

THE DISTRICT ATTORNEY AND THE GRAND JURY.

Will Waive all Technicalities If Indicted—Cost of Recall Election.

November 24, 1914. To W. S. Hare, Joe Durrer, W. E. Noyes, H. G. Foland, Fred Kabke, Erick Glad and E. R. Ayer, members of the Grand Jury of Tillamook County, Oregon.

Gentlemen:—During the latter part of September 1914, you commenced to investigate and inquire into certain rumors and pretended charges of incompetency and delinquency in my office as District Attorney for Tillamook County, Oregon.

At that time I voluntarily appeared before you, answered your questions, gave information and explained every thing concerning such pretended charges and idle Town Gossip, and above all urged and requested that you as Grand Jurors thoroughly investigate and inquire into all matters and rumors you have heard concerning my incompetence or delinquency in office, and if you find any reasonable facts or truth substantiating such charges, to return a true bill of indictment so that I may have a fair and impartial trial and an opportunity to be heard by the people in justification and defense.

With this end in view, I also informed you that I would request Governor West to cause this matter to be investigated in order to aid you in arriving at the truth of the situation and act according to law. This I have done, and the Governor immediately sent his secretary Miss Hobbs, who I understand was in consultation with you, and she returned to Salem on the next train, having devoted some 2 or 3 hours in making the investigation, utterly disregarding the courtesy and fairness due a state co-official to ask me whether I had any information or proof to offer in defense or justification of such charges, if any.

It is common knowledge that much talk and criticism prevailed during the last term of the Court because several criminal cases of considerable interest in the community were thrown out of court on the ground that the indictments which I presented were not sufficient to sustain a conviction.

Attorney General Crawford and other eminent lawyers were of the opinion that the indictments in question, which caused all the talk and criticism against me, were good and sufficient in every respect.

In view of the fact that Judges and lawyers, learned and experienced in the law, were not of the same mind and differed in opinion as to who was right or wrong in his contention of the law; it stands to reason, that you gentlemen of the Grand Jury are hardly qualified and competent to judge and determine the question of my competency. The Supreme Court of Oregon would be more apt to judge correctly this question.

On October 3rd, I was unexpectedly called to New York on account of the fatal illness of my parent, and upon my return to Tillamook, after an absence of five weeks, I have learned that you gentlemen of the Grand Jury with the aid of the Governor and the whole state machinery were unable to secure facts or information to substantiate the truth of those charges and were obliged to drop the indictment against me.

As I understand the law pertaining to the duties of a Grand Jury, you have done everything that is required of you and which is considered with your office by having made inquiries and an investigation lasting for a period of six weeks. When at the end of that time you fail to find any facts and are unable to prefer or prove any charges against a person, it is your duty and the policy of the law to drop the matter under investigation and do nothing more, unless you discover other evidence which would be sufficient and justify an indictment.

However, being perhaps public spirited and overzealous in your efforts to safeguard the interests of the people and to decrease the burden of the tax-payers of the County; you gentlemen of the Grand Jury, acting still in your official capacity, and having failed to return an indictment which would afford me a public trial and a means of self-defense; you saw fit to go a long way out of the scope of your official duty and the consistency of your office, and evidently prompted by public spirit and a sense of justice you instituted recall petitions against me and each one of you members of the grand jury is now circulating petitions throughout the county, giving as reasons demanding recall that I am incompetent to properly perform the duties of my office and that I am absent from office without good cause, all of which increased the burdens of the tax-payers in the County.

The reasons which you give for my recall you have been investigating for whole weeks, and if they are true and founded on facts, then why don't

you return a true bill of indictment? which upon trial by a jury of 12 fair citizens in a Court of Justice will result in my dismissal from office, being the same result which you desire to bring about by the recall proceedings.

The recall will cost the tax-payers \$1400.00. The cost of a trial will be about \$100.00.

Are you trying to decrease the burdens of the taxpayers.

I understand you are advised by lawyers that an indictment against me would be subject to technical objections and difficult to draw. In this regard I desire to assure you and your council that I will waive all technical objections and will afford the State every reasonable opportunity free from technicalities to establish a case against me on the charges you have enumerated in your recall petitions.

Having had implicit confidence in your fairness and sense of justice, and believing you have the interest of the taxpayers at heart, I now suggest that you give up the recall proceedings and save the taxpayers an enormous expense, and proceed with the indictment without fear of my taking advantage of technicalities.

The result you seek to obtain is the same in both cases, except that in case of a trial the court is insignificant and I will have a fair chance to defend myself.

The salary of the District Attorney is \$1200 a year paid by the state.

The cost of the recall estimated by the County Clerk is \$1400 paid by the tax payers of this County.

Trusting you have no motive other than to see fair play, I remain ever ready and willing to aid you in the discharge of your duties as a Grand Jury of this County.

Yours truly, M. J. Gersoni.

"THE TREY O' HEARTS." Appears in the Headlight and Given in Moving Pictures.

With this issue we publish the first chapters of "The Trey O' Hearts," which will appear in the Tillamook Headlight weekly for fifteen weeks, and be given in moving pictures at the Gem Theatre. Next Monday and Tuesday evenings the films will be shown of the chapters we have published to-day. The story and the films have proven immensely attractive in other cities, for it is one of the best plays ever produced in moving pictures.

The Story. We cinched the exclusive publication rights of Louis Joseph Vance's new sensation, "The Trey O'Hearts," we did it at a price that staggered other publishers—biggest sum ever paid for a serial of its kind.

The Universal Film Manufacturing Co. pronounced "The Trey O'Hearts" the best action story for film purposes they had seen in three years. They backed up their judgment by putting the punch and \$200,000 cash into a set of pictures that are more than remarkable—they're simply extraordinary.

Won't Cost You One Red Penny. You read a paper regularly. Read ours and get all the soul stirring, heart-gripping installments of "The Trey O'Hearts"—it sets a mile mark in literature and it won't cost you a penny more to read it.

Overshadowed. "The Fortune Hunter"—"The Black Bag"—"The Brass Bowl"—Louis Joseph Vance wrote them all. You know what millions thought of these stories. You know how they gripped—thrilled and inspired. But "The Trey O'Hearts" overshadows them all. Vance has set himself a mark in this story he'll never beat and we doubt if even he, master of the written word, will ever pen another like it. Action—plot and telling, all combine to push "The Trey O'Hearts" into the top notch of the best sellers in record time.

Mental Back Summersaults. No matter how clever, you can't fathom the plot of "The Trey O'Hearts" one inch ahead of the words you're reading or the scene you're viewing. It keeps you turning mental back summersaults all the way whether you're reading the story or seeing the picture.

Superhuman Imagination. The imagination of this man Vance is superhuman—surprise is too mild a word to describe situations "The Trey O'Hearts" is filled with over-flowing. And the end of every installment, written or pictured, is a startling climax that leaves you tense in every nerve, waiting and watching for the next one.

Obituary Notice.

Soubia Spencer was born June 22, 1837 in Old Town, Maine, where her early life was passed. At the age of eighteen she married Luther Spencer of the same place and after twenty-three years they moved to Wisconsin where the remainder of her married life, twenty-seven years was passed.

Since the death of her husband she has lived with her daughter of Deer Park, Wash., coming to Tillamook, Oregon in September of this year, where she passed away Wednesday the eighteenth of November.

She was of a quiet disposition doing much good always to others. Her life was one of much travel and wide experiences. She made many friends and she was very devoted to her children and grandchildren. She was a member of the Church of God, a firm believer in the "One who doeth all things well." She leaves three children, two sons and one daughter: C. J. Spencer of Everson, Wash., W. A. Spencer of Fargo, North Dak., Mrs. Frank Best of Tillamook, Ore.

Services were conducted by C. Peirson from the United Brethren Church. Interment took place at Beaver cemetery.

Ladies Form Civic League.

In response to a call for a meeting for the purpose of organizing a Civic League, a number of women of Tillamook met at the high school auditorium Saturday afternoon and took the necessary steps toward perfecting the organization, a move which will prove one of the most important factors in civic improvement that has ever been initiated in the city. Mrs. Whitehouse was appointed chairman of the meeting, and after an interesting and concise statement of the subject in view, called for nominations for officers. Mrs. Edwards, who has recently come to the city, and who has had much experience in club work received the unanimous vote of the assembly for president; Mrs. Alderman was elected vice President and Mrs. Everson Sec-Tres.

A committee on constitution and by-laws, Mesdames Edwards, F. R. Beals and Erskine will be ready to report at the next meeting. A membership committee was also appointed, Mesdames Bales, Mason, Shultz, Hill and McGee.

While the object of the league is civic improvement in its broadest sense, it is also the intention to begin a movement which it is hoped will ultimately result in securing a county library and a Carnegie Building. The laws of Oregon provide that any county may levy a tax not to exceed one-half mill on each dollar of taxable property for the purpose of establishing a county library. No county seat is more advantageously situated than Tillamook to give the entire county the benefit of a library, both by books loaned in the city and through the distribution at sub-stations, as is the plan of these institutions.

Furthermore, Mr. Carnegie will give much more generously for a county than for a city, because of the greater number of people that can receive the benefit of his gift; and with this in view it is proposed to begin movement towards that end. Committees from the Commercial Club, Parent Teachers Association, Civic League and Library Board will begin the necessary preliminary work for this purpose.

Mr. Carnegie bases his donation on the amount of support to be given, as for example, if Tillamook County should give \$25,000.00 toward the support of a county library his gift would be \$25,000.00. While the plan might not be feasible just at this time it is well to begin to think about it, talk about it, and when the opportune time comes be ready to take final steps toward the culmination of plans already made.

It is hoped that every woman in Tillamook will feel it not only a privilege but a duty to become associated with the Civic League, for on each one rests a certain amount of responsibility for making the city just what it should be. A large attendance is expected at the next meeting which will be held Saturday, Dec. 5 at the high school.

Canzada Everson, Sec. Tres.

Hoof and Mouth Disease has Cost \$750,000.

Washington, Nov. 17.—To date the federal and state governments have expended approximately \$750,000 in the campaign against the live stock foot and mouth disease epidemic. Of this about \$400,000 has been born by the Federal Government, almost exhausting the available funds of the Department of Agriculture. An emergency appropriation of probably \$200,000 will be asked of Congress when it meets to complete the work of stamping out the disease.

Experts of the department estimate that about \$700,000 has been spent for slaughtering condemned animals, one half of which is born by the Federal Government and the other half by the state government. The last outbreak of the disease—that of 1908—cost the Federal Government \$300,000. The infected states then included Pennsylvania, New York, Michigan and Maryland.

On reports from field inspectors that outbreaks of the disease had occurred in the state of Washington and in the District of Columbia, department officials prepared to-day to place the affected areas under quar-

antine. Action was withheld, however pending receipt of more definite information.

Notice of Caucus.

Notice is hereby given, that a caucus will be held at the Court House in Tillamook City, Oregon, on Saturday, November 28th, 1914, at the hour of 8:00 o'clock p.m., for the purpose of nominating the following officers for the ensuing year, to be voted on at the city election on December 7th, 1914, to-wit:

Mayor, five councilmen and city treasurer. Also one water commissioner from the fourth ward.

Done by order of the Common Council. Dated this November 18th, 1914.

John Aschim, City Recorder.

Notice of City Election.

Notice is hereby given, that on Monday, the 7th day of December, 1914, at the City Hall in Tillamook City, Tillamook County, Oregon, a regular city election will be held for Tillamook City, Oregon, for the election of the following officers to-wit: To serve for one year as follows: Mayor, one councilman from the first ward, one councilman from the second ward, one councilman from the third ward, one councilman from the fourth ward, one councilman from the fifth ward, City Treasurer, and one Water Commissioner from the fourth ward to serve for five years.

Which election will be held at 8:00 o'clock in the morning and will continue until 6 o'clock in the afternoon of said day.

Dated this 18th day of November, 1914.

John Aschim, City Recorder of Tillamook City Oregon.

Stock Running At Large.

At the general election held in Tillamook County, State of Oregon, on the 3rd day of November, 1914, a majority of all votes cast in Kilchis election precinct, in said County and State, was against stock running at large in said Kilchis precinct; therefore

Notice is hereby given, that after sixty days from the date of this notice it shall be unlawful for stock to run at large in said Kilchis election precinct, in Tillamook County, Oregon; under penalty of \$10.00 for the first offense and \$20.00 for each and every subsequent offense, to be recovered from the owner of the stock.

It is the duty of each constable and each road supervisor to enforce the provisions of the law pertaining to stock running at large.

Dated at Tillamook, Oregon, this 19th day of November, 1914.

J. C. Holden, County Clerk for Tillamook County, Oregon.

Stock Running At Large.

At the general election held in Tillamook County, State of Oregon, on the 3rd day of November, 1914, a majority of all votes cast in Rockaway election precinct, in said County and State, was against stock running at large in said Rockaway precinct; therefore

Notice is hereby given, that after sixty days from the date of this notice it shall be unlawful for stock to run at large in said Rockaway election precinct, in Tillamook County, Oregon; under penalty of \$10.00 for the first offense and \$20.00 for each and every subsequent offense, to be recovered from the owner of the stock.

It is the duty of each constable and each road supervisor to enforce the provisions of the law pertaining to stock running at large.

Dated at Tillamook, Oregon, this 19th day of November, 1914.

J. C. Holden, County Clerk for Tillamook County, Oregon.

Stock Running At Large.

At the general election held in Tillamook County, State of Oregon, on the 3rd day of November, 1914, a majority of all votes cast in Bayocean election precinct, in said County and State, was against stock running at large in said Bayocean precinct; therefore

Notice is hereby given, that after sixty days from the date of this notice it shall be unlawful for stock to run at large in said Bayocean election precinct, in Tillamook County, Oregon; under penalty of \$10.00 for the first offense and \$20.00 for each and every subsequent offense, to be recovered from the owner of the stock.

It is the duty of each constable and each road supervisor to enforce the provisions of the law pertaining to stock running at large.

Dated at Tillamook, Oregon, this 19th day of November, 1914.

J. C. Holden, County Clerk for Tillamook County, Oregon.

CEMENT, PLASTER, LATH, LIME, BRICK, FIRE BRICK, FIRE CLAY, ASPHALT, LAND PLASTER and COAL. LAMB-SCHRADER COMPANY. DOCKS: WAREHOUSE. FRONT STREET, BETWEEN 2nd & 3rd AVENUE WEST.

F. C. FELTSCHAU Is now ready to take any Contract in the Cement and Building Line.

Hoof and Mouth Disease Should be guarded against by using Strong Disinfectants in and around barns. CLOUGH'S CARBOLIC COMPOUND Is a cheap, safe and reliable antiseptic and disinfectant. Costs ready to use only 3c. per Gallon. C. I. CLOUGH CO. RELIABLE DRUGGIST. Wier, Sprechen Deutsch.

The Range With A Reputation Some of the Reasons Why A perfect Baker—absolutely dependable, every day, year in, year out. Built on honor, of the best materials. Outwears Three Ordinary Ranges. Economical In Fuel. The Great MAJESTIC Charcoal and Malleable Iron RANGE. FOR SALE BY ALEX. McNAIR & CO. It Should Be In Your Kitchen.