

Tillamook Herald.



ISSUED TWICE A WEEK—TUESDAY AND FRIDAY;
LARGEST CIRCULATION OF ANY PAPER IN TILLAMOOK COUNTY

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NO. 101

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ARE BUSINESS GETTERS

OUR PORTLAND LETTER.

Livestock Association Seeks To Aid Industry.

Portland, Or., Jan. 7. (Special)—Certain measures believed to be of benefit to the state as a whole are favored by the Oregon Purebred Livestock Association, which will present them to the coming session of the Legislature. Among these is the Livestock Sanitary Bill, which has the approval of the grange, the woolgrowers, dairy association and the Consumers League. The association also asks that \$50,000 out of the Panama-Pacific Exposition appropriation be set aside for livestock premiums to go to Oregon exhibitors.

An appropriation of \$10,000 is asked for purchasing livestock for the Oregon Experiment Station; this is to be a continuing appropriation. It is recommended that the premium fund for livestock at the State Fair be raised and that an annual appropriation of \$3,000 be made for the annual dairy show at Portland. It is also thought best to do away with district fairs and establish a county fair in each county. It is recommended that no state fair be held in 1915, but that this state join with the Panama-Pacific Exposition to hold the biggest stock show at San Francisco ever known.

Plans are complete for the Oregon Irrigation Congress, to be held in Portland January 9, 10 and 11, which will be attended by many from all parts of the state. Not only has there been an excellent program arranged, but there will be plenty of entertainment for the delegates. Two banquets are scheduled.

Oregonians aboard the special Royal Rosarian train that invaded California the past week made many friends for this state in the South. Their route was marked by demonstrations of welcome that proved the high regard in which the Beaver State is held and which will mean that Oregon will have a very prominent place in the 1915 exhibitions both at San Francisco and San Diego.

Dates have been fixed for the annual convention of the American Association of Nurserymen in Portland next June 18, 19 and 20. As this is the week following the Rose Festival, an effort will be made to have the visitors come early in order to attend the flower fete. It is expected that from 400 to 500 Eastern members of the association will attend. The Pacific Coast Association of Nurserymen meets here at the same time, convening one day earlier to transact business of the organization.

Our county school superintendents in convention at Salem last week took steps to encourage the country life movement among the school children of the state. They asked that the State Fair be held later in September to give more time for preparing school exhibits. It was also decided to foster poultry raising and several superintendents will try to get every pupil in their counties to raise not less than thirty chickens or ducks.

DR. BANCROFT HERE NEXT WEEK.

Dr. Bancroft's lecture at the High School Auditorium next Thursday and Friday. This man is of national reputation and you cannot afford to miss hearing him. His subjects will be Thursday "Hoodoo or riddles of the mind" and Friday "The ups and downs of matrimony." This is what the papers say of Dr. Bancroft: Amarillo (Tex.) Daily News: Bancroft is Season's Lion—Noted Lecturer Speaks to three packed Houses in Amarillo. Despite the threatening attitude of the weather and the mud underfoot, a large audience was at the Grand Opera House last night to hear Dr. Geo. Gilbert Bancroft deliver his famous lecture on "Hoodoo." Dr. Bancroft has enjoyed large audiences at all of his three lectures here and no lecturer has been more appreciated by an Amarillo audience. Sunday afternoon a packed house heard him speak to men only on "Man's Hell." This was a strong talk full of good common sound sense and was very impressive. The "Ups and Downs of Matrimony" was very entertaining and instructive, and one on which he has spent much time and thought. Dr. Bancroft will always be remembered with pleasure by the people of Amarillo.

Attorney General Renders Opinion

Drys Also Secure Opinion From State's Attorney. Attorney Botts Answers Headlight.

To the voters of Tillamook City:—

I would like to submit a statement in reply to the misrepresentations made by the Headlight as to the Attorney General's opinion as to the election to be held next Tuesday.

Mr. Baker in his headlines says, that Attorney General holds that no election can be held." This is a misrepresentation of the opinion as applied to the case.

The Attorney General in his telegram says, that a local option election can be held only in November, citing the local option law. This is correct.

The election to be held Tuesday is not a local option election, and is not dependent in any way upon the local option law as to its validity or effect. By the constitution of the state, Tillamook County is given exclusive power over the sale of intoxicating liquors, but in its limits is subject to the provisions of the local option law. The provisions of the local option law, briefly, are, that when a petition is presented to the County Court, signed by the proper number of voters, an election is required to be held, and if at this election a majority declare in favor of prohibition, the County Court makes an order prohibiting the sale of liquor within the territory. If a majority is against prohibition the Court makes no order, except to declare the result. In case of prohibition it is made a crime to sell liquor within the territory, and for this a penalty is prescribed, which is obtained by prosecution in the state courts, either before a justice of the peace or in the circuit court. Any fines that are inflicted go to the county. Applying to Tillamook City, the city would have nothing to say whatever as to the prosecution of the case, nor would it receive any part of the fines which might be collected.

If the vote is against prohibition, then the local option law does not affect the situation in any way whatever, because, in that case, it neither licenses the sale of liquor nor prohibits it. In other words the local option law is not put into effect in the locality unless there is a vote for prohibition, and as in the case of Tillamook city at this time, under the local option law, the prohibition of the sale of liquor is a matter left exclusively in the hands of Tillamook city to govern.

The election to be held next Tuesday is one for the amendment of the City Charter a provision that the sale of liquor in Tillamook City shall be unlawful. Such a provision might have been enacted by the city at any time while the local option law was in effect in the city, because the Supreme Court has expressly held that the fact that the state makes certain things a crime does not prevent a city from also prohibiting the same things by ordinance, and punishing a violation of the ordinance, and a conviction in the city court does not prevent a prosecution in the state court for the same act.

The Supreme Court has held in the only cases that have been before it, that where a city is in a dry county under the local option law, or was in 1910, that that law is in effect until another election is held under the local option law, which results in a majority vote against prohibition. This makes the city subject to the provisions of the local option law, that is, the city cannot license the sale of liquor while it is prohibited by the terms of the local option law.

The local option law is a state affair. The amendment of the City Charter is a city affair. The two are separate and distinct, and the confusion that has arisen in this case has been by reason of the fact that the attorneys and the legal editor of the Headlight have not grasped this distinction.

The claim that the city cannot act in this matter at this time is one that is put up by the saloon keepers and their henchmen for the purpose of confusing the people of the city and inducing them to vote in favor of saloons. There is absolutely no foundation for any such claims as they make, and the people of Tillamook City may rest assured that this matter is in their hands. If they want saloons of course they can, by their vote, say so; but if they do not want them the opportunity is before them to vote against them on next

Tuesday, and if the charter amendment carries the saloons will be subject to and will obey the provisions of that amendment, which will close them April 1st.

I feel that I may be showing a good deal of boldness to disagree with the position taken by the legal luminary who edits the Headlight, but I feel so well assured of my position in the matter that I am willing to take the chances of doing this, even in opposition to his distinguished views.

I might suggest further, that the fact that the editor of the Headlight is not a resident of Tillamook City might make it seem a matter of propriety that he should not attempt to interfere so much in local affairs of the city when he has no voice in the matter when it comes to electing officers or making improvements for the City.

I would like to say a word also as to the bugaboo that is being put forward, that if the city votes the saloons out there will be gallon houses established just outside of the city limits. Now, the only way in which such houses can be run under the law will be for them to petition the county court for license, and they must have a majority of the voters in the precinct sign their petition. It may have escaped the attention of some of these people that the people of Tillamook City live in the two precincts of Tillamook and Hoquartion, and these are the two precincts which adjoin Tillamook City as well, and where these gallon houses would have to be located if they were put next to the city limits. It would seem very likely that if the people of Tillamook City vote to shut out the saloons from their midst, that the saloon men will not get a majority of them to sign their petition, let alone getting a majority of the people living in the country in these precincts to sign as well. Possibly Brother Baker would be willing to sign a petition for a saloon in his precinct, and possibly his neighbors would be willing to do the same thing, but I very much doubt it.

Since writing the first part of this letter I have been in communication with the Attorney General's office in regard to the telegram which Mr. Clausen received, and assured that the telegram sent to Mr. Clausen had no application to the matter of the city controlling the liquor business as a city proposition in any way it saw fit, and this has been confirmed by the following telegram:

Salem, Oregon, Jan. 10, '13.

H. T. Botts,

Tillamook, Oregon.

City is not prevented by local option law prohibiting sale of liquor by ordinance or charter amendment. Home Rule Amendment gives city exclusive right to control sale of liquor subject only to local option law and does not interfere with prohibition by city.

A. M. Crawford,
Atty. Gen.

Those who have been relying on the authority of the Attorney-General, as holding illegal our coming election, may now see that this foundation is swept from under them, leaving the square issue to be settled by us next Tuesday of licensed saloons, or no saloons.

H. T. Botts.

THINKS COST OF LIVING SOON WILL TAKE DROP.

Chicago Evening Post:

"I believe the high cost of living bugaboo will have disappeared two years from now."

Such was the declaration of Daniel O. Lively, chief of the live stock department of the Panama-Pacific Exposition, in the course of a discussion at the International live stock show today.

"This country is going to see wonders worked by the farmers and live stock raisers within the next few years," he said. "Everywhere I go and everything I hear indicates that we are on the threshold of an era of great prosperity."

Mr. Lively blames the underproduction of cattle for the present condition of living costs. He said the bulk of western lands are best fitted for stock raising and that the farmer sold his birthright for a mess of cold turkey when he turned from the splendid beef production of the old days to raising grain.

"The production of live stock is going to grow in leaps and bounds for the reason that the farmer and small rancher finally have realized the profit there is in raising live stock—especially as contrasted against truck farming," he continued. "The generous prices paid

Odd Fellows and Rebekas Install

Some 200 Present at the Joint Installation. Banquet at Cafeteria; Dance at Club Rooms.

On Tuesday evening some 200 members and guests gathered at the I. O. O. F. hall in this city and witnessed the installation of the officers of the Odd Fellow and Rebekah lodges for the ensuing year.

The installation ceremonies began at 9 o'clock and lasted until 11 o'clock, after which everyone attended a banquet prepared at the cafeteria. After the banquet those who enjoyed dancing went to the Commercial Club rooms where an orchestra was in waiting.

The officers installed were: Odd Fellows; N. G., J. W. Maddux; V. G., Chester McGhee; Recording Secretary, S. A. Broadhead; Financial Sec'y, T. R. Monk; Treasurer, Chester Holden. Rebekas; N. G., Mrs. Henry Deihl; V. G., Mrs. Alva William; Secretary, Mrs. E. D. Snodgrass; Financial Secretary, Mrs. J. W. Maddux; Treasurer Mrs. Elmer Hoar.

PORT OF NEHALEM PROFFER IS MADE.

Washington, Jan. 4.—Senator Bourne accompanied Frank A. Rowe, treasurer of the Port of Nehalem, to the war department today to urge the acceptance of a proffer of \$235,000 toward jetty work. Secretary of War Stimson said he would give a decision in a few days as to the sufficiency of the guarantee. Mr. Rowe says he has sold enough bonds in Ohio to guarantee the payment promised by the Port of Nehalem on harbor work—the \$613,000 project recommended by the board of engineers, and on which the initial appropriation has been made.

CHINESE LABOR IS MENACE TO WORLD.

Pittsburg, Pa., Jan. 4.—The Rev. Frank W. Bible, a missionary at Hankow, China, told a gathering at the Kenmaw Hotel that iron made in Hankow can be shipped to Brooklyn and from there to Buffalo by rail and sold at less than Pittsburg iron, and that it can be shipped to Toronto cheaper than it can be made in Canada. He says that only the white light of Christianity can keep China from overrunning the world.

"To show you what these people really are—and there are 400,000,000 of them," he said, "the revolution was the quickest and least bloody of any similar political movement involving so many people, that the world has ever seen."

"The time has come," he continued. "It is the biggest crisis and the greatest opportunity that ever confronted the Christian religion. Yuan Shi Kai has asked the missionaries' aid and has given them and all the Europeans religious freedom."

"A Chinese coal miner gets 5 cents a day. China's resources are greater than ours, her brain power equal. How are we going to offset this? My children and your children will pay the penalty if we do not take religion to the Chinese and lift him, so that he will not work for 5 cents a day. That is the solution."

for stock in the open market, combined with the work of the agricultural colleges toward this end, has helped convince the farmer that he'd better change and reap this new field. Two years will see the West back at its old game of cattle raising—and perhaps the old-style cowboy may come back, too."

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