

SHERIFF FATALLY SHOT

by Horse Thief While Held by Women in Lane County.

EUGENE, Or., Feb. 6.—Sheriff W. W. Withers, who was shot last night by Elliot Lyons, about 30 miles west of Eugene, is sinking fast from last reports and cannot survive the night.

The news of the occurrence reached here this morning about 9:30, being brought by Nate Chastaine, who was dispatched for a doctor and had traveled with all possible haste. His trip was impeded by a poor road, part of which was covered with two feet of snow.

The facts, as near as can be learned, are as follows: Lyons has been wanted several months for stealing horses in Josephine County last fall. He was arrested in that county, but escaped from the officers and has been at liberty several months. It has been reported at Lyons had made his boasts that he could never be taken alive.

Lyons had relatives in this county. His mother and two brothers lived on a Wildcat road just over the summit of the mountains, between Hales and Talton, 30 miles west of Eugene. There are also several sisters married, and the family has always been a good reputation, with the exception of Elliot, who has been known as a bad character. Sheriff Withers has been keeping a lookout for Lyons since notification of a crime in Josephine County, and has been of the belief that he would some day show up at the family home, where his wife has been staying.

Several days ago Withers thought he had located his man in the vicinity of a former home. Yesterday morning he left there early, taking with him Constable Jack Smith, with the intention of arresting his man. They drove out to a place, timing their trip so as to arrive there after dark.

Satisfying himself that Lyons was in the house, Withers sent Smith to the back door, where he was to prevent the escape of the quarry, while the sheriff himself entered the front door. Immediately upon entering the house the two women who were there, the mother and wife of Lyons saw what was up and it upon the Sheriff with womanly heat for the son and husband. They sized upon Withers as he was going to the next room, and prevented him from using his arms. While the Sheriff was in this predicament, Lyons stepped with a revolver in hand shot Withers and immediately rushed out at the door where the Sheriff had entered and made his escape, while Smith was waiting for him at the back door.

The bullet took effect in the neck and the nervous Sheriff fell to the floor as though dead. For a time his body was analyzed and he had no use whatever of his body, but after a time he recovered partial use of his limbs.

Seeing what had been done the family turned in and assisted Constable Smith in caring for the wounded man, and did everything possible for his comfort. Withers was perfectly clear in mind and gave directions to send for the doctor and wanted to start with him toward home.

Nate Chastaine started for Eugene to summon Dr. Paine, while Charles Lyons, brother of the man who did the shooting, hitched up and was getting ready to take the wounded man to Hales, a distance of six or seven miles.

Chastaine found the roads very bad and it took him until 9 o'clock this morning to reach Eugene. Upon arrival here with meager news the town was thrown into a state of excitement and various versions of the affair were soon afloat.

Deputy Fisk and Bawn immediately organized a posse and started in pursuit of the criminal, while others started for the scene of the shooting to do what they could in caring for the wounded man. Deputy Bawn started with a posse consisting of J. S. Stiles, R. M. Pratt, Wallace Chamberlain and George Hunter, who are looked upon as about the best man hunters in this city. They are heavily armed and go with a determination to bring back their prey.

The County Court was in session at the time the news arrived, and before the posse was started on the road, made an order offering a reward of \$500 for the delivery of Lyons, dead or alive.

Mrs. Withers, although not a strong woman physically, immediately engaged a team and started to her wounded husband, where she hopes to be of some assistance in nursing him.

Withers is Dead.

EUGENE, Or., Feb. 7.—Sheriff Withers died at Hale to-day at 11:22 a.m. The body was brought to Eugene, arriving at 9 o'clock this evening. An autopsy will be held to-morrow to locate the bullet. Elliot Lyons, the horse thief who shot Withers, is still at large. Lyons' wife was brought in to-day, arraigned and placed in jail.

Sheriff Withers lost consciousness about 5 o'clock last evening, and without rallying grew gradually weaker until the end came this morning. Mrs. Withers arrived 15 minutes before her dying husband became unconscious. Strong stimulants had been used to keep the Sheriff alive until her arrival. The poor woman is prostrate with grief.

Before Sheriff Withers lost consciousness he made a deposition regarding the affair before Justice C. K. Hall, which will be used as evidence against Lyons' father, mother and wife. The penalty for their crime is life imprisonment. The

posse arrested the family of Lyons yesterday and brought his wife to town, where she will be held for complicity in the crime. The aged mother and father were arrested, but left at home. The old lady is 72 years old, and is completely prostrated. The officers fear she will die, and for that reason did not care to take her into custody.

Standard Oil Gall.

WASHINGTON, Feb. 7.—It can be stated on authority that, unless the anti-trust legislation is at least reasonably satisfactory to the Administration, as enacted by the present Congress, President Roosevelt on the 5th of March will call an extraordinary session of the 58th Congress. The President himself has told members of Congress of his desires and of his determination in this regard. It is understood that the announcement was direct and unqualified.

It is further stated that the determination of the President was reached only after careful consideration of the strenuous efforts being made to defeat any anti-trust legislation by Congress. These efforts have covered a wide range. They were characterized today by one prominent Republican leader, to quote him directly, as "the most remarkable which I have ever personally known during my public life."

These efforts culminated during the past 36 hours, it is now declared, in direct appeals from the Standard Oil Company, through its president, John D. Rockefeller, to members of the Senate not to enact any anti-trust legislation at this time. No less than six United States Senators have received telegrams signed "John D. Rockefeller," urging that no anti-trust legislation be enacted. It has not been possible to obtain a copy of these dispatches which, it can be said are practically identical. Substantially they read as follows:

"We are opposed to any anti-trust legislation. Our counsel, Mr. \_\_\_\_\_, will see you. It must be stopped."

As stated, these telegrams (and it must be clear that only the substance, and not the exact wording is here given) were signed "John D. Rockefeller."

Yesterday morning one of the counsel for the Standard Oil Company arrived in Washington and called immediately on members of the Senate, as indicated in the telegram. He did not remain long. Scarcely had he made known his business when he was informed, a bit curtly, that his presence here was undesirable, and he left with an intimation that he would return to New York.

During the afternoon information concerning the receipt of the message leaked out and became the subject of some quick cloakroom discussion at the Senate. The news also reached the House, some of the prominent Representatives learning the gist of the dispatches. Then it became known that this was not the first that the Standard Oil Company, through its attorneys, had endeavored to influence legislation in Congress at this session. The attorneys for the company, it is said, had opposed vigorously the enactment of the measures submitted by Attorney-General Knox to the subcommittee of the House judiciary committee.

Tillamook Weather Report for Jan.

Table with columns: Jan., Temperature (Max., Min., Mean), Rain-fall. Data for January 1-31.

Sum. 1575 ... 1176 ... 1384 ... 27.03
Mean 50.8 ... 37.9 ... 44.7 ...
SUMMARY.—Mean temp., 44.7; Max. temp., 60.0; date, 13th. Min. temp., 29.0; date, 15th. Total precip., 27.03 inches; snowfall, 5.50 in.; number of days clear, 6; partly cloudy, 1; cloudy, 24. Date of frost—Light, 10 to 15; Killing, 15. Dates of hail, 25th, to 31st. Sleet, 27th, 28th, 30th; th. storm, 29th; auroras, 0. Prevailing wind—Direction S.E. Remarks, Lolar Halo 4, 7, 15. Lunar Halo, 5, 14, 13 stormy days. \*Including rain, hail, sleet, and melted snow. †From maximum and minimum readings.

Capt. Joseph J. Dawson, Voluntary Observer.

How's This? We offer One Hundred Dollars Reward for any case of Catarrh that cannot be cured by Hall's Catarrh Cure. F. J. CHENEY & CO., Props., Toledo, O. We, the undersigned, have known F. J. Cheney for the last 15 years, and believe him perfectly honorable in all business transactions and financially able to carry out any obligations made by their firm. WEST & TARAK, Wholesale Druggists, Toledo, O. WALKING, KINMAN & MARVIN, Wholesale Druggists, Toledo, O. Hall's Catarrh Cure is taken internally, acting directly upon the blood and mucous surfaces of the system. Testimonials sent free. Price 75c per bottle. Sold by all Druggists. Hall's Family Pills are the best.

HEADQUARTERS FOR DAIRYMEN'S SUPPLIES AND STEEL STOVES & RANGES. We carry a Large Stock of Hardware, Tinware, Glass and China, Oils, Paint, Varnish, Doors, Window Sashes, Fine Line of Choice GROCERIES. Agents for the Great Western Saw. McINTOSH & McNAIR, The Most Reliable Merchants in Tillamook County.

TILLAMOOK COUNTY BANK. (INCORPORATED). TILLAMOOK CITY, ORE. PAID UP CAPITAL, \$10,000. A GENERAL BANKING BUSINESS. Directors:—M. W. HARRISON, W. W. CURTIS, B. L. EDDY. Cashier:—M. W. HARRISON. Liberal Prices Paid for gilt edge securities of all kinds.

NOTICE FOR PUBLICATION. Department of the Interior, Land Office at Oregon City, Ore., February 7th, 1903. Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Register and Receiver, at Oregon City, Oregon, on March 23rd, 1903, viz: H. E. No. 1162, for the lots 9, 10 and 11, Sec 34, Twp 12 N., R. 7 W., and Sec 35, Twp 12 N., R. 7 W., section 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.

NOTICE FOR PUBLICATION. Department of the Interior, Land Office at Oregon City, Ore., February 6th, 1903. Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Register and Receiver, at Oregon City, Oregon, on Tuesday, the 28th day of April, 1903. H. E. No. 6024, for the purchase of the lots 1, 2, 3 and 4, of section No. 3, in Township No. 1 South, Range No. 8 West, and will offer proof to show that the land sought is more valuable for agricultural purposes, and to establish his claim to said land before the Register and Receiver at this office on or before said 28th day of April, 1903. CHARLES B. MOORES, Register.

NOTICE IS HEREBY GIVEN: That the undersigned has been appointed administrator of the estate of P. F. DUGHAM, by the County Court of the State of Oregon for Tillamook County, and all persons having CLAIMS against said estate are hereby required to present them to me in the manner required by law within six months from the date of this notice. Dated at Clatskanie, Oregon, this 10th day of February, 1903. FRANK WORTHINGTON, Administrator. A. W. SEVERANCE, Attorney for Estate.

Notice. Red Shoe House. For the next Sixty Days we will SELL our BOOTS and SHOES at COST. To make room for our summer goods. It is our desire to call attention to the superiority of the goods we handle. Our motto being quality, reasonable prices. No shoddy goods in stock.

P. F. BROWNE, Agent. Image of a shoe.

TIMBER LAND, ACT JUNE 3, 1878.—NOTICE FOR PUBLICATION. United States Land Office, Oregon City, Oregon, January 28th, 1903. Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada and Washington Territory," as extended to all the Public Land States by act of August 4th, 1892. Of Nehalem, county of Tillamook, State of Oregon, has this day filed in this office his sworn statement No. 5971, for the purchase of the Sec 14 of Sw 1/4, sec. 6 and Sw 1/4 of Sw 1/4 section No. 5, in Township 2 North, Range No. 9 West, and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish his claim to said land before the Register and Receiver of this office at Oregon City, Oregon, on Monday, the 13th day of April, 1903. He names as witnesses: Louis Smith, Edwin Smith, of Hillsboro, Or.; Steven Smith, Herbert Ross, of Nehalem, Or. Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 13th day of April, 1903. CHAS. B. MOORES, Register.

TIMBER LAND, ACT JUNE 3, 1878.—NOTICE FOR PUBLICATION. United States Land Office, Oregon City, Oregon, January 28th, 1903. Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada and Washington Territory," as extended to all the Public Land States by act of August 4th, 1892. Of Oregon City, county of Clatskanie, State of Oregon, has this day filed in this office his sworn statement No. 6020, for the purchase of the Sec 14 of Sw 1/4, Ne 1/4 of Sw 1/4 and W 1/2 of Sw 1/4 of Sec. 2, in Township No. 3 North, Range No. 9 West, and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish his claim to said land before the Register and Receiver of this office at Oregon City, Oregon, on Saturday, the 15th day of April, 1903. He names as witnesses: Charles W. Mead, John W. Neudel, George H. Neudel, of Portland, Oregon; Jack Mandershek, of Hillsboro, Oregon. Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 15th day of April, 1903. CHAS. B. MOORES, Register.

NOTICE FOR PUBLICATION. Department of the Interior, Land Office at Oregon City, Ore., January 17th, 1903. Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before County Clerk of Tillamook County, at Tillamook, Oregon, on February 28, 1903, viz: H. E. No. 1108, for the N 1/2 NW 1/4 sec. 27, & SE 1/4 SW 1/4 & SW 1/4 SE 1/4 sec. 23, Twp. 3 S., R. 9 W. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: Hansen Jensen Wm. N. Bays, Emanuel T. Snares, Edward Kinsman, of Beaver, Oregon. CHAS. B. MOORES, Register.

T. SARCHET, Tailoring Establishment, TILLAMOOK CITY, ORE. GENTLEMEN—Thanking you for past favors, I beg to say that I have moved into my new store next to C. Ben Riesland's. If you wish to see all the choice line of Suits and up-to-date Patent's to choose from kindly give me a call. All Suits cut and made in the shop at Tillamook. P.S.—Pressing, cleaning and repairing of all kinds done.

T. SARCHET, Merchant Tailor.

Sewing Machines. Now is the time to buy a new Sewing Machine for \$22.00, with drop head and all the latest improvements at McINTOSH & McNAIR'S. It is the BONITA SEWING MACHINE, and they range in price from \$22 to \$35, with ball bearings. They are little beauties, perfectly made and something new on the market. These machines are a better article than the peddlars are charging \$65 and \$75 for.

NOTICE FOR PUBLICATION. Department of the Interior, Land Office at Oregon City, Ore., January 28th, 1903. Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Register and Receiver, at Oregon City, Oregon, on March 9, 1903, viz: CHARLES H. NORTHRUP, H. E. No. 1283, for the E 1/2 Sec 14, Sw 1/4 Sec 14 and Sec 14 Sw 1/4, section 20, Twp. 2 N., R. 7 W. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: W. J. Smith, of Wilson, Oregon; G. O. Nolan, of Tillamook, Oregon; Isaac Smith, of Glencoe, Oregon; Fred A. Northrup, of Glencoe, Oregon. CHAS. B. MOORES, Register.

TIMBER LAND, ACT JUNE 3, 1878.—NOTICE FOR PUBLICATION. United States Land Office, Oregon City, Oregon, December 22nd, 1902. Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada and Washington Territory," as extended to all the Public Land States by act of August 4th, 1892. Of Olney, county of Clatsop, State of Oregon, has this day filed in this office his sworn statement No. 5961 for the purchase of the lots 1, 2 and 4 of section No. 5, in Township No. 3 North, Range No. 7 W, and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish his claim to said land before the Register and Receiver at this office at Oregon City, Oregon, on Monday, the 9th day of March, 1903. He names as witnesses: John Wherry, Joseph Adams, of Elsie, Or.; Walter Harrison, Fred L. Norman, of Olney, Ore. Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 9th day of March, 1903. CHAS. B. MOORES, Register.

TIMBER LAND, ACT JUNE 3, 1878.—NOTICE FOR PUBLICATION. United States Land Office, Oregon City, Oregon, December 28th, 1902. Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada and Washington Territory," as extended to all the Public Land States by act of August 4, 1892. MARY J. GOODSPEED, Of Tillamook, county of Tillamook, State of Oregon, has this day filed in this office her sworn statement No. 5975, for the purchase of the Sec 14 of Section 7, in Township 1 N., Range 7 W., and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish her claim to said land before the County Clerk of Tillamook County, Oregon, at Tillamook City, Oregon, on Friday, the 20th day of February, 1903. She names as witnesses: George W. Mead, Peter F. Fuchman, of Bay City, Oregon; Ace M. Hare, Daniel E. Goodspeed, of Tillamook, Oregon. Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 20th day of February, 1903. CHAS. B. MOORES, Register.

TIMBER LAND, ACT JUNE 3, 1878.—NOTICE FOR PUBLICATION. United States Land Office, Oregon City, Oregon, January 19th, 1903. Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada, and Washington Territory," as extended to all the Public Land States by act of August 4, 1892. Of Portland, county of Multnomah, State of Oregon, has this day filed in this office his sworn statement No. 5953, for the purchase of the Sw 1/4 Sw 1/4, W 1/2 Sw 1/4 and Sw 1/4 Sw 1/4 of section 12, Township 1 N., Range 9 W, and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish his claim to said land before the Register and Receiver of this office at Oregon City, Oregon, on Saturday, the 8th day of March, 1903. He names as witnesses: Charles W. Mead, George H. Neudel, John Neudel, Albert W. Mills, of Portland, Oregon. Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 8th day of March, 1903. CHAS. B. MOORES, Register.

NOTICE FOR PUBLICATION. Department of the Interior, Land Office at Oregon City, Ore., January 28th, 1903. Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the County Clerk of Tillamook Co., at Tillamook, Oregon, on February 23rd, 1903, viz: THORNDORE P. BOWLBY, H. E. No. 1209, for the N 1/2 Sw 1/4, S 1/2 Sw 1/4 and Sw 1/4 Sw 1/4, sec. 24, Twp. 1 N., R. 8 W. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: Robert Fullerton, John W. Jennings, George B. Lamb, of Tillamook, Or. CHAS. B. MOORES, Register.

NOTICE FOR PUBLICATION. Department of the Interior, Land Office at Oregon City, Ore., January 20th, 1903. Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Register and Receiver, at Oregon City, Oregon, on March 9th, 1903, viz: H. E. No. 1318, for the S 1/2 Sw 1/4, sec. 13, Twp. 2 N., R. 7 W. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: Walter J. Smith, of Wilson, Oregon; Isaac Smith, of Glencoe, Oregon; C. H. Northrup, of Glencoe, Oregon; G. O. Nolan, of Tillamook, Oregon. CHAS. B. MOORES, Register.

BANK OF C. & E. Thayer. General Banking and Exchange business. Exchange on England, Belgium, Germany, Sweden, and all foreign countries. TILLAMOOK, ORE.

Professional Cards. B. L. EDDY, ATTORNEY-AT-LAW, TILLAMOOK OREGON.

W. H. COOPER. H. T. BOTTS. COOPER & BOTTS, ATTORNEYS-AT-LAW, Complete set of abstracts. Office upstairs, North of Tillamook County Bank. TILLAMOOK OREGON.

T. H. GOYNE, ATTORNEY-AT-LAW, Office: Opposite Court House, TILLAMOOK OREGON.

CLAUDE THAYER, ATTORNEY-AT-LAW, TILLAMOOK OREGON.

CARL HABERLACH, ATTORNEY-AT-LAW, Deutscher Advokat, Office across the street and north from the Post Office.

ROBERT A. MILLER, ATTORNEY-AT-LAW, Oregon City, Oregon. Land Titles and Land Office Business a Specialty.

A. W. SEVERANCE, ATTORNEY-AT-LAW, TILLAMOOK OREGON.

DAVID WILEY, M.D., PHYSICIAN, SURGEON AND ACCOUCHEUR, All calls promptly attended to. TILLAMOOK OREGON.

J. S. STEPHENS, Real Estate, Insurance and Agent for the Northwest School Furniture Co., also Notary Public. OFFICE IN OLSEN BLOCK.

I. M. SMITH, M.D., PHYSICIAN AND SURGEON, Office in Todd's Building. TILLAMOOK OREGON.

CLAUDE THAYER, Agent for Fireman's Fund and London and Lancashire Fire Insurance Companies. Tillamook OREGON.

FOUR ABSTRACTS OF TITLE. GO TO TILLAMOOK ABSTRACT AND TRUST CO.

THOS. COATES, Pres. B. L. EDDY, Sec. WM. GALLOWAY. GILBERT L. HEDGES. HEDGES & GALLOWAY ATTORNEYS-AT-LAW. Make a specialty of Land Office Business. OFFICE IN WEINHARD BUILDING, Room 1 and 2, OREGON CITY, ORE.

LATIMER, BROS., BARBER AND HAIRDRESSER. SHAVING, HAIR CUTTING SHAMPOOING, ETC. Electric Baths nicely fitted up. Good for persons suffering with rheumatism.