

THE EDITOR BOUND OVER.

Deputy District Attorney Refused to Have Anything to do with the Case.

Fred C. Baker, editor of the Tillamook Headlight, was given a hearing before Justice Sappington on Monday afternoon, who was arrested for illegal practice in printing an election circular for the law and order advocates in the recent city election, charging him with writing, printing and circulating the same.

On the return of Deputy District Attorney W. H. Cooper to the city, he positively refused to have anything to do with the case, so it devolved upon Attorney Talmage, who had interested himself in having the editor arrested, and who was appointed by the court, to prosecute the case.

A copy of the Headlight and a copy of the circular was introduced as evidence and several witnesses were put on the stand to prove the circulation of the circular, after which Attorney Botts asked that the case be dismissed for the reason that the deputy district attorney had not been consulted with and who even now refused to prosecute. He said the law was unconstitutional, which every lawyer of any repute acknowledged to be case, and that it was only adding cost to the county and a fee for Attorney Talmage to proceed with it.

Mr. Botts also said that the prosecution had jumped in during the temporary absence of Mr. Cooper, which showed that it was animus which prompted the prosecution, and he did not want to see the county put to the expense of trying out in the courts this absurd law, and he pointed out several places where it is absurd. Mr. Botts told the court of the circumstances in which Mayor Rogers, of Salem, who intentionally violated this law with the purpose of being arrested and testing the law, but District Attorney McNary refused to prosecute and put the taxpayers of Marion to the expense of trying it out in the courts, because the law was so ridiculous.

Attorney Talmage claimed that the accused should be bound over, and the justice took the matter under advisement.

Justice Sappington, who looked upon the law as a humbug, bound the editor over to the grand jury on Tuesday.

Tillamook Snags Removed.

From the Engineer's Report. Tillamook Bay and Bar—At the beginning of the fiscal year the work of snagging with the Government plant on Hoquarton slough was in progress, and continued until about August 1, between Tillamook City and Memorial Point. This stretch was thoroughly snagged, and approximately 136 large snags and 1910 small snags and trees were removed from the channel.

The use of the dredge by private citizens for the removal of a rock heap in Wilson River was authorized by the department, and this work was done during August and September, all expenses of operation being paid by the people interested. The dredge was also loaned, under authority of the department, for deepening the channel in Hoquarton Slough above the county bridge. This work was intermittently carried on during December and January, after which the plant was laid up for the winter.

With the funds provided by the act of March 3, 1906, it is proposed to snag and redredge the shoals to the projected depth of nine feet, and at the close of the year a new bucket for the dredge had been ordered and the work of overhauling the plant commenced.

The controlling dikes constructed in former years in Tillamook Bay, are more or less in need of repair, and as the channel requires annual dredging and snagging additional funds will be required. It is estimated that \$10,000 can be profitably expended in the next two years in making repairs to these dikes and in maintaining the improved channel.

For that Dull Feeling After Eating.

I have used Chamberlain's Stomach and Liver Tablets for some time, and can testify that they have done me more good than any tablets I have ever used. My trouble was a heavy dull feeling after eating.—DAVID FREEMAN, Kempf, Nova Scotia. These tablets strengthen the stomach and improve the digestion. They also regulate the liver and bowels. They are far superior to pills but cost no more. Get a free sample at Lamar's Drug Store and see what splendid medicine it is.

Mrs. S. Joyce, Claremont, N. H., writes: "About a year ago I bought two bottles of Foley's Kidney Remedy. It cured me of a severe case of kidney trouble of several years standing. It certainly is a grand, good medicine, and I heartily recommend it."—Chas. I. Clough.

The comptroller of the currency announces that one man in every three has a bank account. Are you a one-third or a two-third?

TILLAMOOK WINS.

In Interscholastic Debates at Tillamook and Nehalem.

On Saturday evening the debating teams of Tillamook High School and the Nehalem High School met to debate upon the question "Resolved, that life imprisonment, with restricted power of pardon, should be substituted for capital punishment in Oregon." The affirmative team of the Tillamook High School and the negative team of the Nehalem High School met in the opera house, in this city, and the negative team of the Tillamook High School and the affirmative team of the Nehalem High School met at Nehalem on the same evening. The teams are composed of:

Tillamook (affirmative).—Oscar Aschim, Robert Stillwell and Eliza Dawson.

Nehalem (negative).—Oscar Effenberger, Herman Schollmeyer and Agnes Zaddach.

Tillamook (negative).—Clyde Dawson, Myron Blanchard and Elsie Lamb.

Nehalem (affirmative).—Laura Tohl, Ansel Lommen and Martha Alley.

In the debate in this city Oscar Aschim led off for Tillamook in a rattling good speech, and although somewhat stiff in his manner of delivery, did remarkably well, as did also Robert Stillwell. He proved himself a capital talker with good logic in his argument. Miss Eliza Dawson, the leader of the team, was the most effective talker, and did so with masterly effect, and in rebuttal she answered almost every argument put up by the opposite side in a neat manner.

Oscar Effenberger was the first speaker for Nehalem, and although he had a most pleasant manner of making his points and quoting Mosaic law, his most effective arguments were letters he had received from judges to prove his side of the question. He, however, lacked the training in debate that was noticeable in the Tillamook team, as did also Miss Agnes Zaddach, who relied too much upon their note books. With a little more training Miss Zaddach will make a good debater, for her most telling points were made when she was not reading from the note book.

Herman Schollmeyer talked with an ease and did not rely nearly so much upon his note book as the others. Effenberger made the rebuttal, and still quoted scripture and read an extract from a letter from Judge Burnett, but before he could get through with his rebuttal his time was exhausted.

The Tillamook team was by long odds the best team, but with a little more practice the Nehalem team will prove a strong one. Two of the judges gave a decision in favor of Tillamook and one in favor of Nehalem.

In the debate at Nehalem the Tillamook team had a unanimous decision in its favor.

Body of Unknown Found

ASTORIA, Or., December 17th.—Coroner Gilbaugh arrived tonight with the body of a man found on the ocean beach below Arch Cape. The body is supposed to be that of Henry Wickman, the member of the Garibaldi life saving crew who was drowned while rescuing passengers from the wrecked steamer Argo.

It is now considered doubtful if the body is Wickman's and it is believed to be Martin Anderson, the Argo's fireman, who was swept overboard. The body is badly mutilated, the head having disappeared. The only means of identification are some tattoo figure on the arms and Wickman's brother says he had no such marks. Another brother at Empire City is being communicated with but he cannot be heard from till tomorrow.

DELIVERY SYSTEM CHANGES

Beginning, Monday, December 20th, the town will be divided into four divisions:

That part east of Second Ave. East and South of Fifth street will be known as division (1).

Fifth street and north will be division (3).

West of Second Ave. East and North of Fourth street will be division (2).

South of Fourth street and West of Second Ave. East, will be division (4).

Wagon Starts in Division. No. 1—At 9:00 a.m. and 3 p.m. No. 2—At 9:45 a.m. and 3 p.m. No. 3—At 10:30 a.m. and 4 p.m. No. 4—At 11:15 a.m. and 5 p.m.

Early delivery of meat in divisions Nos. 2, 3 and 4, at 8:30 a.m., and in division No. 1 at 9:00 a.m.

J. W. MADDEX.

Again experts say there is a limit to railway and steamship speed. They should prudently omit to fix it, for new records have been a feature of 1909.

An international agricultural show is open in Rome, Italy. It will be easy by watching the crowd to tell where the American farming machinery is located.

Tillamook County.

By Frederick V. Holman.

Tillamook County was created December 15, 1853. It comprised parts of the western portions of Yamhill and Clatsop counties and possibly, of Polk County.

As an instance of how loosely the boundary lines of counties were described in acts of the Legislature, in early days, the description of the boundaries of Tillamook County as giving in the Legislative act creating that county: "All that portion of Yamhill and Clatsop counties embraced within the following boundaries, to-wit: Commencing at a range of hills near the Pacific Ocean, north of the Nehalem River, known as Saddle Mountain, thence east following the summit of said range of hills to the summit of the Coast range of mountains, to the southern boundary of Polk County, thence due west to the Pacific Ocean, thence along the seashore to place of beginning."

Possibly instead of the southern northern boundary of Polk County was intended, for the latter is the southern boundary of Yamhill County, and Polk County is not otherwise mentioned as having a portion of it included in Tillamook County.

Its name was derived from a small tribe of Indians, whose habitant was near and south of Tillamook head. In the original journals of Lewis and Clark the name is spelled "Kilamox" and "Killamuck." In Patrick Gass' Journal, page 200, he spells it "Callemoux" and, page 274, "Cal-mex." In Coues' Henry and Thompson's Journal, volume 2, page 888, it is spelled "Callemex." In other early books of Oregon it is spelled in different ways: "Killimux," in Ross' Adventures, page 87; "Killamook," in Slacum's Report, page 42, House Report 101, 25th Congress, third session; "Killemook," in Townsend's Narrative, page 175; "Kilemook," in Lee and Frost's Ten Years in Oregon, page 307; "Killamuck," in Warre and Vavasov's Census as printed in Martin's Hudson's Bay Territories, and "Kilamook," as printed in Schaefer's article in Oregon Historical Quarterly, March, 1909, page 61; "Killimus," in Duffot de Mofras' Exploration, volume 2, page 335; and "Killamook," in Palmer's Journal, page 105.

A. N. Armstrong, for several years a Government Surveyor in Oregon, published a book entitled "Oregon," in 1857. In this book, page 74, he calls the bay Tillamook. On page 101 he calls the Indians "Tillamooks (or Killamooks)." These are the earliest mentions I have found in early books on Oregon of the name Tillamook.

I have been unable to ascertain when the name was changed to begin with "t" instead of a "k." Judging from the date of books, mentioning the name, it was about or after the time the county was created.

Christmas Program.

On Friday evening, December 24, at the Church of Christ, the following program will be given. The public is invited.

CANTATA: "THE COMING KING." Song by the School, Invocation.

Speech of welcome—Paul Zimmerman.

"Come Away Mousie," Eddie Glad. Recitation, Ard Hove.

"Santa Claus and the Brownies," Gail Buel.

"Grandma's Mistake," Ella Glad. Song by the School.

"Is There Room," Edith Bennett, "Stocking Brigade," Primary Class.

"The Christmas Sunday School Boy," Paul Burke.

Song by the School. "Christmas Time," Rosie Busby. Recitation, Inez Busby.

Song by Elsie and Ella Glad. Troubles, Evelyn Hoag.

Recitation by Howard Harris. "The Bells Across the Snow," Elsie Glad.

Song by the School. "Christmas Cheer," Primary Class.

"Lady Hildegard," Alma Glad. "My Christmas Dolly," Elna Sanders.

Dialogue, Reuben and Victor Glad and Gail Buel.

Song, Ella and Elsie Glad. Song by the School.

For Eczema, Tetter and Salt Rheum.

The intense itching characteristic of these ailments is almost instantly allayed by Chamberlain's Salve. Many severe cases have been cured by it. For sale by Lamar's Drug Store.

Since 1900 the number of banks in the United States has doubled and deposits have increased 94 per cent. By way of a fair deal make Christmas twice as big.

Talking about gunpowder as a means of settling social problems is an easy way to unsettle several things but an uneasy way to settle anything under the sun.

Fighting For The Road Tax Money.

[TO THE EDITOR OF THE TILLAMOOK HEADLIGHT.]

Your editorial in last week's issue, headed, "Fighting for the Road Tax Money," is one that ought to appeal strongly to the readers of your paper and the taxpayers of the county, and if there was more news published concerning the acts of our public officials in expending the taxpayers' money, perhaps there would be much less of it squandered.

If the county has retained money which according to law should have turned over to the city, the city should recover it; but one redeeming feature of that condition is that such money has been spent for the benefit of the people of the whole county by putting it upon the public roads. Tillamook City, containing as it does about one-fifth of the population of the whole county, has shared in such benefits inasmuch as a goodly portion of such money was expended in keeping in repair all of the roads leading to the city.

It has often been a puzzle to the farmers of our county to understand the attitude of the city towards the county. If the roads leading to the city are kept in first-class condition the farmer can easily haul his products to market, and the better the roads the more he raises, the oftener he comes to town, the more trading he does, and consequently the more of his money the city business man gets, and it would seem to be good business sense for the business man of the city to spend some of his money in building up the roads leading to the city in order to bring to his door this increase of trade; but unfortunately the attitude of the city too often has been to see how much they can get out of the hayseeds, (as they call the farmers), at the least expense.

But aside from this, if your article is correct, the men who have been at the head of the city government during the past year have agreed to pay the city attorney, in addition to his regularly salary, upon a suit brought to recover such tax money 35 per cent of all moneys recovered, or upwards of \$3000.00 providing the city wins out in such suit.

No doubt there are in Tillamook City six or eight competent attorneys who would have been glad to have brought such suit and carried it through for a fee of \$250.00. If this is true, then the city council and mayor will be practically making such attorney a gift of at least \$2,500.00 providing the city wins such case.

But suppose we view this liberality from another standpoint. Such attorney in conducting said suit will give of his time in doing all that is necessary about one month or less, even should the same be appealed to the Supreme Court, for which he is to receive \$3,000.00. The ordinary workman gets about \$3.00 per day, at which wage it would take him one thousand days, or two years and nine months to earn the sum of money which this attorney in addition to his regular salary earns in 30 days or less. Is it any wonder that Socialism is spreading so rapidly throughout our land when those who are elected to office by the people betray their trust in this manner so often and yet scarcely any notice taken of it?

An investigation into this matter prior to the city election might have resulted in the overthrow of some of the worthies who have been so highly lauded in the last issue of the "Herald" for their past great services to the city. TAXPAYER.

After exposure, and when you feel a cold coming on, take Foley's Honey and Tar, the great throat and lung remedy. It stops the cough, relieves the congestion, and expels the cold from your system. Is mildly laxative.—C. I. Clough.

More Danville Proof.

Jacob Schraill, 432 South St., Danville, Ill., writes: "For over eighteen months I was a sufferer from kidney and bladder trouble. During the whole time was treated by several doctors and tried several different kidney pills. Seven weeks ago I commenced taking Foley's Kidney Pills, and am feeling better every day and will be glad to tell anyone interested just what Foley's Kidney Pills did for me.—C. I. Clough.

Ill Health is More Expensive Than any Cure

This country is now filled with people who migrate across the continent in all directions seeking that which gold cannot buy. Ninety-ninths of them are suffering from throat and lung trouble or chronic catarrh resulting from neglected colds, and spending fortunes vainly trying to regain lost health. Could every sufferer but undo the past and cure that first neglected cold, all this sorrow, pain anxiety and expense could have been avoided. Chamberlain's Cough Remedy is famous for its cures of colds, and can always be depended upon. Use it and the more serious diseases may be avoided. For sale by Lamar's Drug Store.

ARGO IS REPLACED.

Franklin & Co. Purchase Golden Gate.

Franklin & Co., managers of the Tillamook Bay Transportation Company, have purchased the steamship Golden Gate and will place the vessel on the run between Portland and Tillamook within ten days. The deal was closed yesterday afternoon after the vessel had been lifted on the drydock at Seattle and thoroughly inspected. The Golden Gate will be equipped and sent to Portland the first part of next week.

The Golden Gate is a craft of 59 net tons burden and was built for a fishing boat at Sausalito in 1891. She measures 104 feet in length, 19.5 feet beam and 8.8 feet depth of hold. The Golden Gate will take the place of the steamship Argo, which was lost November 23 while attempting to cross the Tillamook Bay bar. The vessel is smaller than the Argo and is not fitted for the accommodation of passengers. Berths will be installed later. It is announced that a large amount of freight is awaiting the arrival of a new ship and the managers of the Franklin Company are anxious to have the Golden Gate on the run as soon as possible.

Options were held on a number of craft, but the one most suited for the Tillamook trade was the Golden Gate. She was lifted at Seattle yesterday and the hull was found to be in first-class condition. The intention of the owners is to operate the craft on a five-day schedule out of Portland during the winter months and twice a week during the summer.

The Independent Church.

[TO THE EDITOR TILLAMOOK HEADLIGHT.]

The mission of a church is to settle man's destiny. One idea is the responsibility rests upon ourselves, the other upon Christ the Saviour.

The Independent Church takes the sides that God does not look to us to save ourselves, that He has provided a Saviour who has complied with all the requirements of God. It is up to us whether we assent to this proposition, known as faith, or whether we take the opposite side and attempt to save ourselves which constitutes unbelief.

The man who undertakes to save himself is confronted by an impossibility from start to finish, the debt, the burden, the sacrifice was paid and borne once for all a complete salvation.

The contention is whether we are to enjoy the glory ourselves or give the glory to the Saviour of the world. It is said "No cross, no crown." Christ bore the cross, he is to wear the crown.

If a man is to save himself he might as well be born without a Saviour.

We agree to differ with other churches on this ground that instead of trying to do or undo something we trust our case entirely to his grace, the Saviour of men. There is no demonstration required, every man knows within himself whether he is willing to risk his eternity with the Saviour of sinners, or whether he wishes to save himself.

It is either been done or it is all to do, no half way or compromise. We either look to Christ for redemption and rest our case for final decision with him, or we are striving to meet our obligations.

With us it is not a question of merit or demerit, but trust or distrust. The blood of Christ did or did not atone for my sins, both past, present and future. His righteousness is or is not accredited to me.

Just as plainly as the Bible sets our obligations to God, just so plain does it show that Christ satisfied every demand.

The Sabbath day was settled by his fulfilling the law that made it obligatory.

When a man is right he acts from will without premeditation, he is at liberty to do as he chooses. The grace of Jesus Christ is the only thing in the universe that can substantiate a man in that course of life, and that every man enjoys that is a confirmed believer in the Christ that saves. J. C. GOVE.

Foley's Honey and Tar is the best and safest cough remedy for children. At the first symptoms of a cold, give as directed, and ward off danger of croup, bronchitis, sore throat, cold in the head and stuffy breathing. It brings comfort and ease to the little ones. Contains no opiates, or other harmful drugs. Keep always on hand and refuse substitutes.—C. I. Clough.

Hexamethylenetetramine.

The above is the name of a German chemical, which is one of the many valuable ingredients of Foley's Kidney Remedy. Hexamethylenetetramine is recognized by medical text books and authorities as a uric acid solvent and antiseptic for the urine. Take Foley's Kidney Remedy as soon as you notice any irregularities and avoid a serious malady.—C. I. Clough.

Notice of Final Account.

NOTICE IS HEREBY GIVEN—that the undersigned has filed in the County Court of the State of Oregon, in the matter of the estate of CASPER SCHLAEPPI, deceased, and that said Court has fixed Monday, January 30, 1910, at the hour of 10 o'clock a.m. of said day, as the time for hearing objections to said final account and the settlement thereof.

HABETTA SCHLAEPPI, Administratrix. Carl Haberlach, Attorney for Administratrix. First publication November 25th, 1909.

Administrator's Sale.

In the County Court of Tillamook County, State of Oregon.

In the matter of the estate of Thomas B. Bowles, deceased.

To whom it may concern: NOTICE IS HEREBY GIVEN.—That in pursuance of an order of the County Court of Tillamook County, Oregon, made on the 9th day of December, 1909, in the matter of the estate of THOMAS B. BOWLES, deceased, the undersigned, administrator of said estate will sell at private sale, subject to confirmation by said court, the following described real property, to-wit: The North west quarter of the South west quarter and Lots 10 and 11, of section 29, Township Four South of Range 10 West of the Willamette Meridian in Oregon, containing 115 acres more or less. All in Tillamook County, State of Oregon.

Said sale will be made on Saturday, the 8th day of January, 1910. Dated December 9th, 1909. T. J. BOWLES, Administrator.

Summons.

In the Circuit Court of the State of Oregon, for Tillamook County.

Francis G. Bailey, Plaintiff,

vs. Charles A. Bailey, Defendant.

To Charles A. Bailey, the above named defendant:

In the name of the State of Oregon.—You are hereby required to appear and answer the complaint filed against you in the above entitled suit on or before the 28th day of January, 1910, and if you fail so to appear or answer for want thereof, the plaintiff will apply to the above entitled court for the relief prayed for in her complaint now on file herein, to-wit:

For a decree of this court dissolving the bonds of matrimony now existing between plaintiff and defendant, for the care, control and custody of the minor children named in said complaint; and that defendant be required to pay defendant's costs of \$5 per month since the month of December, 1903, and the further sum of \$5 per month for each of said children, since the said December, 1903, and for the costs and disbursements herein.

This summons is published in the Tillamook Headlight for six consecutive weeks, the order of the Hon. Geo. H. Burnett, Judge of said court, which said order was made in open court in the city of Tillamook, Tillamook County, State of Oregon, on the 15th day of November, 1909. The first publication of this summons will be made on the 15th day of December, 1909, and the last on the 27th day of January, 1910.

A. W. SEYMOUR, T. H. GOVNE, Attorneys for Plaintiff.

Notice.

Notice is hereby given that the County Court of Tillamook County, Oregon, will receive bids for the construction of the third mile of the Netarts Road, according to the locating survey, and said bids to be in accordance with the plans and specifications now on file with the County Clerk.

A certified check equal to 5 per cent of the amount of the bid must accompany each bid as a guarantee that the bidder will execute a bond for the completion of the contract if awarded the same.

All bids must be filed in the office of the County Clerk of Tillamook County, on or before 9 o'clock a.m. Wednesday the fifth day of January, 1910. The County Court reserving the right to reject any and all bids. By order of the County Court. J. C. HOLDEN, County Clerk.

Stung For 15 Years

by Indigestion's pangs—trying many doctors and \$200.00 worth of medicine in vain, B. F. Ayscue, of Ingleside, N.C., at last used Dr. King's New Life Pills, and writes they wholly cured him. They cure Constipation, Biliousness, Sick Headache, Stomach, Liver, Kidney and Bowel troubles. 25c. at Chas. I. Clough's.

Now that the Danes have the Cook records it may not be long until they will have something to tell us in exchange for all we have talked of telling them.

Even the New York Sun must admit that a "Gun Shoe State." Missouri has left a large number of large footprints on the sands of time.



A Pure Aluminum 35c Sauce 10c Pan for... 10c

A SPECIAL BARGAIN

Try one and see how you can cook without scorching or burning food. It is light in weight and looks like silver. It doesn't tarnish. No enamel to chip off into the food. Cooks in one-fourth of the time ordinarily required.

The genuine "1892" Pure Aluminum can always be told by the Maltese Cross. Every piece guaranteed or your money back. Be sure and buy one from your dealer today. For Sale by

KING & SMITH CO.

