

DEVELOPING COOS BAY'S RESOURCES



THIS IS WHAT WE WILL LOAD YOUR FREIGHT TRAINS WITH WHEN YOU ARRIVE, MR. O'BRIEN.

MAKES PLEA FOR MERCY

J. W. BENNETT RELATES IN DETAIL HIS RELATIONS WITH JACK MARSDEN SINCE THE ASSAULT.

The following is the text of a written plea for clemency submitted to Judge Coke by J. W. Bennett in the Marsden case:

"That after the defendant was bound over in the sum of five thousand dollars to appear before the grand jury, and while he was in the County Jail at Coquille City, Oregon, he wrote me a letter of which the following is a copy, to-wit:

"Mr. J. W. Bennett—Joe I wish you would please come over to Coquille I would like to see you here to have a talk with you about this foolish trouble on my part which we can talk together better than write hoping you will come over & oblige John Marsden."

In reply to this letter I wrote him a letter, dated July 18, 1911, of which the following is a copy, to-wit:

"My Dear John:—I just returned to the office and found your letter and will surely come over to see you. Sure I'll come over now that you want to see me and talk the matter over. I am awfully sorry any difficulty of that kind should ever arise. I may not be able to come for a day or two as I just returned from a fishing trip and there is a good deal to clean up, but I will come and I would like to bring your father with me as he feels very badly about it and you know there is a very strong feeling between father and son. I do wish you, however, to know and keep in mind that I do not own and don't believe I ever did own any property which you or the old man owned, or any which you or he had any interest in, except that Flanagan & Bennett Bank has a mortgage on the Brewery property for, I think, about thirteen thousand dollars, which is shown by the papers on record, seven or eight of it was for money loaned to him in business and five thousand was loaned to him recently to pay off Hans Clemmensen. Well, as you want to see me, I will come and I hope you will let me bring your father with me and with kind regards I am, Sincerely Yours, J. W. Bennett."

"Mr. J. W. Bennett, Dear Friend:—I received your kind and welcome letter and was glad to hear from you and that you will come over. I will write to father today and tell him what you said in regards to you and him coming over together so he will see you and come over together. Hoping you don't meet a crazy man when you come, I remain, Resp. your friend, Jack Marsden."

Shortly after receiving this letter I went to Coquille City accompanied by his father, Robert Marsden, Sr., and his brother, Robert Marsden, Jr., and there we talked the matter over and in view of the correspondence and what was said at that time I have fully and completely forgiven the defendant for the acts complained of in the indictment.

His friendly letters to me and the conversation we had, have removed from me any feeling of animosity toward him whatsoever.

I told the defendant at that time, that what he had written and had said to me, had entirely removed any feeling of animosity and that while the same testimony would be given at the trial as was given before the magistrate at the preliminary hearing, when he was bound over, that I was satisfied that the grand jury would find him and also I did not know what his defense would be, I thought he should be prepared to make whatever defense he had before the trial jury, and that I felt he would be convicted.

I also told him that while my testimony would be the same as given at

the preliminary hearing that in view of the friendly feeling which had been engendered in me by reason of his letters and the conversations I would do what I could to have sentence postponed, or he be permitted to remain at large on parole.

Then on July 27th I wrote him a letter of which the following is a copy, to-wit:

"My Dear John:—Mr. Liljeqvist did not come over yesterday and I had a talk with him at the phone and asked him if any original law matters could be heard in vacation and he called my attention to the law passed at the last election by a vote of the people, stating that all criminal matters would have to be taken up before the grand jury in the manner prescribed thereunder.

"I think that when we talked you had an idea that the matter was in my hands, whereas the matter is in the hands of the law, as they say. From the testimony which was taken down I am satisfied that the grand jury will indict you and you should be ready to make whatever defenses you have and keep in communication with your attorney.

"After the trial, if one becomes necessary, then the court will hear anything which may be said in regard to circumstances which may have occurred since, such as the friendly letters which you have written me since your imprisonment, and later on the Governor might listen to circumstances of that character, but I am satisfied that the District Attorney will endeavor to convict you of the crime charged on the testimony already presented before the magistrate and that is in writing and whatever defense you have to make you will be afforded an opportunity to make it there. If your attorney approved of it I am satisfied that the District Attorney would allow you to make a statement before the grand jury, altho quite frequently the attorney for the defendant does not deem it wise for their client to do so and you had better consult him in regard to it.

As I said before the testimony taken before the magistrate, is in black and white, and I presume a copy of it will be submitted to the grand jury, or the same witnesses called and of course they will testify the same as they did before the magistrate.

"I have talked it over with your father and read him this letter and we both think it best you should know the actual condition of affairs and not be deceived by anything pleasant which he or I might write you. With kindest regards from your father and myself, I am, Yours sincerely, J. W. Bennett."

Shortly after this letter should have been received, he was admitted to bail and came to the city of Marshfield, where I reside, called me to the phone and said he would like to talk with me and I asked him to come to my office and he did so, and during my temporary absence he was in my private office and when I returned I closed the door and he and I had another friendly talk; and I am satisfied from the correspondence and conversations we have had that he thoroughly regrets what has taken place and he assures me he only knows from the testimony which was given on the stand, and he still positively asserts to me that his mind was a complete blank for the reasons which he gave at the trial, from nine o'clock of the morning of the assault until he awoke in the city prison and when he says he asked the Marshal where he was and later what he was there for.

I would further respectfully represent that since his conviction I have had a conversation with him in my office and we have talked in a friendly way at all times since and I would respectfully say to your honor in view of the letters and conversations that there is not within me the slightest ill feeling toward the defendant and I have thoroughly and fully forgiven him for what has occurred and for these reasons I respectfully ask your Honor to either postpone sentence or if you do sentence him then to permit him to be at large on parole.

I would further add that I believe

that the work of reform in cases of this kind will accomplish a great deal of good for society and I believe in this case your leniency, or that of the Governor, which I will also ask, will tend to make him a respected citizen so that he will be a blessing to his aged father, his brothers, and sisters, and his little boy, and for these reasons I respectfully ask that you extend all the leniency within your power to grant him and for which I most earnestly and sincerely ask, petition and pray your Honor.

Respectfully submitted
J. W. BENNETT

THURSDAY'S RAILROAD SNAPS RAILROAD TIES AT COST
4 Lots in Railroad Addition, close in, with large bungalow nearly new, for \$6,000 (Terms \$1,000 cash and \$50 per month.)

95x200, in South Marshfield, well improved part in bearing orchard and 10-room house. \$5,500 (Don't overlook this.)

Lot 90x100, corner Hall and 4th street, with 2 new dwellings \$5,500 (Easy terms.)

Corner 110x100 in Sengstacken Addition, fine Bay View. \$750
10 Lots in East Marshfield for \$800

90x100, corner 2nd and High \$1,200
Waterfront corner on Front street, 50x240 \$8,000
2,000 Acres coal land, per acre \$60

SEE TITLE GUARANTEE AND ABSTRACT CO. by Henry Sengstacken, Mgr.

NOTICE OF SALE.
I will receive sealed offers to purchase the Carrie Nasburg property being lots four and five in Block 27, Clement Plat at the corner of Broadway and Alder avenue, having a frontage of 50 feet on both Broadway and Second streets and one hundred and sixty-eight feet on Alder avenue. Bids to be opened September 25th, 1911 at noon.
J. D. McNEIL, Executor.

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CONDENSED STATEMENT OF COOS BAY FIRST NATIONAL BANK

At the Close of Business, September 1, 1911.

Resources.	
Loans and Discounts	\$209,719.62
Bonds and warrants	88,852.46
U. S. Bonds to secure circulation	25,000.00
Real estate, furniture and fixtures	81,472.94
Cash and sight exchange	160,031.90
Total resources	\$565,076.92
Liabilities.	
Capital stock	\$100,000.00
Surplus and undivided profits	6,886.26
Circulation	25,000.00
Deposits	433,190.66
Total liabilities	\$565,076.92

OFFICERS AND DIRECTORS:

W. S. Chandler, president; M. C. Horton, vice-president; Dorsey Kreitzer, Cashier; John F. Hall, John S. Coke, S. C. Rogers, W. U. Douglas, F. S. Dow, Wm. Grimes, W. P. Murphy.

STATEMENT OF CONDITION

Flanagan & Bennett Bank

MARSHFIELD, OREGON
At the close of business September 1st, 1911.

Resources.	
Loans and Discounts	\$397,393.93
Banking House	50,000.00
Cash and Exchanges	141,546.53
Total	\$588,940.46
Liabilities	
Capital Stock paid in	\$50,000.00
Surplus and Undivided Profits	54,165.72
Deposits	484,774.74
Total	\$588,940.46

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ALWAYS ON TIME
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D. R. G. W. LESLIE, Osteopathic Physician. Graduate of the American school of Osteopathy at Kirksville, Mo. Office in Eldorado Bldg. Hours 10 to 12; 1 to 4; Phone 161-J; Marshfield; Oregon.

D. R. C. C. TAGGART, Physician and Surgeon. Office 209-210 Coke Building. Phones: Residence 061; Office 1023

J. W. BENNETT, Lawyer. Office over Flanagan & Bennett Bank Marshfield Oregon

D. R. J. T. McCORMAC, Physician and Surgeon. Marshfield, Oregon. Office: Lockhart Building, opposite Post Office. Phone 105-J

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