

WHO SAID OLYMPICS ARE OVER?



YOUR BIRTHDAY

Is this your birthday? Then you are alert and astute in business...

Bay Theatres

Evaytion—'TIMES SQUARE PLAYBOY'... 'HEART OF THE WEST'...

Yesterdays

5 Years Ago Today... 10 Years Ago Today... 20 Years Ago Today...

Coos Bay Times... SHELDON F. SACKETT... THIS NEWSPAPER STANDS FIRMLY IN FAVOR OF: 1. Dredging a 26-foot channel for Coos Bay...

ARROWS NEST... BY SHELDON F. SACKETT... A BRITISH newspaper critic has been turned over for August...

LONDON'S CAMPAIGN DULL Here it is the middle of August and Alfred Mossman London, republican candidate for president...

WARNER BROS., picture producers, have polled 725,000 theatre-goers to ascertain whether they like something for nothing...

Society And Clubs

New Bay P.T.A. Will Be Sponsor For Camp Fire... Social Calendar... Tuesday, Aug. 18... Wednesday, Aug. 19...

POSTAGE FREE

By DAVIS DRESSER... The silence was softly broken by the muffled chug-chug of a quiet tugboat...

Family Reunion Elects G. Cutlip Head at Picnic

Members of the three inter-related families... G. Cutlip was elected president of the annual reunion of the Smith-McClellan-Bernhart families...

LEGAL NOTICES

IN THE COUNTY COURT OF THE STATE OF OREGON, FOR THE COUNTY OF COOS... NOTICE OF FINAL ACCOUNT...

MILLIONS FOR OLD WOMEN

New York state is to be treated shortly to another of the frequent legal battles involving the wealth of the departed millionaire... Colonel Green's estate...

COOS BAY

COOS BAY deserves a better road to the beach than it has in the Empire-Crocker-Sun... The road is extremely rough and so dusty...

Joanne Vaughan Honor Guest at Birthday Party

COMPLIMENTING her daughter on the occasion of her birthday, Mrs. Archie Vaughan was hostess for a group of Miss Vaughan's friends...

HOW 'I' doin'?

It didn't pay to squawk, Dusty had found, when one was bent upon an undertaking of this magnitude... crippled watchman aboard...

At The Courthouse

Glenn Wolff, Myrtle Point, and Tonella Curtis, Bridge, have been granted a marriage license... Mrs. Helen Gibson, who has been living in the 'Volcanos'...

COQUILLE

Helen Gibson, who has been living in the 'Volcanos'... Mrs. and Mrs. Luckey Bonney are vacationing on Vancouver Island...

CLOCK STAGES COMEBACK

JOHN STONE, Pa. 619—The town clock, daily standby for the lunch-hour stenographers and shopkeepers...

LEGAL NOTICES

IN THE COUNTY COURT OF THE STATE OF OREGON, FOR THE COUNTY OF COOS... NOTICE OF FINAL ACCOUNT...

LIBERTY

'HEART OF THE WEST'... 'I HAD TO HAPPEN'... Mrs. Thomas Otterson...

POSTAGE FREE

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THOMAS HORSLEY DISTRICT GOVERNOR, VISITS LOCAL CLUB

Wewokan Elevated to High Place in Rotary Makes Official Visit to His Own Club.

This was "Governor's Day" at the rotary club. Tom Horsley of Wewoka, Governor of the Twelfth District of Rotary, made his official visit to the local club.

The official visit started at ten o'clock, when President Tom Malloy and the chairman of the committees met with the District Governor. This conference lasted over two hours, and then Governor Horsley spoke to the club as a whole.

Outstanding Rotarian

Mr. Horsley was introduced by President Malloy, who stated that the twelfth district had as its district governor, one of the outstanding rotarians and the district one of the very best governors it has had.

Mr. Horsley spoke of the individual rotarians, and stated that rotary began with the individual, and ends with the individual.

He said that any person becoming a member of rotary should understand that he must put something into rotary. It is an honor to be asked to become a member of rotary, but the individual having accepted membership should understand that it is up to him to earn the benefits that he is to derive from the membership.

Rotary makes a well rounded individual, it was pointed out by the speaker. The many ways to serve in the community are pointed out to the individual by rotary, it was stated.

The address was an inspiring one of interest, however mostly to rotarians, and many stated following the address, that this address of the governor, plainly showed his wide and thorough grasp of rotary, and showed also his outstanding fitness for the exalted position to which Governor Horsley has been elevated.

Visiting rotarians were: Tom Adams, Holdenville; Ben Germany, Maud; Ed Holly, Maud; Carl M. West, Holdenville; and Lex Crutchfield, Holdenville.

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ELECTION BOARD UNDER HANDICAP

Supreme Court Decision Throws Election Case Back to County

RULE IS LAID DOWN

Looney-Crump Contest Is Limited by New Decision of State Justices

By PAUL ROBERTS
World Capital Bureau.

OKLAHOMA CITY, Oct. 1.—The decision of the state supreme court this week in the Seminole county angle of the Looney-Crump district judgeship election contest did not end any phase of the contest but merely sent the case back to the Seminole county election board for another hearing to determine whether the ballots shall be recounted.

This is the result of the decisions which have so far been made in the case, despite the fact that reports have it that the decisions gave Looney the democratic nomination for district judge in the Hughes-Seminole district.

One effect of this week's decision is to prevent the Seminole county election board from certifying its recount vote, which gave George Crump enough votes to have given him the nomination.

In order to understand the entire affair and eradicate some of the misunderstandings that have grown out of the contest case, it is necessary to go back and take the two decisions on the Seminole angle of the contest.

In the first decision the supreme court laid down a rule that defines what county election boards must do before they can recount the ballots. In this first decision the supreme court ruled that before a recount can be made by a county election board that board must hold a public hearing and make three findings of fact, to-wit:

Three Requirements.

1. That the ballots have been preserved in the exact manner prescribed by statute.
2. That the ballots have been preserved by the officers directed by the statute to preserve them.
3. That the ballots while in the possession of the officers were not so exposed to unauthorized persons as to offer reasonable opportunity of their being changed or tampered with.

Under this decision handed down early in September the Seminole county election board held a public hearing and reached the conclusion the ballots had not been altered and were the identical ballots cast for district judge in Seminole county. Upon this finding the county election board then recounted the ballots and found

enough errors to give Crump the nomination.

Looney at once appealed and the supreme court Tuesday held that while the Seminole county board had found the ballots not altered and had found them to be the identical ballots cast in the primary, the board had not obeyed the order of the court and made the three exact findings ordered in the first opinion. So the supreme court Tuesday prohibited the Seminole county board from certifying its recount to the state election board.

Under Tuesday's decision the Seminole county board can now have another public hearing but it must make its findings prove the three things outlined in the first opinion. If the board does that then it can again recount the vote.

Found Irregularity.

The decision Tuesday points out that as a matter of fact the evidence showed the ballots of one precinct had not been strung and sealed, had not been placed in a sealed envelope and kept in the custody of the election officials. The supreme court also says that what happened was that the ballots from one precinct were left loose in an unsealed envelope, the envelope taken to the courthouse and thrown on the floor beside the chair in a courtroom; that guards found the unsealed envelope and took out the ballots and counted them, placed them back in the envelope and placed it on top of the boxes. The next day the county election board recounted the ballots and found enough votes to give Crump the nomination.

Under the circumstances the supreme court refuses to allow the county board to certify the recount vote and also says the county board not only did not make the findings required before a recount can be had but that the very fact some of the ballots were not sealed and that they were counted by unauthorized persons shows the ballots were "not preserved in the manner prescribed by statute." On this ground the court refuses to allow certification of the recount.

Under the circumstance it is difficult to see how the Seminole board can now make the finding required by the supreme court before it makes another recount, for the court has said some of the ballots were not placed in a sealed envelope.

The decisions this week and two weeks ago are far reaching in their general effect because they make it almost impossible for a county board to recount the ballots unless it can find affirmatively the three major things the court demands in all recount cases.

There seems little chance now of there ever being a recount between the first and second primaries unless grave fraud and patent frauds exist that show on their face the ballots were not preserved according to statute or were exposed to the hands of unauthorized persons.

8,000 CHINESE ARE SLAIN

Bandits Massacre Inhabitants of Lihslan After Long Siege.

PEIPING, China, Oct. 1 (A.P.)—Advises received here state that 8,000 persons have been massacred by an army of bandits at Lihslan, south of Kansu. The town was attacked four weeks ago following a siege of months and

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seriously wounded by the blast.

Apache Youth Is Birdman

According to reports, Ralph Rundle, who is a student at the government flying school near San Antonio, Tex., has become so proficient in handling an airplane that he has been allotted one of Uncle Sam's machines.

Student flyers must undergo an intensive course of training and show real ability to have a machine turned over to their individual care, so this Apache lad is to be congratulated upon his achievements. He has been attending the school for several weeks, and will probably complete the course in the near future.

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JANUARY 29, 1904

He Was Drunk.

ARDEKA, I. T., Jan. 28, 1904.

ED. OKEMAS HERALD:

DEAR SIR: Please give the following the required space in your valuable paper:

The following are the contents of a letter received from one of the Seminole delegates now at Washington and which I desire to have published. The delegates have seen a most disgraceful and ridiculous affair which occurred before and in the office of the Commissioner of Indian Affairs. On January 19th, by their request, the delegates had an audience with the Commissioner of Indian Affairs and were accompanied by their interpreter, J. C. Johnson. During the conversation the interpreter displayed unmistakable signs of intoxication. In attempting to withdraw some papers, relating to the case in hand, from his pocket, he tore them badly, whereupon he rushed from the room, leaving his overcoat and hat behind him. The commissioner then asked the delegates if they had another interpreter with them, and on being informed to the contrary said they were excused.

If the above account of the interpreter's actions be true, he has done a great disservice upon the leading men in the Seminole nation. He has disgraced himself and consociated him the position.

Yours truly,

H. N. KONGREHAN