of those received a few days ago which provided for a practice cruise north to Port Harford. The cruiser Albany also sailed with them.

NO RACE BETS IN WASHINGTON

Bill Passes Senate After Passing House and Will Be Stringent Law.

(By Associated Press.)
 OLYMPIA, Wash., Feb. 3.—The anti-race track gambling bill passed the Senate today. It passed the House last week and makes pool selling, bookmaking, conducting places where bets are made on horse races, a felony. It provides that possession of gambling paraphernalia is prima facie evidence of a violation of the act.
 An emergency clause, which, if adopted, would put the law into effect immediately, was the principal point of contention in the Senate.
 (Continued on page two.)

FRANCHISE UP BUT IS TABLED

Tom Nicols Presents It to Council With Explanation—Terms and Discussion.

Tom Nicols last evening presented his much discussed application for an electric line franchise for Seymour H. Bell's company to the Marshfield city council. After a rather brief discussion, following the reading of the document, it was laid on the table to be taken up at the meeting to be held next Tuesday evening.

The franchise is to cover Sherman and Lincoln avenues in Hall's Plat from the North line of the city limits to 'C' street and that portion of 'C' street from the intersection of Lincoln to Broadway. It is for a period of thirty-five years. It provides that the fare inside the city limits shall be five cents, that cars shall be operated from 6 o'clock in the morning until 9 o'clock at night and that logging trains, freight trains, etc., shall not be operated over it except between the hours of 11 o'clock at night and 5 o'clock in the morning. It specifies that construction shall begin within ninety days after the granting of the franchise and shall be completed before the expiration of fourteen months. In case the company shall cease operating cars over it for more than ninety days at any time, the franchise to become null and void.

In presenting the franchise, Mr. Nicols said that he wanted it distinctly understood that he alone was responsible for bringing it up. He said that he had framed the matter up and gone to Seymour Bell and asked him if they would consider a proposition to build on the route indicated. He said that Mr. Bell told him that the Coos Bay Railway and Terminal Company would be glad to consider it.

Councilman Lockhart said that before the council could grant any franchise, a petition signed by at least three-fourths of the abutting property owners must be secured. Mr. Nicols said that after consulting Mayor Straw, he had decided it would be best to have the council approve the proposed franchise so that a copy of it could be attached to the petitions, thus letting the property owners know just what they were signing. He said that he thought there would be no trouble securing the signatures of the required number if the franchise was made a fair one. He said that he wanted it thoroughly discussed and made the best possible.

Councilman Sacchi wanted to know if Mr. Nicols and his associates would pay the expense of having the franchise published in order that the citizens generally might have an opportunity to understand it. Mr. Nicols said that he would not personally pay the expense.

During a lull, Mr. Nicols said that he had presented the franchise at this time in order that the council might have ample time to consider it. He said he did not want snap judgment. He also said that he wished it to be laid on the table until Mr. Bell returns so that the matter can be taken up with him. Mr. Nicols said that he thought the life of the franchise could be reduced to twenty-five years or less, that a provision could be made so that the city will receive a portion of the earnings from the line, etc. Mr. Nicols said that he also wished to call the council's attention to the fact that it could not be passed as only five councilmen were present. He was assured that there was no danger of the franchise being passed at once.

That Street Railway Franchise

TOM NICOLS IS A good fire fighter and it is a generally accepted and recognized fact that a good fire fighter is a good fighter wherever you put him. We regret to announce that Tom has joined Seymour Bell's band of blusters. This regret is partially prompted by the fact that the last time we talked with Tom he was championing the people's cause and as we have not observed Seymour Bell walking forward to the mourner's bench we view with more than passing grief the new company in which our erst-while sturdy champion of the people's rights now finds himself.

The Seymour Bell street railway franchise was presented to the city council last evening by Tom Nicols who was very careful and emphatic in announcing that he did it himself with his little hatchet. He said it was of his own initiative entirely that it was taken up. No, Tom, did not write the franchise himself. Seymour Bell looked after that part of it, but Tom realized the need of a street railway right away and he went to Seymour Bell and with tears in his eyes pleaded for the privilege of trying to have the street car franchise granted that the road might be built. Seymour Bell always a tender hearted friend of the people and a philanthropist whose name will be perpetuated when the franchise is forgotten, placed his hand on Tom's shoulder and remarked: "Tom, my boy, you know my weakness, I can refuse the people nothing. When they come to me and say, 'Have a little franchise on us,' I can't say no, I really can't say no. Of course, this matter is entirely immaterial to me, so much so that I will not even be here when the matter comes up, but if you will take this franchise (Seymour always has a half-dozen or more franchises concealed about his person), and have the council force it on me—you know my weakness, and I can't refuse."

Tom was in such a hurry to help the people that he hurried it before the council even before the property owners consent was secured, but Tom was certain that this consent would be quickly gained if the council would just ratify the franchise. Unfortunately, one councilman was absent and the franchise was laid on the table. Even if he were not absent The Times does not believe that the city council would have rushed this franchise through without referring it to the people. Some of the council at least have heard of the admonition to "beware of Greeks bearing gifts."

Seymour Bell and Tom Nicols, also should know that the property owners along the line of the proposed railway are not the only ones interested in this franchise. Such a franchise is the property of the whole people of Marshfield and must be protected by them. Tom Nicols was so manifestly anxious to impress the council that he was acting entirely alone in the matter and for the general public weal that one could not but think "he doth protest too much, my lord." Then when Alderman Sacchi asked the talking Tom if he would pay to have the people made familiar with the contents and provisions of the franchise, he said, "no." Alas, that two such friends of the people should not be willing to make some small contribution to the cause of progress and prosperity.

The Times hereby asserts and charges that the present Bell franchise as presented to the council is unfair to the people of Coos Bay and Marshfield. That it seeks valuable concessions the granting of which would be detrimental to the future welfare of the city and the bay, and without making any adequate return.

The Times is not opposed to granting a street railway franchise to Seymour Bell or any other man who will build a street railway, but it must be the right kind of a franchise. It must provide for the protection and preservation of the waterfront. It must be presented to the people for their discussion and consideration before the council takes action. There must be no gum shoe methods in the handling of such an important matter as a public franchise of any sort. Franchises for public utility corporations are not the property of the city council, they belong to the whole people, and the people must be consulted before bartering away their rights and property.

The Times will have more to say on this subject and in the meantime its columns are open to Tom Nicols, Seymour Bell or anyone who desires to discuss the problem of public franchises in general and a street railway franchise in particular.

NEW FLOOD RECORD IN CALIFORNIA

Sacramento River Highest In History and Washes Out Southern Pacific Bridge and Roadbed.

(By Associated Press.)
 RED BLUFF, Cal., Feb. 3.—The Sacramento river swelled by rains has reached a stage of thirty feet six inches, two feet higher than any previous record. Great damage has been done at several points. The east approach of the Southern Pacific bridge across the Sacramento river at Tehama, has been carried away, impeding traffic between San Francisco and Oregon. The roadway was washed out in a number of places.

CALIFORNIA TO BAR RACE BETS

Bill Prohibiting Track Gambling Likely to Pass State Senate Tomorrow.

(By Associated Press.)
 SACRAMENTO, Cal., Feb. 3.—The final vote on the Walker-Otis anti-race track gambling bill will be taken in the Senate tomorrow. It is generally conceded the bill will pass.

See The GUNNERY Window for rare BARGAINS.

GOV. PATTERSON CONTINUES FIGHT ON LIQUOR BILLS

CITY FINANCE TALKED AGAIN

Council Wants to Get It On Better Basis By Legalizing Over-Issue of Warrants

The problem of putting the city's finances on a better basis was brought up again last evening for a brief discussion in the city council. Nothing definite was done aside from instructing Attorney Feeney, who is acting as city attorney during the absence of J. W. Snover, to investigate the legal phases of the matter. Councilman Sacchi said that he thought it would be all right if the present city indebtedness was legalized and the city's intention of doing the right thing by paying off the oldest warrants first was shown. Someone said the only way the matter can be done is to float a bond issue. Councilman Coke said this could not be done as the people would not ratify a bond issue unless the council shows a disposition to cut down expenses. Then the matter was dropped.

Prepare For Dredge

Captain Peters of the dredge Oregon, appeared before the council and urged the members to make adequate provision for retaining the "sicklings" inside the bulkheading on Broadway.

Captain Peters said that previous experience had enabled him to understand that ordinary bulkheading would not retain the dredgings for a six-foot fill. He said that some brush thrown along the sides with occasional bags of sand would probably be ample. Councilman Sacchi said that the present assessment for the improvement only allowed about \$200 for extraordinary work like is now proposed and he talked to do any work that would require a deficit assessment. Councilman Savage said it would be better to spend a few dollars now than to be compelled to spend several hundred later on as a result of not having things in good condition. Finally, Mr. Sacchi, City Engineer Sandberg and Captain Peters were instructed to visit Broadway and determine what should be done.

Gulovson Building

The old controversy regarding the erection of a frame building on the Gulovson corner, 'C' street and Broadway south of the First Trust and Savings Bank building, was revived last evening by the application of Mr. Barrett who asked for permission to erect a one-story building, twelve feet square, to be used as a candy and refreshment stand. Councilman Lockhart said that he thought this was contrary to the provisions of the fire limit ordinance but that he supposed the permit could be given by the council. However, he said the owners of the First Trust and Savings Bank building and the Chandler hotel should be consulted before doing so. The other councilmen concurred. Mr. Barrett said that he could build out of fireproof metal and conform with the ordinance but that it wouldn't be as sightly a building as the frame structure would be.

Routine Proceedings

Salaries for the city employees were ordered paid on the old schedule. City Recorder Butler did not put in a bill for his pay but upon motion of Councilman Sacchi he was ordered paid a salary of \$109 for the month of January.

A refund of a little over \$10 was ordered for Mr. and Mrs. Peter Scott on the Graham street sidewalk improvement.

Hagquist and Bjorquist were ordered paid \$200 on their Prospect avenue contract and given an extension of thirty days time.

Frank Hall's request that Ohio avenue be opened so as to give him (Continued on page 4.)

Tennessee Executive and Legislature Clash Over Measure.

FORMER ISSUES HOT VETO MESSAGE TODAY

Declares That Plan to Stop Manufacture of Liquor Is Dangerous.

(By Associated Press.)
 NASHVILLE, Tenn., Feb. 3.—Governor Patterson has vetoed the bill prohibiting the manufacture of intoxicating liquors in Tennessee after January 1, 1910. In his veto, among other things, Governor Patterson says, "If this legislature shall destroy all distilleries and breweries, why cannot the next forbid the raising or selling of grains or the cultivation of the grape, out of which liquors are made? Shall this or some future legislature prevent the farmer from raising or selling tobacco, its manufacture or the placing of it on the market? If we are thus started, where shall we end? It is better not to take the start."
 It is a foregone conclusion that the bill will be passed over the governors' veto.

PORT BILL PASSES SENATE

The Times late this afternoon received the following telegram from Col. Wm. Grimes who is in Salem:
 "Senator Chase today secured the unanimous passage of the Port Commission bill."

MINERS MUST ELECT AGAIN

Union Fails to Give Majority to Any of Candidates For Several Offices.

(By Associated Press.)
 INDIANAPOLIS, Ind., Feb. 3.—The tellers who have been canvassing the vote on the national officers of the United Mine Workers, reported the results today. Thomas L. Lewis is re-elected president by a majority of 16,269 over John Walker of Danville, Ill. None of the candidates for vice-president, secretary or treasurer received a majority of the votes cast and the election is therefore thrown into contention.

DRASTIC LOCAL OPTION LAWS

Oregon Senate Passes Two Bills Against Liquor Interests of State.

(By Associated Press.)
 SALEM, Ore., Feb. 3.—The House today voted down a bill providing \$10,000 for the earthquake sufferers of Messina. The Senate today adopted a resolution memorializing congress to enact a law to prevent liquor being shipped into prohibition states. Another anti-liquor bill is a drastic local option measure aimed at "blind pigs," and makes the finding of liquor in one's possession evidence of a violation law, forces the possessor to testify even though he incriminates himself, and punishes liquor dealers and even the owners of property where blind pigs are conducted.

SHOOTS IDAHO MAN IN DENVER

Family Trouble Results In Fatal Row Between Two Men From Wallace.

(By Associated Press.)
 DENVER, Colo., Feb. 3.—Frederick Walton of Wallace, Idaho, was today shot twice and probably fatally by Frank C. Cradlebaugh, also of Wallace. The shooting occurred in the heart of the retail shopping district. Cradlebaugh was arrested. Family troubles are said to be responsible. It is alleged that Cradlebaugh followed Walton from Wallace to Denver, for the purpose of killing him.