

RATES OF SUBSCRIPTION. (STRICTLY IN ADVANCE.)	
One year.....	1.50
Six months.....	.75
Three months.....	.50

The Tillamook Headlight.

Conservation moves along favorably in Congress and certainly this is not a question that calls for any partisan alignment.

Even if New Mexico and Arizona should be Democratic at the start they will be Republican as soon as they get the true bearings.

No anxiety is felt at present on the subject of providing means by which an ex-president may be prevented from rusting out.

If aerial packet lines are established in this country Uncle Sam will not allow his flag to disappear from the atmosphere.

Porto Rico is able to negotiate loans at 4 per cent. The connection with Uncle Sam is valuable financially as well as otherwise.

Two more stars on the flag will make forty-eight, another proof that there was no bad luck connected with the original thirteen.

The only way an ambitious man can attract attention these days is to fly higher and stay in the air longer than any other aviator has done.

If it is true that the United States this year will have a \$9,000,000,000 crop the railroads that talk of canceling orders for new cars are making a poor circulation.

A year in the wilds of Africa is apt to leave some physical mark, and Col. Roosevelt has not escaped with an absolutely clean bill of health.

The other navigators of the air will have to take off their hats to Count Zeppelin, who has produced an airship that will carry passengers on schedule time.

Aviator Hamilton says it is as easy to fly by night as by day. Some people have found it easier, and the "fly-by-night" actor has been with us ever since barnstorming began.

Copper has been discovered in the Joplin region. But the Joplin district has never had a luckier strike than the congressman who helped to protect the miners' wages against peon competition.

A petition asking Mr. Bryan to "stand for the United States Senate" is being circulated and signed in Nebraska. Mr. Bryan may conclude to stand. He has tried running and may want to change his tactics.

One of the biggest financial swindles ever worked off on the people of this country was brought to public attention by Chief Post Office Inspector Mayer, when he caused the arrest of S. S. Bogart of the United Wireless Telegraph Company, in their offices at 42 Broadway, New York. Mayer asserts that these men have made huge fortunes running into several millions of dollars by the clever promotion of the scheme and the sale of quantities of stock which had no real value. The company is said to be the outgrowth of the Amalgamated Wireless Securities Company, which was organized in Maine in 1904. It was not until November of 1906 that the scheme took shape in the attempt to make the company the successor of the defunct De Forest wireless concern. There are now said to be over 28,000 investors in the almost worthless stock, and the promoters are held on the charge of unlawful use of the mails.

At a club banquet in St. Paul at which ex-Forestry Chief Pinchot and ex-Secretary of the Interior Garfield were the principal speakers, the president of the club proclaimed that a new party was to be founded there and then, and that it would sweep the country in 1912. What has become of that party? So far as can be discerned along the line of this stream, the announcement has not set the upper Mississippi on fire. The Republican organization is still extant. Nor has the Democratic party thus far been driven out of business. Conservation was the leading question which was discussed at the St. Paul affair, and the men who discussed it had some connection with it in the past. Some of the things which they said were perhaps worth saying. But conservation is not the paramount issue in the United States at this moment, interesting as it is. It is not large enough to build a large party upon. Moreover, in discussing conservation each speaker wandered off on to a few other questions, and on some of them they said queer things. One of them declared, or intimated, that the tariff act of 1909 revised duties upward. The other declared that Congress was either blind or corrupt, and that it would not lend a hand to the conservation movement. This is strange talk.

Justice Effenberger Explains.

SIR,—Because I feel that the statements made in your issue of January 30th, concerning my arrest of Bookkeeper Milner, of the Sweeney Construction Comp., for the paying off of men with non-transferable time checks payable only at their head office in Portland, are misleading and inclined to leave a wrong impression I would ask that you kindly give me the time and space for an explanation.

The origin of the trouble is the lately adopted, non-transferable, payable in Portland, time check.

Common knowledge of our state laws applying to cases of this kind is too generally held to make necessary more than the simple mention of the fact that the company has, probably thoughtlessly, made a mistake; the results of this mistake, however, was much farther reaching in their effect than would appear at a first glance.

Many of the men working on the construction work are foreigners of one kind and another who neither speak or understand English and who for that reason are wholly unable to take care of themselves if they happen to get caught without sufficient money to pay their necessary expenses.

Now a few days since several such men came to Nehalem with these non-transferable time checks, and having no money, were quite naturally refused meals and lodging by the boarding house keepers. The situation and their inability to understand the efforts made to explain, excited them and it was necessary to apply to the officers to quiet and care for them.

The men could not well be forced to leave town, even had the people of the town felt so disposed, because of the fact that it is twenty six miles over a rough trail to Seaside, and it was nearly night; so they were fed and cared for and in the morning the constable returned with them to headquarters camp, explained the situation and asked that they be given the customary time check in order that they might, by getting them cashed, have money to pay their expenses.

This request, after some little argument, was complied with and the men sent on their way.

The trouble did not end here. In fact, it was only a beginning. Group after group of men in the same situation came along until it became an unbearable nuisance, and I decided to take such steps as I might be able to stop it.

I arrested the bookkeeper, Milner, as he seems to be the official head of the company here and placed him under \$200.00—not \$500.00—bonds, hoping thereby to check the nuisance for a time and am now making every effort to find ways and means of stopping it permanently.

This, Mr. Editor, is a plain statement of the case as it stands, and I thank you in advance for the opportunity of making it.

Yours very truly,

JOS. EFFENBERGER,
Justice of the peace first district,
Nehalem.

[We publish above a communication from Jos. Effenberger, Esq., Justice of the peace at Nehalem, in regard to his arrest of Mr. Milner, bookkeeper for the Sweeney Construction Co., on a charge of paying the men off with non-transferable time checks.

The General Laws of Oregon, 1907, Chapter 183, prohibits payment for wages due employers, provides how acknowledgments of such indebtedness shall be paid, fixes the time when certain wages shall become due, and provides for the collection of reasonable attorney's fees in actions to recover wages. But it does not in any way make the issuance of non-negotiable time checks a criminal act and does not provide for any punishment for so doing.

We have no doubt but that the issuance of these non-negotiable time checks by the Sweeney Construction Co. worked a serious hardship, both on the men who received them and on the business interests of Nehalem. In one view of the matter Justice Effenberger is to be commended for the interest which he seems to take in the welfare of the laboring man and that of the community in which he lives. On the other hand, when a magistrate, be he Justice of the Peace or the Supreme Court, arrogates to himself the power to make an act criminal where the legislature has imposed no criminal liability whatever, and then proceeds, without authority of law and without even having any information in writing filed (as did Justice Effenberger in this case), to issue a warrant solely on the strength of his own arrogated authority, suspicion or say-so, has a person arrested, brought before him and made to give bail for his appearance to answer the charge, such a magistrate becomes a standing menace and dangerous to the

rights, liberty and happiness of all the community.

Goodness knows, we have criminal laws enough in this state with methods of procedure laid down by statute, without having magistrates manufacture out of whole cloth more criminal laws and methods of procedure to suit their own particular notions.

Justice Effenberger has no more and no greater rights, privileges and powers than any other citizen, except as they are conferred upon him by virtue of his office, and his official powers are no greater than are strictly conferred upon him by statute and these powers cannot be enlarged by him in any way. When he, or any other magistrate, exceeds his jurisdiction, makes his own laws, tramples under foot the rights and liberties of others, he does so at his own peril.

Justice Effenberger may consider himself extremely fortunate, if, through the leniency of Mr. Milner and the Sweeney Construction Co., this unwarranted usurpation of authority on his part is allowed to go unnoticed.—ED.]

The Write-Up of the County.

The Headlight hit the nail squarely on the head when it said the county court made a mistake when it appropriated a certain sum of money for publicity work without consulting someone with experience. Booklets descriptive of the county would be all right to satisfy vanity and a good advertising medium if it can be carried out on a large scale. Ten thousand books can only reach 10,000 people at the best. If the books interest one in a thousand you have ten new comers for the effort and expense. Five hundred dollars paid for write-ups in the large eastern dailies with circulations hovering around 500,000, followed up by descriptive circulars and letters to the inquiries from such write-ups would bring results much greater at about the same expense as 10,000 books.—Curier.

We have been informed by good authority that the write up of Tillamook county as ordered by the county court is not what it should be. This being the case, why was the work accepted as satisfactory by the committee whose business it was to see that the county should get value received before paying for it. The write up is one of the most important features of the connection with the publicity work and should have been gotten out accordingly. Its true value should lie in the manner in which the resources of the county are portrayed to the reader. It should be clear, concise and interesting and above all it should be based on facts. There is sufficient matter of interest in this county to fill volumes and still confine the statements to absolute facts.

The resources of this county are unlimited and furnish vast fields for conservative investors to build mills and factories with all of the advantages afforded by water and rail transportation facilities. Dairying in all its branches and the varied agricultural pursuits will appear to thousands of home seekers who have not yet heard of Tillamook county. Is it then not worthy of the best efforts on the part of those in charge to have this done in a creditable manner in order to get the best results? If the "write up" is a rank failure both in the makeup and the composition, what is to be expected in return for the money expended by the county for this purpose? There are plenty of capable men in this county who have lived here a number of years and who are perfectly familiar with the situation, who would have done better. Just why these men were not selected to do the work is a hard matter to say.—Nehalem Enterprise.

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